

Acts and Joint Resolutions

OF THE

GENERAL ASSEMBLY

OF THE

State of South Carolina

REGULAR SESSION OF 1967

First Part

of Fifty-fifth Volume of Statutes at Large

(The Acts and Joint Resolutions of 1968 will
Constitute the Second Part)

PRINTED UNDER DIRECTION OF
LEWIE GRIFFITH MERRITT
CODE COMMISSIONER

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NOTICE

The regular session adjourned *sine die* July 14, 1967.

In the parentheses to the left of the permanent numbers are two numbers of which this is an example: (R28, H1150). The first number is preceded by R in every instance, and the second number by either H or S. The R indicates the Ratification Number of the act; the H the House Number as a Bill and the S the Senate Number as a Bill.

Also published herein are rules and regulations issued pursuant to general and permanent laws and which have been filed in the office of the Secretary of State.

LEWIE GRIFFITH MERRITT,
Code Commissioner.

Columbia, S. C.,
September, 1967.

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281. AN ACT To Amend Section 14-3051, Code Of Laws Of South Carolina, 1962, Relating To The Composition And Election Of The Orangeburg County Highway Commissioners, So As To Change The Composition And Method Of Election; And To Amend Section 14-3067, Code Of Laws Of South Carolina, 1962, Relating To Annual Reports, So As To Require Reports To The Legislative Delegation For Approval, Including An Itemized Budget For The County Government.—P. 376.
282. AN ACT To Amend Sections 71-84 And 71-96, Code Of Laws Of South Carolina, 1962, Relating To Assistance Grants To Certain Persons, So As To Exempt Certain Earned Income In Establishing Assistance Grants; To Amend Section 71-91, Which Defines A Dependent Child For Assistance Purposes, So As To Include Certain Children Attending School; And To Add Section 71-135, So As To Exempt Certain Earned Income In Establishing Assistance Grants For Persons Totally And Permanently Disabled.—P. 377.
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291. AN ACT To Amend Section 14-814, Code Of Laws Of South Carolina, 1962, Relating To The Allendale County Board Of Directors, So As To Change The Day For Holding Meetings.—P. 385.
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303. AN ACT To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 22-104.1, So As To Provide That No Institution Of Higher Learning Supported In Whole Or In Part By The State Shall Sell Or Dispose Of Real Estate Except With The Consent Of Two-Thirds Of The Members Of The Board Of Trustees.—P. 413.
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306. AN ACT To Amend Section 51-395.3, Code Of Laws Of South Carolina, 1962, Relating To The Rural Recreational District Of Richland County, So As To Further Provide For Its Membership; And To Provide For The Appointment Of Additional Members.—P. 418.
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308. AN ACT To Provide For The Acquisition Of Private Property For Slum Clearance And Redevelopment In York County For Public And Private Re-Use By Purchase Or Condemnation; To Prescribe Limitations On The Sale Of Condemned Property Used For Private Purposes; And To Prescribe Other Necessary Procedures.—P. 424.
309. AN ACT To Amend Sections 69-103, 69-122 And 69-133.1, Code Of Laws Of South Carolina, 1962, Relating To The State Warehouse System, So As To Provide Further For Employees Of The System, Bond Requirements And Conditions For Such Bonds; To Add Certain Additional Insurance Requirements; And To Increase The Warehouse Receipts Guarantee Fund To Five Hundred Thousand Dollars, To Authorize Investment Of Such Fund By The State Treasurer, And To Require An Additional Fee For The Issuance Of Warehouse Receipts To Maintain The Guarantee Fund.—P. 428.
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311. AN ACT To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 65-1780.4, So As To Provide That All Deeds Conveying Real Estate In Orangeburg County Be Countersigned By The Tax Assessor.—P. 432.
312. AN ACT To Provide That Certain Public Officials In Orangeburg County Shall Give A Receipt For Money Collected By Them In Connection With The Performance Of Their Duties And To Provide A Penalty.—P. 432.
313. AN ACT To Amend Section 32-242, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The County Board Of Health Of Florence County, So As To Provide For An Additional Member And His Qualifications.—P. 433.
314. AN ACT To Amend Section 65-1523, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Specific Property Exemptions From Taxation, So As To Exempt Dorchester Masonic Lodge In North Charleston.—P. 434.
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316. AN ACT To Amend Section 33-460, Code Of Laws Of South Carolina, 1962, Relating To Permits To Excavate On Highways In Greenville County, So As To Include Pickens County.—P. 436.
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323. AN ACT To Provide That The Provisions Of Section 29-101.2, Code Of Laws Of South Carolina, 1962, Relating To The Starting Of Fires In Williamsburg And Clarendon Counties, Shall Not Apply To Clarendon County.—P. 442.
324. AN ACT To Increase The Membership Of The Oconee County Board Of Public Welfare From Three To Five Persons.—P. 443.
325. AN ACT To Amend Section 21-3666, Code Of Laws Of South Carolina, 1962, Relating To The Powers Of Oconee County Superintendent Of Education, So As To Authorize The Superintendent To Reorganize The Board Of School Trustees After Each Election; Section 21-673, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Board Of Trustees, So As To Further Provide For Its Organization; And Section 21-3677, Code Of Laws Of South Carolina, 1962, Relating To Advisory Board Of Trustees, So As To Abolish Such Board And Provide The Method For Recreating Such Board.—P. 443.
326. AN ACT To Amend Sections 46-138.1 And 46-138.8, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Uninsured Motor Vehicles, So As To Change The Uninsured Motorist Fee From Twenty To Fifty Dollars.—P. 446.
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328. AN ACT To Provide For The Creation Of Horizontal Property Regimes And Regulations Therefor, And To Repeal Act No. 750, Acts And Joint Resolutions, 1962, Relating To Horizontal Property.—P. 449.
329. AN ACT To Amend Act No. 134 Of 1963, Relating To Construction Permits In Hampton County, So As To Require A Report To The Tax Assessor Of Building Additions, Demolitions, Burned Buildings Or Placement Of Mobile Homes Within Ninety Days Of Such Changes, And To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 14-400.872, To Designate The County Auditor As Agent To Sell And Issue Mobile Home Licenses And Retain The License Fees.—P. 459.
330. AN ACT To Implement The Amendment To Article I, Section 17 Of The Constitution Of South Carolina, 1895, As Amended, Relating To Slum Clearance And Redevelopment Work In Municipalities In Spartanburg County, So As To Confirm The Power And Authority Of Municipalities In Spartanburg County In Connection With The Purchase Or Acquisition, Through The Exercise Of Eminent Domain, Of Private Property In Slum Clearance, Urban Renewal And Redevelopment Projects In Blighted Or Slum Areas In Spartanburg County.—P. 460.
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338. AN ACT To Amend Section 60-2, Code Of Laws Of South Carolina, 1962, Relating To The Bond Which Shall Be Given By The Registers Of Mesne Conveyances In Certain Counties Before Entering On The Duties Of Their Office, So As To Increase The Amount Of The Bond Which Shall Be Given By The Register Of Mesne Conveyances For Spartanburg County.—P. 468.
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340. AN ACT To Create The School District Of Charleston County And To Abolish The County Board Of Education Of Charleston County.—P. 470.
341. AN ACT To Amend Section 14-3350.5, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Sales Of Surplus, Confiscated Or Obsolete Property Of Spartanburg County, So As To Require Such Property To Be Reported And Delivered To The Administrative Assistant Of The County Board Of Control For Advertisement And Sale.—P. 476.
342. AN ACT To Increase The Number Of Petit Jurors From Thirty-Six To Fifty In Edgefield County.—P. 477.
343. AN ACT To Amend Section 16-396, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Dumping Trash On The Property Of Another Or On Highways, So As To Provide An Additional Penalty For Littering From A Motor Vehicle.—P. 478.
344. AN ACT To Establish The Chesterfield-Marlboro Area Technical Education Center Committee And To Repeal Act No. 53 Of 1963, Relating To The Chesterfield County Commission For Vocational And Technical Training And Trade Schools.—P. 479.
345. AN ACT Making It Unlawful To Start Fires In Forestry District No. 42 (Spartanburg County) Except Under Certain Conditions And Providing For Violations.—P. 481.
346. AN ACT To Create The 441 Water And Sewer District Of Sumter County; To Provide For The Governing Body, Its Terms, Powers And Duties; And To Provide Penalties For Violations.—P. 482.
347. AN ACT To Amend Section 59-390, Code Of Laws Of South Carolina, 1962, Relating To The Payment Of Municipal Bonds So As To Further Provide Therefor.—P. 489.
348. AN ACT To Amend Section 6 Of Act No. 309, Acts And Joint Resolutions Of South Carolina, 1965, Relating To Necessary Findings By Public Agencies Which Are Prerequisite To Refunding Of Bonds, So As To Provide For Alternate Findings Which May Serve As A Basis For Such Refunding.—P. 489.
349. AN ACT To Amend Section 1-645, Code Of Laws Of South Carolina, 1962, Relating To The Filing Of Public Bonds Of Political Subdivisions, And To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 1-644.1, So As To Require Copies Of Proceedings Relating To The Issuance Of Bonds By The State Be Filed In The Office Of The Secretary Of State, And To Provide For The Time Within Which Actions Contesting The Issuance Of Such Bonds May Be Brought.—P. 491.

350. AN ACT To Amend Section 65-2014, Code Of Laws Of South Carolina, 1962, Relating To The Deposit Of Certain Funds By County Treasurers, So As To Provide For The Deletion Of The Time Required That The County Treasurers Must Hold Such Funds And To Authorize County Treasurers To Make Investments Of Such Funds.—P. 493.
351. AN ACT To Amend Section 65-256.3, Code Of Laws Of South Carolina, 1962, So As To Provide An Equitable Method Of Apportioning The Net Income Of Airlines.—P. 495.
352. AN ACT To Amend Section 65-322, Code Of Laws Of South Carolina, 1962, So As To Provide For A Limit Of Three Years For The Assessment Of Additional Income Taxes From The Time When The Return Was Filed, Due To Be Filed, Or Whichever Is The Later.—P. 495.
353. AN ACT To Amend Section 19-592, Code Of Laws Of South Carolina, 1962, Prohibiting A Foreign Corporation From Serving As Executor Or Administrator Of A Decedent Estate, So As To Prohibit Any Corporation Created Under The Laws Of The United States And Any Officer Acting For A Foreign Corporation Not Having Business In This State From Serving As Executor Or Administrator Of Such Estate.—P. 496.
354. AN ACT To Amend Section 67-53, Code Of Laws Of South Carolina, 1962, Requiring That A Nonresident To Act As A Trustee Shall First Secure A Fiduciary Bond, So As To Provide Certain Requirements For A Foreign Corporation To Act As A Testamentary Trustee.—P. 497.
355. AN ACT To Amend Sections 65-223.1, 65-259 (8), 65-275, 65-453, 65-455, 65-465, 65-481 And 65-547, Code Of Laws Of South Carolina, 1962, And Act No. 944 Of 1964, All As Amended, And All Relating To Taxation, So As To Adopt Amendments And Applicable Regulations As Of December 31, 1966, Relating To Certain Federal Internal Revenue Code Sections Adopted By Reference.—P. 499.
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358. AN ACT To Amend Act No. 148 Of 1965, As Amended, Relating To The Creation Of The Kershaw County Economic Opportunity Commission, So As To Further Provide For The Members Of The Commission.—P. 502.
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428. AN ACT To Make Supplemental Appropriations For The Ordinary Operating Expenses Of The State Government For The Fiscal Year 1966-1967, For Permanent Improvements, To Further Regulate The Fiscal Operations Of The State Government For 1966-1967; To The Amount Of The General Fund Reserve At Twenty-Five Million Dollars At The End Of 1966-1967, And To Amend The Law Relating To Police Officers' Retirement System.—P. 608.
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442. AN ACT To Provide For A Tax Levy In Charleston County To Defray The Costs Of Operating The County Board Of Assessment Control; To Provide For The Disposition Of Funds Received In Settlement Of A Certain Bond Claim; To Make Provision For Monies Derived From The Sale Of Certain Information; And To Authorize The Expenditure Of Unexpended Funds.—P. 633.
443. AN ACT To Amend Sections 23-2, 23-51, 23-52, 23-61, 23-63, 23-65.1, 23-69, 23-75, 23-78, 23-97 And 23-98, Code Of Laws Of South Carolina, 1962, Relating To Election Laws, So As To Make It Easier For Voters To Register, To Make Technical Changes And To Otherwise Provide Therefor; To Amend The Code Of Laws Of South Carolina, 1962, By Adding Sections 23-51.1 And 23-51.2, So As To Help Facilitate Registration Of Voters; And To Repeal Sections 23-53, 23-64, 23-65, 23-65.2, 23-72, 23-76, 23-77 23-104 And 23-214, Code Of Laws Of South Carolina, 1962, Relating To Provisions Of The Election Laws Which Have Either Been Merged Into Other Sections Or Which Are Deemed Unnecessary; And To Repeal Act No. 419 Of 1965, Relating To The Darlington County Registration Board; And To Provide For An Appropriation.—P. 634.
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454. AN ACT To Amend The Code Of Laws Of South Carolina, 1962, By Adding A New Section 21-794.1 To Require Private School Busses To Comply With Certain State Laws And Regulations Of The State Board Of Education.—P. 651.
455. AN ACT To Amend Sections 56-1545, 56-1545.2, 56-1545.3, 56-1545.8, 56-1545.10, 56-1545.11, 56-1545.12, As Amended, And 56-1545.14, Code Of Laws Of South Carolina, 1962, Relating To Real Estate Professions, So As To Provide For The Licensing Of Real Estate Auctioneers, To Clarify Transactions, Persons And Agencies Which May Be Exempt From The Provisions Of The Real Estate Licensing Law And To Increase The Fee Required For The Issuance Of A Temporary License; To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 56-1545.1:1 So As To Provide Certain Definitions; And To Provide That Certain Real Estate Auctioneers May Be Licensed Without Examination Within One Year From The Effective Date Hereof.—P. 652.
456. AN ACT To Amend Section 65-1664, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Taxing Of Pawnbrokers, So As To Define Unredeemed Property.—P. 656.
457. AN ACT To Provide For A Central Voter Registration System And For The Office Of Deputy Secretary Of State For Elections; To Require The Bureau Of Vital Statistics And County Boards Of Registration To Furnish Certain Information To The Deputy Secretary Of State For Elections; To Amend Sections 23-62, 23-68, As Amended, 23-71, 23-73, 23-74, 23-92, 23-100, 23-101 And 23-211, Code Of Laws Of South Carolina, 1962, Relating To Persons Qualified To Register To Vote, Application For Voter Registration, Registration Certificates, Appeals From Refusal To Register, The Furnishing Of Certain Information By The Clerks Of The Circuit Courts And Magistrates, Additional Certificates Required Of Certain Electors, And The Precinct Wherein An Elector Shall Vote, So As To Further Provide For Voter Registration, Voter Certificates And Reports, Appeals By Electors Whose Names Have Been Deleted And Precincts Wherein Electors Shall Vote; And To Repeal Sections 23-93, 23-94 And 23-104, Code Of Laws Of South Carolina, 1962, Relating To Reports Of Deaths And To

- Voters Residence In Spartanburg County; And To Repeal Sections 23-70, 23-91, 23-95 And 23-96, Code Of Laws Of South Carolina, 1962, Relating To Registration Certificates And To The Registration Books And Rights Of Appeal And To Make An Appropriation And To Make Special Provisions For Registration Of Electors From September 1, 1967 Through September 30, 1968.—P. 657.
458. AN ACT To Amend Section 65-775, As Amended, And Section 65-752, Code Of Laws Of South Carolina, 1962, Relating To The Bottled Soft Drinks Tax And The Soft Drinks Syrup Tax, So As To Exempt From The Tax The First Fifteen Thousand Gross Of Crowns And Lids In One-Cent Units On Bottled Soft Drinks, And Reduce The Tax On The Second Fifteen Thousand Gross To One Dollar And Five Cents, And Reduce The Soft Drinks Syrup Tax From One Dollar To Ninety-Five Cents Per Gallon.—P. 668.
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461. AN ACT To Amend The Code Of Laws Of South Carolina, 1962, By Adding Sections 21-1038 Through 21-1038.12, 21-1042 And 21-1043, So As To Provide For Consolidation Of The School Districts In Aiken County And To Create The Aiken County Board Of Education And Provide For District Superintendents Of Schools And To Amend Sections 21-1041, 21-1045, 21-1046 And Article 6, Chapter 19, Title 21, Code Of Laws Of South Carolina, 1962, Relating To The Aiken County Superintendent Of Education, Area Boards Of Education And The Negro High School, So As To Further Provide For The County Superintendent Of Education, Create Area Advisory Councils And Area Superintendents And To Repeal Sections 21-1051 And 21-1052, Code Of Laws Of South Carolina, 1962, Relating To The Budget And Levy Of The Aiken County Board Of Education, Closing Of Certain Schools And Creation Of The School District In Aiken County. P. 671.
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463. AN ACT To Provide For The Control Of The Subdivision Of Land In Dorchester County And To Provide Penalties For Violation.—P. 680.
464. AN ACT To Amend Section 22-29 Of Chapter 2, Title 22, Code Of Laws Of South Carolina, 1962, As Amended, By Providing That In Computing The Debt Limitation Therein Fixed For State Institution Bonds The Cash Value Of The Sinking Fund Created By Section 22-38 Of The Code Shall Be Deducted From State Institution Bonds At Such Time Outstanding.—P. 689.
465. AN ACT To Increase The Terms Of The Mayor And Councilmen Of The Town Of Eastover In Richland County To Four Years And To Provide Staggered Terms Therefor And To Amend Section 47-112, Code Of Laws Of South Carolina, 1962, Relating To Certain Towns Having Two-Year Terms For Mayor And Councilmen, So As To Delete Eastover From The Provisions Thereof.—P. 690.
466. AN ACT To Validate The Creation Of Certain Subdistricts Of Greenwood Metropolitan District And The Issuance Of Bonds By Such Subdistricts; To Amend Act No. 441 Of 1959, As Amended, To Confirm The Right Of Greenwood Metropolitan District To Issue Bonds For Its Own Purposes And To Raise Funds With Which To Buy The Bonds Of Subdistricts And Other Matters Relating

- There to; To Provide For The Handling By The County Treasurer Of Proceeds Received By Subdistricts From The Sale Of Its Bonds; To Provide For The Receipt And Handling Of Subdistrict Taxes; To Authorize Eminent Domain Powers For Subdistrict Committees; To Provide Rule Making Powers For Subdistrict Committees; To Authorize The Imposition And Collection Of Inspection Fees; And To Make It A Misdemeanor To Tap, Without Permission, Onto A Line Of Either Greenwood Metropolitan District Or A Subdistrict Thereof And To Provide Penalties Therefor.—P. 691.
467. AN ACT To Increase The Number Of Petit Jurors That May Be Drawn In Marlboro County.—P. 698.
468. AN ACT To Repeal Sections 33-1674.3, 33-1674.4, And 33-1113, Code Of Laws Of South Carolina, 1962, Relating To The Levy And Use Of Road Tax Funds In Greenville County.—P. 698.
469. AN ACT To Amend Act No. 863 Of 1964, Relating To The State Department Of Mental Health, So As To Increase The Membership Of The South Carolina Mental Health Commission And To Delete An Obsolete Reference.—P. 699.
470. AN ACT To Amend The Code Of Laws Of South Carolina, 1962, By Adding Sections 65-3531.1, 65-3531.2, 65-3531.3, 65-3531.4, 65-3531.5, 65-3531.6, 65-3531.7, And 65-3531.8, So As To Provide For A Tax Assessment District In Greenville County, Create The Positions Of Tax Assessors And Prescribe Their Duties, Permit Entry For Inspection, Provide For Notices Of Increased Assessments, Create A Tax Appeal Board And Provide For Appeal Procedures, And To Repeal Sections 65-3531 Through 65-3534, 65-3534.1, 65-3534.2, 65-3534.3, 65-3534.4, 65-3534.5 And 65-3535 Of The 1962 Code, Relating To Tax Districts, Assessment, Assessment Personnel, The Tax Board Of Review And The Filing Of Names Of Certain Employees, All In Greenville County.—P. 700.
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836. A JOINT RESOLUTION Proposing An Amendment To Section 5 Of Article X Of The Constitution Of South Carolina, 1895, Relating To The Limit Of Bonded Indebtedness Of Certain Political Subdivisions, So As To Permit School District No. 2 In Richland County To Incur Bonded Indebtedness Up To Thirty Per Cent Of The Assessed Value Of The Taxable Property Therein, And To Exclude Such Indebtedness From The Limitation Of Aggregate Indebtedness Upon Any Municipality Or Political Subdivision Of The County Or State Covering Or Partially Extending Over The Territory Of The District.—P. 1885.
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838. AN ACT To Authorize The Trustees Of Richland County School District No. 2 And The County Treasurer Of Richland County, To Borrow Not Exceeding Four Hundred Forty Thousand Dollars To Be Used For School Purposes And To Provide For The Payment Of Such Loan.—P. 1889.
839. AN ACT To Amend Act No. 502 The Acts And Joint Resolutions Of South Carolina, 1959, Relating To The Columbia Hospital Of Richland County, So As To Increase The Membership Of The Board Of Trustees Of That Institution From Five To Six Appointed Members, And To Make The Chief Of Staff Of The Hospital An Ex Officio Member Of The Board.—P. 1890.
840. A JOINT RESOLUTION To Propose An Amendment To Section 5 Of Article X Of The Constitution, Relating To The Limit Of Bonded Indebtedness Of Certain Political Subdivisions, So As To Permit School District No. 5 Of Lexington County And School District No. 6 Of Richland County To Incur Bonded Indebtedness Up To Thirty Per Cent Of The Assessed Value Of The Taxable Property Therein, And To Exclude Such Indebtedness From The Limitation Of Aggregate Indebtedness Upon Any Territory In The Two Counties.—P. 1892.
841. AN ACT To Authorize The Commission Of The Rural Recreational District Of Richland County To Issue General Obligation Bonds Of The District In An

Amount Not To Exceed One Million Dollars Within The Applicable Constitutional Debt Limit Of The District; To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which Their Proceeds May Be Expended; And To Make Provisions For The Payment Of The Bonds.—P. 1893.

842. A JOINT RESOLUTION Proposing An Amendment To Section 5 Of Article X Of The Constitution Of South Carolina, 1895, Relating To The Limit Of Bonded Indebtedness Of Certain Political Subdivisions, So As To Permit School District No. 1 In Richland County To Incur Bonded Indebtedness Up To Thirty Per Cent Of The Assessed Value Of The Taxable Property Therein, And To Exclude Such Indebtedness From The Limitation Of Aggregate Indebtedness Upon Any Municipality Or Political Subdivision Of The County Or State Covering Or Partially Extending Over The Territory Of The District.—P. 1896.
843. AN ACT To Authorize The Board Of Administrators Of Richland County To Issue As A Single Issue Eight Hundred Fifty Thousand Dollars Of The Amount Of General Obligation Bonds Authorized By Act No. 1346 Of 1964, And The One Million Five Hundred Thousand Dollars Of General Obligation Bonds Authorized By An Act Of 1967, Bearing Ratification No. 118, For Hospital And Technical Educational Purposes, Respectively.—P. 1897.
844. AN ACT To Authorize The Board Of Trustees Of School District No. 2 Of Richland County To Issue Not Exceeding Four Hundred Forty Thousand Dollars Of General Obligation Bonds Of The School District; To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which Their Proceeds May Be Expended; And To Make Provision For Repayment.—P. 1899.
845. AN ACT To Authorize The Board Of Administrators Of Richland County To Issue Not Exceeding Fourteen Million Dollars Of General Obligation Bonds Of Richland County For Public Hospital Facilities If The Election Shall Result Favorably; To Prescribe The Conditions Under Which The Bonds May Be Issued; To Prescribe The Purposes To Which The Proceeds Shall Be Applied; And To Make Provision For The Payment Of The Bonds.—P. 1902.
846. AN ACT To Authorize The Board Of Trustees Of School District No. 1 Of Saluda County To Issue Not Exceeding Two Hundred Forty-Eight Thousand Dollars Of General Obligation Bonds Of The School District, To Prescribe The Conditions Under Which The Bonds May Be Issued, To Prescribe The Purposes For Which The Bonds May Be Issued, To Prescribe The Purposes For Which The Proceeds Of The Bonds Shall Be Expended And To Make Provision For The Payment Of The Bonds.—P. 1908.
847. AN ACT To Authorize The County Board Of Commissioners Of Saluda County To Issue Not Exceeding Two Hundred Seventy-Five Thousand Dollars Of General Obligation Bonds Of Saluda County; To Prescribe The Purposes For Which The Bonds Shall Be Issued And To Make Provision For The Payment Of The Bonds.—P. 1910.
848. AN ACT To Repeal Sections 5 And 6 Of Act No. 1391 Of 1966, Authorizing The Saluda County Nursing Home Board To Borrow Certain Funds.—P. 1913.
849. AN ACT To Authorize The Trustees Of Spartanburg County School District No. 1 And The Treasurer Of Spartanburg County To Borrow Not Exceeding Four Hundred Thousand Dollars To Be Used For General School Purposes And To Provide For The Payment Of Such Loan.—P. 1913.
850. AN ACT To Provide For The Levy Of Taxes For Saluda County For School And County Purposes For The Fiscal Year Beginning July 1, 1967; To Provide For The Expenditure Thereof; And To Provide For Other County Purposes.—P. 1915.
851. AN ACT To Amend Act No. 1122, Acts And Joint Resolutions Of South Carolina, 1960, Act No. 135, Acts And Joint Resolutions Of South Carolina, 1953, As Amended, And Act No. 525, Acts And Joint Resolutions Of South Carolina, 1953,

- Relating To Bond Issues For School Districts No. 1, 2 And 3 Of Spartanburg County, So As To Modify The Provisions Relating To The Interest On And The Maturity Date Of The Bonds.—P. 1927.
852. AN ACT To Amend Act No. 657, Acts And Joint Resolutions Of South Carolina, 1951, Relating To The Issuance And Sale Of Bonds Of School Districts 1, 2, 3, 4, 5, 6, 8, 9, 10, 11 and 12 Of Spartanburg County, So As To Modify The Rate Of Interest On Such Bonds.—P. 1928.
853. AN ACT To Direct The Board Of Control Of Spartanburg County To Make A Deed To Vest Title To Property Formerly Underlying Mill Street In The Lyman Community Of Spartanburg County In The Owner Of The Property Abutting Thereon.—P. 1929.
854. AN ACT To Authorize The Spartanburg County Board Of Control To Issue And Sell Not Exceeding Six Hundred Thousand Dollars Of Coupon Bonds Of Spartanburg County, The Proceeds Thereof To Be Used For The Construction And Equipping Of Three Vocational High Schools And Facilities For Higher Education, And To Provide For A Tax To Pay The Bonds And Interest Thereon.—P. 1930.
855. AN ACT To Empower A Special Purpose District, Known As Cowpens Water District In Spartanburg County, Operating A Water Distribution System To Transfer And Convey The District To The Commissioners Of Public Works Of The City Of Spartanburg, To Authorize Such Acquisition By The Commissioners Of Public Works Of The City Of Spartanburg, To Prescribe The Terms And Conditions Under Which Such Transaction May Be Effected And To Provide For A Referendum Prior To The Transfer And Conveyance Of Such System.—P. 1933.
856. AN ACT To Amend Act No. 556 Of 1929, Act No. 935 Of 1954 And Act No. 1225 Of 1962, Relating To The Payment Of Both Principal And Interest Of Bonds Issued By The Spartanburg Metropolitan District, So As To Provide For The Levy, Collection And Disbursement Of Taxes To Retire Such Bonds.—P. 1937.
857. AN ACT To Authorize The Trustees Of Spartanburg County School District No. 4 And The Treasurer Of Spartanburg County To Borrow Not Exceeding Two Hundred Seventy-Two Thousand Dollars To Be Used For General School Purposes And To Provide For The Payment Of Such Loan.—P. 1939.
858. AN ACT To Empower The Commissioners Of Public Works Of The City Of Spartanburg As The Governing Commission Of Spartanburg Metropolitan District To Issue Not Exceeding One Million Three Hundred Thousand Dollars Of General Obligation Bonds Of Spartanburg Metropolitan District, To Prescribe The Conditions Under Which Such Bonds Shall Be Issued And The Purposes For Which Their Proceeds Shall Be Expended, And To Make Provision For The Payment Of The Principal And Interest Of The Bonds.—P. 1940.
859. AN ACT To Amend Act No. 713, Acts And Joint Resolutions Of South Carolina, 1965, Empowering The Spartanburg County Board Of Control To Issue Not Exceeding Two Million Three Hundred Thousand Dollars Of General Obligation Bonds Of The County For Hospital Facilities, So As To Change The Final Date For Issuing Such Bonds.—P. 1943.
860. AN ACT To Repeal Act No. 1402 Of The Acts And Joint Resolutions Of The General Assembly Of 1966 Appropriating The Sum Of Fifty Thousand Dollars For The Spartanburg Mental Health Clinic.—P. 1943.
861. AN ACT To Make Supplemental Appropriations For Spartanburg County For The Fiscal Year 1966-67 From The General Fund Of The County And To Authorize The Spartanburg County Board Of Control To Lend From The County Farm Account The Sum Of Twenty-Six Thousand Dollars To School Districts 4, 5, And 6, And The Sum Of Twenty-One Thousand Five Hundred Dollars To The Spartanburg County Commission On Technical Education.—P. 1944.

862. AN ACT To Authorize The Spartanburg County Board Of Control To Issue Not Exceeding Two Million Eight Hundred Forty Thousand Dollars Of General Obligation Bonds Of Spartanburg County To Provide Funds For Expansion Construction And Renovation Of The Spartanburg General Hospital And Hospital Equipment Purchases; For Construction Of A Long-Term Care Facility At The Spartanburg County Mental Health Clinic; For The Construction Of A New Home For The Aged And Chronically Ill To Be Known As Mountain View Home; To Prescribe The Terms And Conditions Under Which The Bonds May Be Issued; And To Make Provision For The Payment Thereof.—P. 1946.
863. AN ACT Relating To The Fiscal Affairs Of Spartanburg County, Making Appropriations Therefor, And Levying Taxes For The Fiscal Year Ending June 30, 1968.—P. 1949.
864. AN ACT To Authorize The Trustees Of School District No. 17 Of Sumter County To Borrow Not Exceeding One Hundred Twenty Thousand Dollars For Additional Public School Facilities; To Provide For The Payment Thereof; And To Repeal Act No. 1415 Of 1966, Relating To A Bond Issue For School District No. 17 Of Sumter County.—P. 1989.
865. AN ACT To Provide For A Levy Of Taxes For School And County Purposes For Sumter County For The Fiscal Year Commencing July 1, 1967; To Direct The Expenditure Thereof; To Fix The Salaries Of Certain Officers; And For Other County Purposes; And To Repeal Section 14-3441, Code Of Laws Of South Carolina, 1962, And Amend Section 14-3431, Code Of Laws Of South Carolina, 1962, So As To Transfer Duties Relating To Economic Opportunity Commission And Rural Fire Control Functions To Other Existing Agencies.—P. 1991.
866. AN ACT To Appropriate Money For The Ordinary Operating Expenses Of Union County For The Fiscal Year Beginning July 1, 1967, And Ending June 30, 1968, And To Appropriate Money For Certain Other Purposes And To Provide A Tax Levy Therefor.—P. 1999.
867. AN ACT To Provide For The Levy Of Taxes For Williamsburg County For The Fiscal Year Beginning July 1, 1967, And Ending June 30, 1968, And To Provide And Direct The Expenditure Thereof; And To Validate Certain Disbursements, Expenditures And Actions.—P. 2017.
868. AN ACT To Make Supplemental Appropriations For Williamsburg County For The Fiscal Year 1966-1967 From The General Fund Of The County.—P. 2024.
869. AN ACT To Make Supplemental Appropriations For York County For The Fiscal Year 1966-1967 From The General Fund Of The County.—P. 2025.
870. AN ACT Making Supplemental Appropriations For York County For The Fiscal Year 1966-67.—P. 2026.
871. AN ACT To Increase The Membership Of The Board Of Trustees Of The York County Hospital From Fourteen To Fifteen And To Provide For The Appointment And Term Of The Additional Member.—P. 2027.
872. AN ACT To Authorize The Board Of Trustees Of York School District No. 1 Of York County To Issue General Obligation Bonds Of The School District Within The Applicable Constitutional Debt Limit Of The District For The Purposes Enumerated Herein, To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which The Proceeds May Be Expended, And To Make Provision For The Payment Of The Bonds.—P. 2027.
873. AN ACT Making Supplemental Appropriations For York County For The Fiscal Year 1966-1967.—P. 2030.
874. AN ACT To Appropriate Sixty-Five Thousand Dollars For The Purpose Of Paying For And Repairing Equipment To Be Used In Road Maintenance In York County.—P. 2030.

875. AN ACT To Provide For The Appropriation From The General Fund Of York County An Amount Not To Exceed Forty-Five Thousand Five Hundred Eighty-Seven Dollars And Fifty Cents For The Purpose Of Improving The Rock Hill Municipal Airport.—P. 2031.
876. AN ACT To Provide For The Levy Of Taxes For York County For The Fiscal Year Beginning July 1, 1967, And Ending June 30, 1968. For School, County And Other Purposes; To Direct The Expenditure Thereof; To Prescribe The Powers, Duties And Authorities Of Various Officials Of The County; To Authorize And Direct The County Treasurer To Transfer Certain Funds; And To Authorize The York County Board Of Directors To Borrow And The York County Sinking Fund Commission To Lend Certain Money And To Provide For The Repayment Thereof.—P. 2032.
877. AN ACT To Create A Committee To Study The School System Of York County And To Report Its Findings.—P. 2050.
878. AN ACT To Appropriate Two Hundred Fifty Thousand Dollars From The Gasoline Tax Allocated York County For The Road And Street Paving.—P. 2050.

RATIFICATION NUMBERS

With Act Numbers Assigned

Ratification No.	Act No.	Ratification No.	Act No.
1966		51	772
1269	1	52	42
1293	2	53	43
1364	3	54	44
1967		55	773
1	Recalled	56	774
2	4	57	45
3	5	58	46
4	799	59	614
5	788	60	809
6	6	61	47
7	7	62	767
8	8	63	48
9	9	64	49
10	10	65	670
11	11	66	718
12	12	67	719
13	13	68	50
14	14	69	720
15	15	70	51
16	16	71	800
17	17	72	816
18	18	73	702
19	19	74	52
20	20	75	689
21	831	76	793
22	21	77	692
23	701	78	53
24	22	79	54
25	23	80	714
26	24	81	55
27	25	82	56
28	26	83	57
29	766	84	58
30	27	85	59
31	28	86	60
32	29	87	667
33	815	88	61
34	30	89	62
35	31	90	63
36	717	91	811
37	32	92	851
38	769	93	852
39	33	94	775
40	34	95	853
41	35	96	869
42	36	97	64
43	37	98	65
44	791	99	671
45	644	100	66
46	792	101	67
47	38	102	729
48	39	103	736
49	40	104	761
50	41	105	68

Ratification No.	Act No.	Ratification No.	Act No.
106	69	166	115
107	776	167	116
108	70	168	117
109	864	169	118
110	737	170	625
111	71	171	119
112	72	172	120
113	73	173	121
114	74	174	122
115	724	175	123
116	794	176	124
117	Recalled	177	125
118	832	178	126
119	777	179	127
120	75	180	128
121	76	181	129
122	77	182	130
123	78	183	131
124	79	184	132
125	80	185	133
126	81	186	738
127	82	187	658
128	83	188	134
129	84	189	135
130	768	190	136
131	85	191	137
132	86	192	138
133	87	193	672
134	88	194	673
135	89	195	139
136	90	196	140
137	91	197	141
138	92	198	747
139	93	199	142
140	94	200	699
141	95	201	143
142	96	202	833
143	97	203	144
144	98	204	145
145	99	205	146
146	100	206	147
147	101	207	148
148	102	208	149
149	103	209	150
150	619	210	151
151	104	211	152
152	105	212	153
153	106	213	730
154	107	214	154
155	108	215	155
156	109	216	156
157	624	217	157
158	110	218	158
159	656	219	159
160	111	220	160
161	112	221	161
162	Recalled	222	162
163	113	223	817
164	698	224	818
165	114	225	834

RATIFICATION NUMBERS

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Ratification No.	Act No.	Ratification No.	Act No.
226	163	286	208
227	835	287	209
228	164	288	210
229	650	289	211
230	165	290	212
231	166	291	213
232	710	292	214
233	613	293	215
234	731	294	216
235	693	295	217
236	167	296	218
237	168	297	219
238	169	298	220
239	170	299	617
240	171	300	221
241	778	301	222
242	172	302	223
243	173	303	224
244	674	304	225
245	174	305	226
246	175	306	227
247	176	307	779
248	177	308	780
249	178	309	228
250	179	310	229
251	180	311	230
252	181	312	231
253	182	313	232
254	645	314	659
255	183	315	233
256	184	316	234
257	185	317	235
258	186	318	819
259	187	319	236
260	188	320	837
261	189	321	237
262	190	322	748
263	739	323	870
264	191	324	238
265	192	325	239
266	193	326	240
267	194	327	646
268	195	328	812
269	196	329	241
270	197	330	242
271	198	331	243
272	836	332	244
273	199	333	618
274	628	334	752
275	200	335	245
276	675	336	246
277	795	337	247
278	201	338	248
279	202	339	249
280	203	340	250
281	204	341	703
282	205	342	251
283	732	343	838
284	206	344	854
285	207	345	252

Ratification No.	Act No.	Ratification No.	Act No.
346	253	406	296
347	254	407	297
348	255	408	298
349	256	409	299
350	257	410	300
351	683	411	301
352	258	412	302
353	Duplicate of R347	413	303
354		414	304
355	259	415	846
356	260	416	781
357	261	417	305
358	262	418	306
359	263	419	307
360	264	420	805
361	265	421	308
362	266	422	309
363	267	423	749
364	839	424	310
365	813	425	841
366	268	426	311
367	269	427	847
368	270	428	848
369	804	429	312
370	840	430	313
371	271	431	842
372	272	432	855
373	629	433	789
374	801	434	314
375	273	435	315
376	274	436	316
377	275	437	676
378	276	438	616
379	277	439	317
380	278	440	856
381	279	441	318
382	630	442	796
383	660	443	319
384	280	444	320
385	281	445	626
386	282	446	321
387	283	447	322
388	284	448	323
389	285	449	324
390	286	450	762
391	287	451	325
392	288	452	704
393	641	453	326
394	289	454	726
395	290	455	327
396	291	456	715
397	828	457	328
398	829	458	806
399	725	459	329
400	651	460	330
401	292	461	331
402	293	462	332
403	294	463	871
404	295	464	333
405	740	465	334
	711		

RATIFICATION NUMBERS

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Ratification No.	Act No.	Ratification No.	Act No.
466	335	526	377
467	336	527	378
468	807	528	379
469	337	529	380
470	338	530	381
471	339	531	382
472	340	532	383
473	341	533	384
474	342	534	385
475	716	535	386
476	615	536	387
477	343	537	388
478	344	538	389
479	345	539	868
480	857	540	754
481	346	541	390
482	347	542	391
483	348	543	392
484	349	544	393
485	350	545	394
486	753	546	395
487	351	547	396
488	352	548	397
489	353	549	822
490	354	550	398
491	355	551	866
492	356	552	712
493	684	553	859
494	357	554	399
495	358	555	400
496	359	556	401
497	677	557	402
498	763	558	679
499	360	559	403
500	820	560	733
501	821	561	404
502	678	562	405
503	361	563	406
504	362	564	782
505	363	565	407
506	867	566	408
507	364	567	409
508	365	568	410
509	858	569	411
510	685	570	412
511	830	571	413
512	366	572	414
513	631	573	415
514	367	574	416
515	368	575	417
516	369	576	418
517	370	577	686
518	371	578	419
519	372	579	420
520	373	580	783
521	374	581	421
522	727	582	422
523	728	583	423
524	375	584	424
525	376	585	425

Ratification No.	Act No.	Ratification No.	Act No.
586	426	646	471
587	427	647	708
588	428	648	709
589	429	649	472
590	430	650	473
591	431	651	474
592	432	652	632
593	433	653	475
594	652	654	476
595	434	655	477
596	435	656	662
597	872	657	478
598	436	658	627
599	623	659	479
600	437	660	480
601	438	661	481
602	439	662	482
603	620	663	721
604	440	664	483
605	441	665	484
606	442	666	485
607	443	667	486
608	444	668	487
609	445	669	823
610	446	670	633
611	447	671	488
612	448	672	489
613	449	673	784
614	640	674	490
615	770	675	491
616	450	676	824
617	451	677	492
618	707	678	634
619	622	679	493
620	452	680	494
621	453	681	495
622	454	682	639
623	455	683	668
624	456	684	496
625	457	685	497
626	458	686	498
627	459	687	499
628	460	688	500
629	461	689	501
630	621	690	502
631	790	691	503
632	741	692	653
633	680	693	504
634	462	694	505
635	705	695	506
636	463	696	507
637	464	697	860
638	465	698	861
639	466	699	849
640	467	700	508
641	734	701	742
642	468	702	509
643	469	703	510
644	661	704	681
645	470	705	873

RATIFICATION NUMBERS

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Ratification No.	Act No.	Ratification No.	Act No.
706	511	766	545
707	512	767	546
708	513	768	547
709	514	769	687
710	874	770	548
711	764	771	755
712	802	772	549
713	825	773	637
714	810	774	550
715	515	775	744
716	516	776	551
717	517	777	552
718	518	778	553
719	519	779	554
720	520	780	808
721	521	781	756
722	522	782	694
723	743	783	555
724	523	784	556
725	524	785	850
726	525	786	765
727	526	787	557
728	527	788	876
729	722	789	750
730	814	790	558
731	663	791	690
732	797	792	559
733	647	793	862
734	865	794	560
735	682	795	877
736	696	796	561
737	803	797	562
738	638	798	563
739	528	799	564
740	529	800	565
741	875	801	566
742	530	802	567
743	826	803	745
744	827	804	878
745	635	805	Recalled
746	531	806	713
747	532	807	568
748	785	808	569
749	533	809	570
750	534	810	798
751	535	811	571
752	665	812	572
753	642	813	573
754	536	814	574
755	537	815	657
756	538	816	751
757	539	817	575
758	723	818	576
759	636	819	577
760	540	820	578
761	541	821	697
762	542	822	579
763	666	823	786
764	543	824	580
765	544	825	581

Ratification No.	Act No.	Ratification No.	Act No.
826	582	854	598
827	787	855	599
828	583	856	600
829	691	857	601
830	757	858	602
831	584	859	845
832	735	860	664
833	700	861	688
834	585	862	760
835	586	863	603
836	587	864	604
837	588	865	605
838	669	866	643
839	843	867	695
840	589	868	706
841	590	869	648
842	591	870	654
843	746	871	655
844	592	872	606
845	593	873	607
846	594	874	608
847	595	875	609
848	844	876	610
849	758	877	611
850	596	878	612
851	597	879	649
852	759	880	863
853	771		

ACTS
AND
JOINT RESOLUTIONS
OF THE
General Assembly
OF THE
State of South Carolina

ROBERT E. MCNAIR, Governor; JOHN C. WEST, Lieutenant Governor and ex officio President of Senate; EDGAR A. BROWN, President pro tempore of Senate; SOLOMON BLATT, Speaker of House of Representatives; REX L. CARTER, speaker pro tempore of House of Representatives; L. O. THOMAS, Clerk of the Senate; INEZ WATSON, Clerk of House of Representatives.

Passed at the regular session, which was begun and held at the city of Columbia on the 10th day of January, A. D. 1967
and was adjourned sine die on the 14th day of
July, A. D. 1967

PART I
GENERAL AND PERMANENT LAWS

(R1269, S762 of 1966)

No. 1

An Act To Provide For The Election Of The County Auditor And County Treasurer In Hampton County And To Provide For Their Terms Of Office.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Hampton County Auditor to be elected.—Notwithstanding the provisions of Section 65-1741 of the 1962 Code the auditor for Hampton County shall be elected in the general election for a term of four years and until his successor is elected and qualifies.

The initial election of the auditor shall be in the general election next preceding the termination of the term of office of the current auditor.

SECTION 2. Hampton County Treasurer to be elected.—Notwithstanding the provisions of Section 65-1951 of the 1962 Code the treasurer for Hampton County shall be elected in the general election for a term of four years and until his successor is elected and qualifies.

The initial election of the treasurer shall be in the general election next preceding the termination of the term of office of the current treasurer.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of August, 1966.

(R1293, S754 of 1966)

No. 2

An Act To Amend Section 65-1572, Code Of Laws Of South Carolina, 1962, Providing Certain Tax Exemptions For Manufacturing Plants In York County, So As To Further Provide Therefor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1572 amended—subsections (2), (3), (4) and (5) added—tax exemptions for manufactories In York County.—Section 65-1572 of the Code of 1962 is amended by adding thereto the following subsections which shall be subsections (2), (3), (4) and (5) :

“(2) If the actual cost of the construction of such manufacturing facilities, including buildings, machinery and equipment but excluding the costs of the land, is more than ten million dollars, and not less than seventy-five thousand dollars for each new employee to

be added as a result of the capital expenditure, such construction, extension, or addition shall be exempt for a period of five years from the date such facilities are placed in service, from all county and township taxes.

(3) In addition to the exemption provided in subsection (2) of this section, if the actual cost of the construction, extension, or addition of such manufacturing facilities, including buildings, machinery and equipment but excluding the cost of the land, is more than twelve million five hundred thousand dollars but not more than fifteen million dollars, and not less than one hundred thousand dollars for each new employee to be added as a result of the capital expenditure, such facilities shall be exempt from all county and township taxes, except taxes for school purposes, for a period of five additional years from the date full exemption from all county and township taxes granted in subsection (2) of this section expires.

(4) In addition to the exemption provided in subsection (2) of this section, if the actual cost of the construction, extension or addition of such manufacturing facilities, excluding the cost of the land, is more than fifteen million dollars but not more than twenty million dollars, and not less than one hundred twenty-five thousand dollars for each new employee to be added as a result of the capital expenditure, such facilities shall be exempt from all county and township taxes, except taxes for school purposes, for a period of ten additional years from the date full exemption from all county and township taxes granted in subsection (2) of this section expires.

(5) In addition to the exemption granted in subsection (2) of this section, if the actual cost of the construction, extension, or addition of such manufacturing facilities, excluding the cost of the land, is over twenty million dollars, and not less than one hundred fifty thousand dollars for each new employee to be added as a result of the capital expenditure, such facilities shall be exempt from all county and township taxes, except taxes for school purposes, for a period of fifteen additional years from the date full exemption from all county and township taxes granted in subsection (2) of this section expires."

When so amended Section 65-1572 shall read as follows:

"Section 65-1572. (1) Any person who erects, makes improvements to, purchases or acquires any building or plant, with or without additional real estate, from which building or plant machinery has been removed, and who installs machinery therein or who erects buildings and installs machinery therein, in York County, at a cost

of fifty thousand dollars or more, shall be exempt from the payment of all county taxes, except taxes for school purposes, for a period of five years from the date of the beginning of the erection of or improvement to any such manufacturing plant or from the date of the beginning of the installation of such machinery. But when the expenditure is for the improvement or addition to any manufacturing plant from which at least ninety per cent of the machinery has not been removed, the exemption shall be confined to the increase of the taxable value of such property arising from such improvement. When at least ninety per cent of the machinery has been removed and other machinery is installed, then the exemption shall be on the entire plant, machinery and real estate holdings, except as to constitutional taxes.

(2) If the actual cost of the construction of such manufacturing facilities, including buildings, machinery and equipment but excluding the cost of the land, is more than ten million dollars, and not less than seventy-five thousand dollars for each new employee to be added as a result of the capital expenditure, such construction, extension, or addition shall be exempt for a period of five years from the date such facilities are placed in service, from all county and township taxes.

(3) In addition to the exemption provided in subsection (2) of this section, if the actual cost of the construction, extension, or addition of such manufacturing facilities, including buildings, machinery and equipment but excluding the cost of the land, is more than twelve million five hundred thousand dollars but not more than fifteen million dollars, and not less than one hundred thousand dollars for each new employee to be added as a result of the capital expenditure, such facilities shall be exempt from all county and township taxes, except taxes for school purposes, for a period of five additional years from the date full exemption from all county and township taxes granted in subsection (2) of this section expires.

(4) In addition to the exemption provided in subsection (2) of this section, if the actual cost of the construction, extension, or addition of such manufacturing facilities, excluding the cost of the land, is more than fifteen million dollars but not more than twenty million dollars, and not less than one hundred twenty-five thousand dollars for each new employee to be added as a result of the capital expenditure, such facilities shall be exempt from all county and township taxes, except taxes for school purposes, for a period of ten

additional years from the date full exemption from all county and township taxes granted in subsection (2) of this section expires.

(5) In addition to the exemption granted in subsection (2) of this section, if the actual cost of the construction, extension, or addition of such manufacturing facilities, excluding the cost of the land, is over twenty million dollars, and not less than one hundred fifty thousand dollars for each new employee to be added as a result of the capital expenditure, such facilities shall be exempt from all county and township taxes, except taxes for school purposes, for a period of fifteen additional years from the date full exemption from all county and township taxes granted in subsection (2) of this section expires."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of August, 1966.

(R1364, H2242 of 1966)

No. 3

An Act To Amend Act No. 726 Of 1964, As Amended, Providing For A Board Of Road Commissioners And A Board Of Administrators For Richland County, So As To Devolve To The Board Of Administrators The Power To Make Appropriations And Levy Taxes For County And Educational Purposes; To Provide No Legislative Action Shall Be Necessary For The Execution Of Such Provisions; To Provide For Appropriations And Tax Levies When Not Made By The Board Of Administrators; To Provide For The Handling Of County Funds; And To Amend Section 14-3206, Code Of Laws Of South Carolina, 1962, Providing For Clerical Help For Richland County, So As To Delete The Provision That The General Assembly Provide For Such Help; To Provide For The Office Of The Richland County Legislative Delegation; To Provide That Sections 14-15 And 14-207, Code Of Laws Of South Carolina, 1962, Relating To The Submission Of Estimate Of County Expenses To The General Assembly And The Filing Of Claims By The County Board Of Commissioners, Shall Not Apply To Richland County; And To Provide For A Data Processing Section Under The Jurisdiction Of The County Board Of Administrators.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Item (a), Section 5 Of Act 726 Of 1964 amended—powers and duties—appropriations and tax levies.—Section 5 of Act No. 726 of the Acts of 1964, as amended, is further amended by striking subsection (a) and inserting in lieu thereof the following:

“(a) The hearing of all budget requests and the preparation of the annual budget for the operation of the affairs of the county, and the making of appropriations and levying of taxes therefor for corporate and educational purposes, to build and repair public roads, buildings and bridges, to maintain and support prisoners, to pay jurors and county officers, for litigation, quarantine and court expenses, for ordinary county purposes, to support paupers and to pay past indebtedness; *provided*, no further legislative action shall be necessary for the execution of the provisions of this section; *provided*, further, in the event the board should fail to make appropriations and to levy taxes for county and educational purposes, then the appropriation, terms and conditions contained in the appropriation and tax levy last made shall be continued for an additional year; *provided*, further, that the salaries of the personnel and the amounts for supplies and official legislative expenses of the office of the Richland County Legislative Delegation shall be fixed by the Legislative Delegation from Richland County and annually forwarded to the board for inclusion in the county budget.”

SECTION 2. Item (b), Section 5 of Act 726 of 1964 amended—personnel of legislative delegation office.—Section 5 of Act No. 726 of the Acts of 1964, as amended, is further amended by changing the period to a semicolon at the end of item (b) and adding the following: “except that the personnel and the duties of the personnel of the office of the Richland County Legislative Delegation shall be fixed by the Legislative Delegation from Richland County.”

SECTION 3. Section 5 of Act 726 of 1964 amended—item (1) added—custody of funds.—Section 5 of Act No. 726 of the Acts of 1964, as amended, is further amended by adding a new item at the end thereof, to be known as item (1), as follows:

“(1) The providing for the receipt, custody and disbursement of funds accruing to the county from whatsoever source derived.”

SECTION 4. Expenditures of delegation office.—The Supervisor of Richland County shall annually, at the commencement of each fiscal year, turn over to the secretary of the Richland County Leg-

islative Delegation sufficient moneys from the general fund of the county to pay the amounts fixed for supplies and official legislative expenses of the office of the Richland County Legislative Delegation. The secretary of the delegation shall deposit the moneys in a bank to be expended upon, and only upon the written approval of a majority, including at least one-half of the resident Senators, of the Legislative Delegation from Richland County.

SECTION 5. Section 14-3206 amended—payment of clerical help.

—Section 14-3206 of the 1962 Code is amended by striking the first sentence thereof and by striking on line eight the words “county commissioners” and inserting in lieu thereof the words “board of administrators” so that, when so amended, the section shall read:

“Section 14-3206. The public officials of the county shall not in any manner profit by the moneys paid for clerical help or other assistance, which shall be paid only on vouchers properly drawn, sworn to by the claimants and passed upon by the board of administrators, as other claims against the county.”

SECTION 6. Sections 14-15 and 14-207 not applicable to Richland County.—The provisions of Sections 14-15 and 14-207 of the 1962 Code shall not apply to Richland County.

SECTION 7. Data processing section may be established.—The County Board of Administrators is authorized to establish a data processing section, under the board, for the preparation and processing of tax bills, receipts and other records related to the assessing, billing and collecting of taxes and to process such other public records of the various departments of the county as may from time to time be deemed advisable by the board of administrators.

The board of administrators is authorized to employ such personnel as may be necessary for the operation of the data processing section and to transfer temporarily or permanently from county departments utilizing the data processing section such personnel as may be more efficiently employed in the section.

The county board of assessment control, auditor, treasurer and tax collector shall furnish to the board of administrators and to its data processing section any and all records as may from time to time be required and shall utilize the forms prescribed by the board of administrators for the billing and collecting of taxes.

The provisions of this section shall be deemed cumulative to any other provisions of law; *provided*, that in the event of conflict be-

tween this section and any other provision of law, this section shall be controlling.

SECTION 8. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of August, 1966.

(R2, S13)

No. 4

An Act To Increase The Number Of Petit Jurors That May Be Drawn In Colleton County And To Amend Sections 38-60 And 38-72, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Supplying Deficiencies In The Number Of Petit Jurors Drawn, So As To Dispense With The Tales Box In Colleton County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Number of jurors for Colleton County.—Notwithstanding the provisions of Section 38-61, Code of Laws of South Carolina, 1962, the jury commissioners in Colleton County may draw forty-six petit jurors.

SECTION 2. Section 38-60 amended—tales box eliminated in Colleton County.—Section 38-60, Code of Laws of South Carolina, 1962, as amended, is further amended by adding the following at the end of the section: "*Provided*, the jury commissioners of Colleton County shall not prepare the tales box but any deficiencies in the number of petit jurors drawn shall be drawn from the jury list prepared as provided for in Section 38-52." The section when amended shall read as follows:

"Section 38-60. At the same time that the jury commissioners place such names in the jury box they shall place in a special apartment in the jury box (which special apartment shall be known as the 'tales box') the names of not less than one hundred nor more than eight hundred of such of the persons whose names appear on the jury list as reside within five miles of the courthouse, from which tales box shall be drawn jurors to supply deficiencies arising from any cause or emergency during the sitting of the court. The names of persons placed in the tales box shall be also placed in the jury box. *Provided*, the jury commissioners of Dorchester County

shall not prepare the tales box but any deficiencies in the number of petit jurors shall be drawn from the jury list prepared as provided for in Section 38-52; *provided*, the jury commissioners of Greenwood County shall not prepare a tales box, but any deficiency in the number of grand or petit jurors shall be drawn from the jury list prepared as provided for in Section 38-52. *Provided*, the jury commissioners of Colleton County shall not prepare the tales box but any deficiencies in the number of petit jurors drawn shall be drawn from the jury list prepared as provided for in Section 38-52."

SECTION 3. Section 38-72 amended—Colleton County not to supply deficiency of jurors from tales box.—Section 38-72, Code of Laws of South Carolina, 1962, as amended, is further amended by adding at the end of the section the following: "*Provided*, that the provisions of this section shall not apply in supplying any deficiencies in the number of petit jurors in Colleton County." The section when amended shall read as follows:

"Section 38-72. Whenever it shall be necessary to supply any deficiency in the number of grand or petit jurors duly drawn, whether caused by challenge or otherwise, the jury commissioners, under the direction of the court, shall draw from the tales box such number of fit and competent persons to serve as jurors as the court shall deem necessary to fill such deficiency. *Provided*, that the provisions of this section shall not apply in supplying any deficiencies in the number of petit jurors in Dorchester County. *Provided*, the provisions of this section shall not apply in supplying any deficiency in the number of grand or petit jurors in Greenwood County. *Provided*, that the provisions of this section shall not apply in supplying any deficiencies in the number of petit jurors in Colleton County."

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of January, 1967.

(R3, S19)

No. 5

An Act To Provide For A Deputy Judge Of Probate For Lancaster County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Judge of Probate for Lancaster County may appoint deputy.—The Judge of Probate for Lancaster County is authorized to designate a deputy to act in his behalf for a period of not exceeding thirty days in any calendar year. *Provided*, that upon approval of the county legislative delegation, including the Senator of the district in which Lancaster County is situated, the deputy may serve for a period in excess of thirty days.

He shall receive such compensation as may be agreed upon by the judge of probate and the county legislative delegation, including the Senator of the district in which Lancaster County is situated.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of January, 1967.

(R6, H1053)

No. 6

An Act To Re-Enact The Provisions Of Article 1, Chapter 17, Title 14, Code Of Laws Of South Carolina, 1962, Relating To County Government In Abbeville County And Repeal Section 8 Of Act No. 1073, Acts And Joint Resolutions, South Carolina, 1966, Relating To Abbeville County Government.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Article 1, Chapter 17 of Title 14 re-enacted.—The provisions of Article 1, Chapter 17, Title 14, as printed in the Code of Laws of South Carolina, 1962, are hereby re-enacted.

SECTION 2. Section 8 of Act 1073 of 1966 repealed.—Section 8 of Act No. 1073, Acts and Joint Resolutions, South Carolina, 1966, is hereby repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of January, 1967.

(R7, S12)

No. 7

An Act To Amend Article 13, Chapter 8, Title 14, Code Of Laws Of South Carolina, 1962, By Adding Thereto New Section 14-400.210, Requiring The Colleton County Resource And Development Board To Prepare Comprehensive Area Community Rural Water And Sewer Systems.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-400.210 added—plans and creation of rural water and sewer systems.—Article 13, Chapter 8, Title 14, Code of Laws of South Carolina, 1962, creating the Colleton County Resource and Development Board and specifying powers and duties therefor, is amended by adding thereto a new section which shall be Section 14-400.210, requiring the board to prepare comprehensive plans for area community rural water and sewer systems, as follows :

“Section 14-400.210. The board may prepare comprehensive plans for area community rural water and sewer systems. The board may accept and disburse in the performance of its functions any funds, grants and services made available by the Federal Government, the State Government, municipal governments within the county, or any private or civic source.

Any area of Colleton County desiring to create a community rural water and sewer system pursuant to plans of the county board shall be authorized to do so. The area water and sewer system shall function under the direction of an area board which shall be known as the..... Area Community Rural Water and Sewer System Board. The board shall consist of five members who shall be appointed in the same manner as the members of the county board are appointed for terms of four years. The area board shall have the same authority in relation to the area as the county board has to the county.

Any area board shall be authorized to exercise the power of eminent domain pursuant to Section 17, Article 1 of the Constitution of South Carolina, 1895, and such power shall be exercised as provided for municipalities in Sections 25-161 to 25-170, Code of Laws of South Carolina, 1962.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 2nd day of February, 1967.

(R8, S55)

No. 8

An Act To Amend Section 47-22.1, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Annexation At Landowner's Request In Certain Counties, So As To Include Aiken County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 47-22.1 amended—annexation of property at owner's request in certain counties.—Section 47-22.1 of the Code of Laws of South Carolina, 1962, as amended, is further amended by adding on line one before the word "Berkeley" "Aiken,". The section when amended shall read as follows:

"Section 47-22.1. If a landowner in Aiken, Berkeley, Dillon, Horry or Pickens County whose property lies adjacent to the city limits of any municipality desires that such property be annexed to the municipality, he shall present a petition requesting such annexation, and if the governing body of the municipality acts favorably thereupon, the property shall be annexed and become a part of the municipality.

If any landowner's property which is being served electric energy by a cooperative is annexed to any municipality in Horry County, such landowner may continue to be served by such cooperative so long as he desires."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 2nd day of February, 1967.

(R9, H1038)

No. 9

An Act To Ratify An Amendment To Article II, Section 13, Constitution Of South Carolina, 1895, Relating To Special Elections For Bonding Municipalities, So As To Permit Elections To Be Held In The City Of Spartanburg Upon The Question Of Incurring Bonded Indebtedness For Any Corporate Purposes Without There First Being Presented To The City Council Of The City Of Spartanburg A Petition Signed By A Majority Of The Freeholders Of The City, Seeking And Authorizing The Holding Of Such Elections.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Article II, Section 13, State Constitution, ratified—City of Spartanburg may hold election concerning bonded indebtedness without petition.—The amendment to Article II, Section 13, of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1404 of the Acts and Joint Resolutions of South Carolina, 1966, having been submitted to the qualified electors in the manner prescribed by Section 1 of Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution, so that there will be added at the end of Article II, Section 13, Constitution of South Carolina, 1895, the following :

“Provided, that provisions of this section prescribing the petition of freeholders as a condition precedent to the holding of any such election shall not apply to the City of Spartanburg where the proceeds of the bonds to be authorized are used for any corporate purpose of the City of Spartanburg. It is intended that the term ‘City of Spartanburg’ as used in this amendment shall mean the City of Spartanburg with corporate limits as now constituted or as hereafter altered following merger, annexation, or modification of corporate limits.”

Ratified the 31st day of January, 1967.

(R10, H1039)

No. 10

An Act To Ratify An Amendment To Section 5, Article X, of The Constitution Of South Carolina, 1895, Relating To The Bonded Indebtedness Of Certain Political Subdivisions, So As To Permit Spartanburg School District No. 5 Of Spartanburg County To Incur Bonded Indebtedness Up To Twelve Per Cent Of The Assessed Value Of The Taxable Property Therein, And To Eliminate Consideration Of Such Indebtedness In Determining The Total Amount Of Indebtedness Over And Upon Such Territory.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Article X, Section 5, State Constitution, ratified—bonded indebtedness of Spartanburg County

School District 5.—The amendment to Section 5, Article X, of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1405, Acts and Joint Resolutions, South Carolina, 1966, having been submitted to the qualified electors in the manner prescribed by Section 1 of Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution, so that there will be added at the end of Section 5, Article X, Constitution of South Carolina, 1895, the following:

“Provided, that the limitations as to bonded indebtedness imposed by this section shall not apply to Spartanburg School District No. 5 of Spartanburg County, and that the school district may incur bonded indebtedness for school purposes to an amount not exceeding twelve per cent of the assessed value of all taxable property therein. The bonded indebtedness of School District No. 5 of Spartanburg County shall not be considered in determining the power to incur bonded indebtedness by Spartanburg County or by any political subdivision of the county or of the State wholly covering or partially extending over the territory within the school district.”

Ratified the 31st day of January, 1967.

(R11, H1040)

No. 11

An Act To Ratify An Amendment To Section 5, Article X, Constitution Of South Carolina, 1895, Relating To The Bonded Indebtedness Of Certain Political Subdivisions, So As To Permit Spartanburg School District No. 4 Of Spartanburg County To Incur Bonded Indebtedness Up To Twelve Per Cent Of The Assessed Value Of The Taxable Property Therein, And To Eliminate Consideration Of Such Indebtedness In Determining The Total Amount Of Indebtedness Over And Upon Such Territory.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Amendment to Article X, Section 5, State Constitution, ratified—bonded indebtedness of Spartanburg County School District 4.—The amendment to Section 5, Article X, Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1400, Acts and Joint Resolutions, South Carolina, 1966, having been submitted to the qualified electors in the manner

prescribed by Section 1 of Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution, so that there will be added at the end of Section 5, Article X, Constitution of South Carolina, 1895, the following:

“Provided, that the limitations as to bonded indebtedness imposed by this section shall not apply to Spartanburg School District No. 4 of Spartanburg County, and that the school district may incur bonded indebtedness for school purposes to an amount not exceeding twelve per cent of the assessed value of all taxable property therein. The bonded indebtedness of School District No. 4 of Spartanburg County shall not be considered in determining the power to incur bonded indebtedness by Spartanburg County or by any political subdivision of the county or of the State wholly covering or partially extending over the territory within the school district.”

Ratified the 31st day of January, 1967.

(R12, H1041)

No. 12

An Act To Ratify Amendments To Section 5, Article X, Constitution Of South Carolina, 1895, Relating To The Bonded Indebtedness Of Certain Political Subdivisions, So As To Permit Spartanburg School Districts Nos. 2 And 3 Of Spartanburg County To Incur Bonded Indebtedness Up To Twelve Per Cent Of The Assessed Value Of The Taxable Property Therein, And To Eliminate Consideration Of Such Indebtedness In Determining The Total Amount Of Indebtedness Over And Upon Such Territory.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Amendment to Article X, Section 5, State Constitution, ratified—bonded indebtedness of Spartanburg County School Districts 2 and 3.—The amendments to Section 5, Article X, of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1403, Acts and Joint Resolutions, South Carolina, 1966, having been submitted to the qualified electors in the manner prescribed by Section 1 of Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, are ratified and declared to form a part of the Constitution,

so that there will be added at the end of Section 5, Article X, Constitution of South Carolina, 1895, the following:

“Provided, that the limitations as to bonded indebtedness imposed by this section shall not apply to Spartanburg School District No. 3 of Spartanburg County, and that the school district may incur bonded indebtedness for school purposes to an amount not exceeding twelve per cent of the assessed value of all taxable property therein. The bonded indebtedness of School District No. 3 of Spartanburg County shall not be considered in determining the power to incur bonded indebtedness by Spartanburg County or by any political subdivision of the county or of the State wholly covering or partially extending over the territory within the school district. Provided, that the limitations as to bonded indebtedness imposed by this section shall not apply to Spartanburg School District No. 2 of Spartanburg County, and that the school district may incur bonded indebtedness for school purposes to an amount not exceeding twelve per cent of the assessed value of all taxable property therein. The bonded indebtedness of School District No. 2 of Spartanburg County shall not be considered in determining the power to incur bonded indebtedness by Spartanburg County or by any political subdivision of the county or of the State wholly covering or partially extending over the territory within the school district.”

Ratified the 31st day of January, 1967.

(R13, H1042)

No. 13

An Act To Ratify An Amendment To Section 5, Article X, Of The Constitution Of South Carolina, 1895, Relating To The Bonded Indebtedness Of Certain Political Subdivisions, So As To Permit Spartanburg School District No. 1 Of Spartanburg County, To Incur Bonded Indebtedness Up To Twelve Per Cent Of The Assessed Value Of The Taxable Property Therein, And To Eliminate Consideration Of Such Indebtedness In Determining The Total Amount Of Indebtedness Over and Upon Such Territory.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Amendment to Article X, Section 5, State Constitution, ratified—bonded indebtedness of Spartanburg County School

District 1.—The amendment to Section 5, Article X, of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1407, Acts and Joint Resolutions, South Carolina, 1966, having been submitted to the qualified electors in the manner prescribed by Section 1 of Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution, so that there will be added at the end of Section 5, Article X, Constitution of South Carolina, 1895, the following:

“Provided, that the limitations as to bonded indebtedness imposed by this section shall not apply to Spartanburg School District No. 1 of Spartanburg County, and that the school district may incur bonded indebtedness for school purposes to an amount not exceeding twelve per cent of the assessed value of all taxable property therein. The bonded indebtedness of School District No. 1 of Spartanburg County shall not be considered in determining the power to incur bonded indebtedness by Spartanburg County or by any political subdivision of the county or of the State wholly covering or partially extending over the territory within the school district.”

Ratified the 31st day of January, 1967.

(R14, H1050)

No. 14

An Act To Amend Section 43-771, as Amended, and Section 43-772, Code Of Laws Of South Carolina, 1962, Relating To The Location And Jurisdiction Of Florence County Magistrates, So As To Provide For A Magistrate At Mars Bluff.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 43-771 amended—location of magistrates in Florence County.—Section 43-771, Code of Laws of South Carolina, 1962, as amended by Act No. 792 of 1962, is further amended to read as follows:

“Section 43-771. There shall be the following magistrates in Florence County, located as follows: One in the city of Florence, one at Mars Bluff, one at Timmons ville, one at Olanta, one at Lake City, one at Johnsonville, one in the vicinity of Kingsburg, one at Pamplico, one at Evergreen and one at Cowards. So much of the territory of Pee Dee and Hanna magisterial district as now comprises

Trinity School District No. 35 shall be a part of the Johnsonville magisterial district. Notwithstanding any provision of law to the contrary that area in Florence County known as old Prospect School District No. 54 is hereby transferred from the Lake City magisterial district to the Johnsonville magisterial district. The western boundary of the Evergreen magisterial district shall be the public road leading from Sam Matthews' store by way of Howe's and Burch's Cross Road to Claussen."

SECTION 2. Item (2) of Section 43-772 amended—jurisdiction.—Item (2) of Section 43-772, Code of Laws of South Carolina, 1962, is amended by striking it out and inserting in lieu thereof the following:

"(2) Mars Bluff magistrate who shall reside in the Mars Bluff voting precinct and Florence magistrate—the area included in Florence No. 1, Florence No. 2, Florence No. 3, Florence No. 4, Florence No. 5, Florence No. 6, Florence No. 7, Florence No. 8, Ebenezer, Coles Cross Roads, A. C. L. Railroad Shops, Mars Bluff, Tans Bay and Back Swamp voting precincts;"

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 2nd day of February, 1967.

(R15, H1073)

No. 15

An Act To Ratify An Amendment To Section 5, Article X, Of The Constitution Of South Carolina, 1895, Increasing The Limit Of Bonded Indebtedness Of Certain Political Subdivisions, So As To Permit The School District Of Lancaster County To Incur Bonded Indebtedness Up To Twenty-five Per Cent Of The Assessed Value Of The Taxable Property Therein, And To Exclude Such Indebtedness From The Limitation Of Aggregate Indebtedness Upon Any Territory In The County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Amendment to Article X, Section 5, State Constitution, ratified—bonded indebtedness of Lancaster County School District.—The amendment to Section 5, Article X of the Constitution of South Carolina, 1895, proposed under the terms of Joint

Resolution No. 1325 of the Acts of 1966, having been submitted to the qualified electors in the manner prescribed by Section 1 of Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution, so that there will be added at the end of Section 5, Article X, of the Constitution of South Carolina, 1895, the following proviso: "*Provided*, that the limitations as to bonded indebtedness imposed by this section shall not apply to the bonded indebtedness of the School District of Lancaster County and the school district may incur bonded debt to the extent of not exceeding twenty-five per cent of the assessed value of all taxable property therein. Bonded debt incurred by the School District of Lancaster County within the twenty-five per cent limitation herein created shall not affect or limit the power of other political subdivisions or municipal corporations, covering or extending over any portion of the territory of the school district, to incur bonded indebtedness."

Ratified the 31st day of January, 1967.

(R16, H1074)

No. 16

An Act To Authorize The City Of Orangeburg To Furnish Water To Any Person Within Or Without The City.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Furnishing of water by City of Orangeburg.—

The City of Orangeburg may, through its proper officials, enter into a contract with any person, within or without its corporate limits, to furnish such person water, upon such terms, rates, and charges as may be fixed by contract between the parties, when in the judgment of its officials it is for the best interest of the municipality to do so. No such contract shall be for a longer period than fifty years, but any such contract may be renewed from time to time for periods not exceeding fifty years.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 2nd day of February, 1967.

(R17, H1043)

No. 17

An Act To Ratify An Amendment To Article I, Section 17, Of The Constitution Of South Carolina, 1895, Relating To Criminal Punishment, Double Jeopardy And Taking Of Private Property, So As To Authorize The General Assembly To Provide By Law That Incorporated Municipalities Or Housing Or Redevelopment Authorities In Spartanburg County May Undertake And Carry Out Slum Clearance And Redevelopment Work, And To Provide For The Use Of The Power Of Eminent Domain By The Incorporated Municipalities Or Housing Authorities In Spartanburg County For Such Purposes.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Article I, Section 17, State Constitution, ratified—Spartanburg County—slum clearance and redevelopment work—eminent domain.—The amendment to Article I, Section 17, of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1409 of the Acts and Joint Resolutions, South Carolina, 1966, having been submitted to the qualified electors in the manner prescribed by Section 1 of Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution, so that there is added at the end of Article I, Section 17, of the Constitution of South Carolina, 1895, the following :

“Provided, the General Assembly may provide by law that any incorporated municipality in Spartanburg County, or any housing or redevelopment authority now existing or hereafter established to function in Spartanburg County, may undertake and carry out slum clearance and redevelopment work in areas which are predominantly slum or blighted, the preparation of such areas for reuse, and the sale or other disposition of such areas to private enterprise for private uses or to public bodies for public uses and to that end the General Assembly may delegate to such incorporated municipalities in Spartanburg County or to such authorities, the right to exercise the power of eminent domain as to any property essential to the plan of slum clearance and redevelopment.”

Ratified the 2nd day of February, 1967.

(R18, H1051)

No. 18

An Act To Ratify An Amendment To Article I, Section 17, Of The Constitution Of South Carolina, 1895, Relating To Criminal Punishment, Double Jeopardy And The Taking Of Private Property, So As To Authorize The Municipalities Of York County To Undertake And Carry Out Slum Clearance And Redevelopment Work And To Provide For The Use Of The Power Of Eminent Domain By The Municipalities Of York County Acting Through Their Municipal Councils Or Any Housing Or Redevelopment Authorities Thereof, To Require That Just Compensation Be Paid For Property And Property Rights Taken Pursuant To Such Use Of The Power Of Eminent Domain, And To Provide That In Cases Of Condemnation For Private Purpose Reuse The Condemnee Shall Have First Opportunity To Purchase The Land When Sold For Reuse.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Article I, Section 17, State Constitution, ratified—York County—slum clearance and redevelopment work—eminent domain.—The amendment to Article I, Section 17, of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1429 of the Acts and Joint Resolutions of 1966, having been submitted to the qualified electors at the General Election of 1966 in the manner prescribed by Section 1, Article XVI, of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, the amendment is ratified and declared to form a part of the Constitution, so that there will be added at the end of Section 17, Article I, of the Constitution of South Carolina, 1895, the following: "*Provided*, that the Municipalities of York County may, pursuant to statutory law, now existing or hereafter enacted, and acting through their municipal councils or through any housing or redevelopment authority, now or hereafter established, undertake and carry out slum clearance and redevelopment work in areas which are predominantly slum or blighted, the preparation of such areas for reuse, and the sale or other disposition of such areas to private enterprise for private uses or to public bodies for public uses, and to that end may exercise the power of eminent domain as to any property essential to the plan of slum clearance and redevelopment. *Provided*, further, that just compensation be paid for all property and property rights so taken. In cases of condemnation of

land, where reuse is for private purposes, on which is located main underground subway systems, interstate toll lines, transmission lines, transformer vaults, or railroad main line trackage, the total compensation to the public utility or railroad shall be the reasonable expense incurred in relocation of the systems, lines, vaults or trackage. *Provided*, further, that in cases of condemnation of land, where reuse is for private purposes, the condemnee shall be given the first opportunity to purchase the land when it is sold by the condemnor for such reuse."

Ratified the 2nd day of February, 1967.

(R19, H1071)

No. 19

An Act To Ratify An Amendment To Section 5 Of Article X Of The Constitution Of South Carolina, 1895, Relating To The Limit Of Bonded Indebtedness Of Certain Political Subdivisions, So As To Increase The Limitation Upon The Bonded Indebtedness Of School District No. 1 Of Florence County, And To Eliminate Consideration Of Such Indebtedness As To Other Political Entities Covering The Same Territory.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Amendment to Article X, Section 5, State Constitution, ratified—bonded indebtedness of Florence County School District 1.—The amendment to Section 5 of Article X of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1269 of the Acts and Joint Resolutions of 1966, having been submitted to the qualified electors in the manner prescribed by Section 1 of Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution so that there will be added at the end of Section 5, Article X, Constitution of South Carolina, 1895, the following: "*Provided*, that the limitations imposed by Section 5 of Article X are removed for School District No. 1 of Florence County and such district may impose a bonded indebtedness not exceeding fifteen per cent of the assessed value of the taxable property in the district. The bonded indebtedness of School District No. 1 of Florence County shall not be considered in determining the power to incur bonded indebtedness by Florence

County or by any political subdivision of Florence County or of the State wholly covering or partially extending over the territory of School District No. 1 of Florence County.”

Ratified the 2nd day of February, 1967.

(R20, H1114)

No. 20

An Act To Amend Section 47-131, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Recall Of Intendants And Wardens In Certain Counties, So As To Include Florence County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 47-131 amended—recall authorized for certain towns.—Section 47-131 of the 1962 Code, as amended, is further amended by adding after “Edgefield,” on line three “Florence,”. The section when amended shall read as follows:

“Section 47-131. The intendant or any warden of any town of less than one thousand population in any of the counties of Aiken, Allendale, Bamberg, Beaufort, Berkeley, Calhoun, Edgefield, Florence, Greenville, Laurens, Marlboro, McCormick, Newberry, Oconee, Orangeburg and Richland may be removed from office in the manner provided in this article.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of February, 1967.

(R22, H1069)

No. 21

An Act To Amend Section 59-174, Code Of Laws Of South Carolina, 1962, As Amended, So As To Include The City Of Mullins In Marion County Among Those Municipalities Wherein The Board Of Commissioners Of Public Works Has Been Abolished And The Duties And Powers Of The Board Have Been Vested In The City Council.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Board of commissioners abolished for City of Mullins.—In addition to the cities and towns set out in Section 59-174, Code of Laws of South Carolina, 1962, which shall not have boards of commissioners of public works, the City of Mullins in Marion County shall not have such a board and the powers, duties and responsibilities vested in such boards in other cities and towns shall be vested in the City Council of the City of Mullins.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of February, 1967.

(R24, S54)

No. 22

An Act To Change The Name Of The Carnegie Public Library Of Sumter To The Sumter County Library.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Name of library changed.—Notwithstanding the provisions of Article 35, Chapter 7 of Title 42, Code of Laws of South Carolina, 1962, or any other provision of law, the name of the Carnegie Public Library of Sumter is hereby changed to the Sumter County Library.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 9th day of February, 1967.

(R25, S72)

No. 23

An Act To Create The Georgetown County Historical Commission And To Preserve Its Powers And Duties.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Georgetown County Historical Commission created.—There is hereby created and established the Georgetown County Historical Commission, hereafter called the commission.

SECTION 2. To be corporate body.—The commission is declared to be a body politic and corporate and shall exercise and enjoy all the rights and privileges of such.

SECTION 3. Members — appointments — terms — officers.—The commission shall be composed of four resident electors of the county to be appointed by the Governor upon the recommendation of a majority of the members of the House of Representatives from Georgetown County and the Senators representing the district of which Georgetown is a part, and the superintendent of education, ex officio. The members shall serve for terms of five years and until their successors are appointed and qualify.

Immediately upon the appointment of the commission, it shall organize by electing one of its number as chairman, a second as vice-chairman, a third as secretary and a fourth as treasurer. The officers of the commission shall hold office for terms of one year and until their successors shall be chosen and qualify; *provided*, officers may succeed themselves. It shall be the duty of the commission to see that a record of the appointees to the commission shall be filed in the office of the Clerk of Court of Georgetown County so as to indicate the persons holding office and the duration of their respective terms. No member of the commission shall receive any compensation for his services as a member. Membership on the commission shall not be construed to be an office of honor or profit.

SECTION 4. Powers.—The commission shall be empowered as follows:

- (1) To sue and be sued;
- (2) To adopt, use and alter a corporate seal;
- (3) To contract with others in furtherance of its purposes and to charge admission fees to its facilities;
- (4) To make bylaws for the management and regulation of its affairs;
- (5) To acquire, own, hold in trust, preserve, restore, maintain, suitably mark, develop, advertise, and operate buildings and structures of historic significance, and the land upon which the same may be situate, in Georgetown County, and to receive funds, grants, donations and appropriations for the accomplishment of these purposes;
- (6) To prescribe rules and regulations governing the use of the facilities;

(7) To appoint agents, employees and servants, to prescribe their duties, to fix their compensation, to determine if and to what extent they shall be bonded for the faithful performance of their duties;

(8) To authorize and create advisory committees and special memberships and societies in furtherance of its purposes.

SECTION 5. Exempt from taxes.—All property of the commission shall be exempt from all ad valorem taxes levied by the State, county or any municipality, division or agency, direct or indirect.

SECTION 6. Fiscal year and audit.—The commission shall conduct its affairs on the fiscal year basis employed by Georgetown County. As shortly after the close of its fiscal year as may be practicable an audit of its affairs shall be made by a certified public accountant of good standing, to be designated by the commission. Copies of the audit, incorporated into an annual report of the commission, shall be filed with the Senators representing the district of which Georgetown County is a part, the secretary of the House Delegation from Georgetown County and in the office of the clerk of court for the county.

SECTION 7. Budget.—The commission shall submit a budget annually to each member of the General Assembly representing the county on or before the first of April.

SECTION 8. May borrow money.—The commission shall have power and authority to borrow money and to mortgage or pledge its real and personal property; *provided*, that it shall not have the power to assume any obligation or incur any indebtedness binding upon the State of South Carolina or Georgetown County.

SECTION 9. When action may be taken.—Any action required of the commission may be taken at any meeting of the commission, regular or special, and at such meeting a majority of the members shall constitute a quorum for the purpose of transacting the business.

SECTION 10. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 9th day of February, 1967.

(R26, S80)

No. 24

An Act To Amend Section 14-3421, Code Of Laws Of South Carolina, 1962, Relating To The Sumter County Historical Commission, So As To Increase The Membership Of The Commission From Five To Six.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-3421 amended—Historical Commission members—terms—officers.—Section 14-3421 of the 1962 Code is amended by striking on line two the word “five” and inserting the word “six” and by inserting on line seven between the words “Library,” and “who” the following: “and one by the Sumter County Historical Society,”. The section when amended shall read as follows :

“Section 14-3421. There is hereby created an Historical Commission for the county, to be composed of six members, one to be appointed by the county board of commissioners, one by Dick Anderson Chapter, United Daughters of the Confederacy, one by the United Daughters of the Confederacy, Sumter Chapter, one by the Sumter Chapter of the Daughters of the American Revolution and one by the board of trustees of the Public Library, and one by the Sumter County Historical Society, who shall serve for a term of three years and until their successors are appointed, the appointing body to fill any vacancy in the personnel of the Commission. The Commission shall elect a chairman and secretary-treasurer. The Commission shall serve without compensation. The Commission shall select historical sites in the county, prepare a suitable marker therefor and, with the consent of the owner, mark such site.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 9th day of February, 1967.

(R27, S81)

No. 25

An Act To Amend Act No. 1073, Acts And Joint Resolutions Of South Carolina, 1964, Relating To Jurisdiction Of Magistrates In Oconee County, So As To Give All Magistrates Countywide Jurisdiction In The County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 2 of Act 1073 of 1964 amended—Oconee County to have five magisterial districts—jurisdiction.—Section 2 of Act No. 1073, Acts and Joint Resolutions of South Carolina, 1964, is amended by striking the section in its entirety and inserting in lieu thereof the following so as to give all magistrates countywide jurisdiction in the county. The section when amended shall read as follows :

“Section 2. Oconee County shall be divided into five magisterial districts, which districts shall embrace the same territory as the districts of the county commissioners, as described in Section 14-3016 of the Code of Laws of South Carolina, 1962, and the magistrates shall be nominated by the qualified electors of the same precincts as those specified for the election of the county commissioners, as provided in the section. Each magistrate shall have countywide jurisdiction.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 9th day of February, 1967.

(R28, H1087)

No. 26

An Act To Amend Section 14-3234, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Copies Of The Richland County Audit, So As To Provide That A Copy Shall Be Furnished To The County Auditor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-3234 amended—audit—copies of.—Section 14-3234 of the 1962 Code, as amended, is further amended by inserting after “jury,” on line three “county auditor,”. The section when amended shall read as follows :

“Section 14-3234. Two copies of the audit shall be furnished the office of the county legislative delegation and one copy shall be furnished to each of the following: the grand jury, county auditor, county treasurer, county supervisor and the county board of administrators. One copy shall be filed in the office of the clerk of court

which shall be deemed a public record and made available to the public as are other public records.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 9th day of February, 1967.

(R30, H1155)

No. 27

An Act To Amend Section 2 Of Act No. 993 Of 1964, As Amended, Relating To The Horry-Georgetown Commission For Technical Education, So As To Make The Commission A Body Politic And Corporate.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 2 of Act 993 of 1964 amended—Horry-Georgetown Commission for Technical Education—members—appointments—terms.—Section 2 of Act No. 993 of 1964, as amended by Act No. 1079 of 1966, is further amended by deleting “an administrative agency” on line one, and inserting in lieu thereof “a body politic and corporate”. The section when amended shall read as follows :

“Section 2. There is hereby created, as a body politic and corporate of Horry and Georgetown Counties, a commission to be known as the ‘Horry-Georgetown Commission for Technical Education’ (hereinafter referred to as the ‘Commission’), which shall consist of six qualified registered electors of Horry County and three of Georgetown County. All appointments to office of the Commission shall be made by the Governor, upon the recommendation of a majority of the legislative delegation, including the resident Senator of the respective counties from which members are appointed. Of those first appointed for Horry County, two members shall have terms of one year each, two members shall have terms of two years each, and two members shall have terms of three years each; and of those first appointed from Georgetown County, one member shall have a term of one year, one member shall have a term of two years, and one member shall have a term of three years. Thereafter, their successors shall be appointed for terms of three years in the same manner as those originally appointed. If any vacancy shall arise, a

successor shall be appointed by the Governor for the balance of the unexpired term in the same manner as the original appointments were made. The members of the Commission shall hold office until their successors shall have been appointed and shall qualify. Initial terms of office shall commence July 1, 1963 as to members from Horry County, and July 1, 1966 as to members from Georgetown County, notwithstanding that a delay in making appointments shall lessen the duration of the terms of office. A transcript of the record of the initial organization shall be filed with the clerk of court in order to reflect the initial membership of the Commission and those who shall become its officers. *Provided*, that the present members and officers of the Horry-Marion Technical Education Commission from Horry County are hereby designated as members of the Commission and shall hold office for the term for which each was originally appointed or elected. *Provided*, further, the Commission shall elect one of its members as chairman, another as vice-chairman, and a third as secretary. Those elected to these offices, prior to the effective date of this act, shall continue to serve in such capacity until such time as their successors are to be elected."

SECTION 2. Time effective.—This act shall take effect April 1, 1967.

Approved the 9th day of February, 1967.

(R31, H1106)

No. 28

An Act To Amend Section 14-400.1001, Code Of Laws Of South Carolina, 1962, Requiring The Filing Of Certain Building Information With The Orangeburg County Auditor, So As To Transfer Such Filing To The Tax Assessor.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 14-400.1001 amended—Orangeburg County—certain construction information required.—Section 14-400.1001, Code of Laws of South Carolina, 1962, is amended by striking "auditor" on lines five and seven and inserting in lieu thereof "tax assessor" so that, when so amended, the section shall read:

"Section 14-400.1001. Any person who shall construct a new building or make an addition to an existing building in Orangeburg

County, where the cost thereof exceeds one thousand dollars, shall within thirty days after completion of such construction or addition file with the tax assessor of the county a report reflecting the cost of the construction or addition. The report shall be on such form or forms as may be prescribed by the tax assessor."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1967.

(R32, H1115)

No. 29

An Act To Amend Sections 14-811 And 14-812, Code Of Laws Of South Carolina, 1962, Relating To The Appointment Of The Allendale County Board Of Directors, So As To Increase The Membership And To Provide For Its Election.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-811 amended—county board of directors.—Section 14-811, Code of Laws of South Carolina, 1962, is amended on line three by deleting the word "four" and inserting in lieu thereof the word "five" and by deleting the words "who shall be appointed" and inserting in lieu thereof ", each of whom shall be a qualified elector, who shall be elected". The section when so amended shall read as follows :

"Section 14-811. The government and fiscal affairs of the county shall be administered by a county board of directors composed of five members, each of whom shall be a qualified elector, who shall be elected, serve for the term, exercise the powers and perform the duties as in this article provided."

SECTION 2. Section 14-812 amended—election—terms—vacancies—bond.—Section 14-812, Code of Laws of South Carolina, 1962, is amended by striking the first four sentences which read as follows: "The members of the board of directors shall be appointed by the Governor upon the recommendation of the legislative delegation from the county. The terms of office of the members shall be for the period of two years from the date of their respective appointments and until their respective successors have been appointed and duly

qualified, unless sooner removed for cause. The members of the board shall be commissioned by the Governor. Any vacancy occurring on the board shall be filled by appointment in like manner for the unexpired term only.” and inserting in lieu thereof: “The members of the board of directors shall be nominated in the primary and elected by the qualified electors of the county in the general election to follow and shall hold office for two years and until their successors are elected and qualify; *provided*, that the members of the board of directors appointed to serve until the general election of 1968 shall be for terms of indefinite duration which may be terminated by the Governor upon the request of the Legislative Delegation from Allendale County, but in no event to extend beyond the general election to be held in 1968. Any vacancy occurring on the board shall be filled for the unexpired term by appointment by the Governor upon the recommendation of the Legislative Delegation representing Allendale County.” The section when amended shall read as follows:

“Section 14-812. The members of the board of directors shall be nominated in the primary and elected by the qualified electors of the county in the general election to follow and shall hold office for two years and until their successors are elected and qualify; *provided*, that the members of the board of directors appointed to serve until the general election of 1968 shall be for terms of indefinite duration which may be terminated by the Governor upon the request of the Legislative Delegation from Allendale County, but in no event to extend beyond the general election to be held in 1968. Any vacancy occurring on the board shall be filled for the unexpired term by appointment by the Governor upon the recommendation of the Legislative Delegation representing Allendale County. Before entering upon the duties and assuming the powers as such the directors shall each qualify by subscribing to and filing the official oath prescribed by law and entering into bond in the sum of one thousand dollars, with surety to be approved by the clerk of court of the county, conditioned for the faithful performance of their duties as such, the form and execution of such bonds to be approved by the Attorney General, the premiums thereon to be paid by the county.”

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1967.

(R34, H1168)

No. 30

An Act To Amend Section 32-461, Code Of Laws Of South Carolina, 1962, Relating To The Director Of The York County Health Department, So As To Further Provide For His Duties.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 32-461 amended—director—qualifications and appointment.—Section 32-461, Code of Laws of South Carolina, 1962, is amended by deleting the second sentence which reads as follows: "He shall devote his full time to the public health work in York County." The section when amended shall read as follows:

"Section 32-461. The director of the county health department shall be a reputable graduate physician skilled in hygiene and sanitary science, who shall be especially trained and qualified in the practice of preventive medicine. The director shall be elected by the county board of health, and if for any reason a properly qualified director is not so elected, the State Board of Health shall forthwith appoint some duly qualified person meeting the requirements of this article to serve until a director is appointed according to the terms of this article."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1967.

(R35, H1170)

No. 31

An Act To Amend Act No. 890, Acts And Joint Resolutions Of South Carolina, 1966, Relating To The Sale Of Buildings Built By Carpentry Or Brick Masonry Classes Of School District No. 1 Of Florence County, So As To Authorize The Sale Of Lots Upon Which Such Buildings Are Built.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act 890 of 1966 amended—Florence County School District may sell certain property.—Section 1 of Act No. 890, Acts and Joint Resolutions of South Carolina, 1966, is amended by striking the section in its entirety and inserting in

lieu thereof the following so as to authorize the sale of lots upon which buildings are built:

"Section 1. Any building or structure built by any carpentry or brick masonry class of School District No. 1 in Florence County and the lot on which such building or structure is built may be sold at its fair market value upon approval of the board of trustees of the school district without advertisement of sale and without receiving bids therefor."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1967.

(R37, H1132)

No. 32

An Act To Amend Act No. 219, Acts And Joint Resolutions Of The General Assembly, 1965, As Amended, Creating The Chester County Police Department, So As To Change The Name Of The Department To The Chester County Sheriff's Department.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Act 219 of 1965 amended—Chester County Sheriff's Department created.—Act No. 219 of 1965, as amended, is further amended by deleting Section 1 and inserting in lieu thereof the following:

"Section 1. There is hereby created the Chester County Sheriff's Department, the duties of which shall be to enforce the laws of the State throughout the county, including incorporated towns and cities. Where the term 'Chester County Police Department' appears in this act the name shall be changed to 'Chester County Sheriff's Department.' The clerk of the Chester County Sheriff's Department shall also act as deputy sheriff to handle and search women prisoners and to perform such other duties as the sheriff might designate."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1967.

(R39, S118)

No. 33

An Act To Amend Section 23-180, Code Of Laws Of South Carolina, 1962, Relating To Voting Precincts Of Jasper County, So As To Provide For Two Voting Places In The Ridgeland Precinct And To Require Residents Of Certain Geographical Areas To Vote At A Designated Place.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-180 amended—Jasper County voting precincts designated.—Section 23-180, Code of Laws of South Carolina, 1962, is amended by adding the following at the end thereof, so as to provide for two voting places in the Ridgeland precinct and require residents of certain geographical areas to vote at a designated place :

“Qualified electors of Ridgeland precinct shall vote at two voting places hereinafter designated as No. 1 and No. 2.

Electors residing in the precinct north of the east-west line formed by South Carolina Highway No. 336, Main Street and U. S. Highway No. 278 shall vote in No. 1, and electors residing south of such line shall vote in No. 2.”

When so amended, the section shall read :

“Section 23-180. In Jasper County there shall be the following voting precincts: Grahamville; Gillisonville; Grays; Hardeeville; Ridgeland; Okatie; Tilman; Pineland; and Coosawhatchie.

Qualified electors of Ridgeland precinct shall vote at two voting places hereinafter designated as No. 1 and No. 2.

Electors residing in the precinct north of the east-west line formed by South Carolina Highway No. 336, Main Street and U. S. Highway No. 278 shall vote in No. 1, and electors residing south of such line shall vote in No. 2.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of February, 1967.

(R40, H1120)

No. 34

An Act To Amend Section 65-1522, Code Of Laws Of South Carolina, 1962, As Amended, Relating To General Exemptions From Taxes, So As To Include Property Of All Nonprofit Rescue Squads In Orangeburg County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1522 amended — rescue squads in Orangeburg County exempt from taxes.—Section 65-1522, Code of Laws of South Carolina, 1962, as amended, is further amended by adding the following new item, so as to exempt property of all non-profit rescue squads in Orangeburg County :

“() Property of all nonprofit rescue squads in Orangeburg County.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of February, 1967.

(R41, H1150)

No. 35

An Act To Increase The Amount Of The Tax Levy Which May Be Imposed By The Town Of Pageland In Chesterfield County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Town of Pageland may levy taxes.—Notwithstanding the provisions of Section 47-249 of the 1962 Code the Town Council of the Town of Pageland in Chesterfield County may levy sixty-five mills on the dollar on all real and personal property within the corporate limits.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of February, 1967.

(R42, H1154)

No. 36**An Act To Create The Spartanburg County Commission For Higher Education And To Make Provision For Its Powers And Duties.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Spartanburg County Commission for Higher Education created—members—terms—officers—advisory committee.

—There is hereby created the Spartanburg County Commission for Higher Education. This body, hereinafter called the Commission, shall be composed of seven members who shall be appointed by the Governor on the recommendation of a majority of the members of the House of Representatives from Spartanburg County and the Senators of District No. 4. The commissioners shall be appointed for terms of four years each and shall serve until their successors shall have been appointed and qualify; *provided*, that three of the seven commissioners initially appointed shall be appointed for terms of two years, with their successors to be appointed thereafter for full four-year terms.

The Superintendent of Education for Spartanburg County shall, by virtue of his office, be an ex officio member of the Commission.

At their first meeting the commissioners shall elect a chairman, vice-chairman, secretary and treasurer from among their members and proceed to organize and adopt such rules and procedures as may seem desirable to carry out their duties.

To facilitate its work the Commission is hereby authorized to appoint from Spartanburg County, and from such adjacent areas as deemed appropriate an Educational Advisory Committee consisting of not less than ten nor more than fifteen members which shall meet and consult with the Commission from time to time, as may be required. All members of the Commission and of the Educational Advisory Committee shall serve without compensation or fees.

SECTION 2. Meetings.—The Commission may meet at such times and in such places as to the majority of the members seems most desirable. Meetings may be called by the chairman of the Commission or on the written request and signatures of three members.

SECTION 3. Duties.—The Commission shall have as its purpose the encouragement of higher education in Spartanburg County and ad-

jacent areas and, more specifically the establishment in Spartanburg County of facilities to offer standard freshman and sophomore college courses, and such other courses as deemed desirable.

SECTION 4. Powers.—To carry out this purpose and objective, the Commission, with the approval of a majority of its members, shall be empowered to enter into contracts, make binding agreements, negotiate with educators and educational institutions and, generally, to take such actions in its name as are necessary to secure for Spartanburg County and adjacent areas the educational facilities above-described; *provided*, that the County of Spartanburg shall not be bound nor held liable for any acts of omission or commission of the Commission, nor by any provision of any contract or agreement, expressed or implied, except upon the written approval and consent of a majority of the members of the House of Representatives from Spartanburg County and the Senators of District No. 4.

The Commission may solicit funds and accept donations from various sources which it may expend in carrying out its objective.

SECTION 5. Records and report.—The Commission shall keep accurate and detailed records of its meetings and actions and shall, as soon after June thirtieth of each year as is feasible, submit a written report to the members of the House of Representatives from Spartanburg County and the Senators of District No. 4 which shall include an accounting of all funds the Commission may have received and disbursed in the twelve months preceding that date.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of February, 1967.

An Act To Ratify An Amendment To Section 5 Of Article X Of The Constitution Of South Carolina, 1895, Relating To The Limit Of Bonded Indebtedness Of Certain Political Subdivisions, So As To Permit The School District Of Chester County To Incur Bonded Indebtedness Up To Twenty Per Cent Of The Taxable Property Therein, And To Exclude Such Indebtedness From The Limitation Of Aggregate Indebtedness Upon Any Municipi-

pality Or Political Subdivision Of The County Or State Covering Or Partially Extending Over The Territory Of The District.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Article X, Section 5, State Constitution, proposed—bonded indebtedness of School District of Chester County.—The amendment to Section 5 of Article X of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1230 of the Acts and Joint Resolutions of South Carolina, 1966, having been submitted to the qualified electors in the manner prescribed by Section 1, Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution, so that there will be added at the end of Section 5, Article X, Constitution of South Carolina, 1895, the following :

“Provided, that the limitations as to bonded indebtedness imposed by this section shall not apply to the bonded indebtedness of the School District of Chester County and the school district may incur bonded debt to the extent of not exceeding twenty percent of the assessed value of all taxable property therein. The bonded indebtedness of the district shall not be considered in determining the power to incur bonded indebtedness by any municipality or political subdivision of the county or State covering or partially extending over the territory of such district.”

Ratified the 14th day of February, 1967.

(R47, S65)

No. 38

An Act To Ratify An Amendment To Section 7 Of Article III Of The Constitution Of South Carolina, 1895, Relating To The Qualifications Of Senators And Members Of The House Of Representatives, So As To Provide That A Senator Shall Be A Qualified Elector In The Senatorial District In Which He May Be Chosen As To A Particular Seat Designated By The General Assembly.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Section 7, Article III, State Constitution, ratified—senator shall be qualified elector in senatorial

district as to a particular seat.—The amendment to Section 7, Article III of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1138 of the Acts and Joint Resolutions of 1966, having been submitted to the qualified electors in the manner prescribed in Section 1 of Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution so that Section 7, Article III of the Constitution of South Carolina, 1895, is rephrased to require a senator to be a qualified elector of the senatorial district in which he may be chosen in regard to any particular seat as may be designated by the General Assembly. Section 7, Article III of the Constitution of South Carolina, 1895, when amended shall read as follows:

“Section 7. No person shall be eligible for a seat in the Senate or House of Representatives who, at the time of his election, is not a duly qualified elector under this Constitution in the Senatorial District in regard to any particular seat as may be designated by the General Assembly, as to the Senate, and in the county, as to the House, in which he may be chosen. Senators shall be at least twenty-five and Representatives at least twenty-one years of age.”

Ratified the 15th day of February, 1967.

(R48, S66)

No. 39

An Act To Ratify An Amendment To Sections 1 And 2 Of Article XII Of The Constitution Of South Carolina, 1895, Relating To State Mental Institutions And The Governing Body Thereof So As To Change References To Insane To Mentally Ill; To Change The Name And Increase The Membership Of The Governing Body Thereof And Change The Name Of The Superintendent Of Such Institution.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Amendment to Article XII, Section 1, State Constitution, ratified—“insane” changed to “mentally ill”.—The amendment to Section 1 of Article XII of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1137 of the Acts and Joint Resolutions of 1966, having been submitted to the qualified electors in the manner prescribed in Section 1, Article

XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is hereby ratified and declared to form a part of the Constitution of South Carolina, 1895, so that Section 1 of Article XII is amended by striking "insane" on line two and inserting "mentally ill", so that when amended Section 1 of Article XVI of the Constitution of South Carolina, 1895, shall read as follows:

"Section 1. Institutions for the care of the mentally ill and the poor shall always be fostered and supported by this State, and shall be subject to such regulations as the General Assembly may enact."

SECTION 2. Amendment to Article XII, Section 2, State Constitution, ratified—governing body of state mental institution—change name—increase membership—name of superintendent.—The amendment to Section 2 of Article XII of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1137 of the Acts and Joint Resolutions of 1966, having been submitted to the qualified electors in the manner prescribed in Section 1, Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is hereby ratified and declared to form a part of the Constitution of South Carolina, 1895, so that Section 2 of Article XII of the Constitution of South Carolina, 1895, is amended by striking it in its entirety and inserting a new Section 2, so that when amended Section 2, Article XII of the Constitution of South Carolina, 1895, shall read as follows:

"Section 2. The Governor shall, with the advice and consent of the Senate, appoint a governing board of the State Department of Mental Health, consisting of seven members, whose terms of office shall be designated by the General Assembly, subject to removal by the Governor for cause. The Board shall have charge of such institutions and programs as may be maintained by the State for the care of the mentally ill. The Board shall have exclusive power to appoint and, in its discretion, remove a State Commissioner of Mental Health, who shall be a physician, and who shall have the power, in his discretion, to appoint and remove all other officers and employees of such institutions and programs, subject to the approval of the Board."

Ratified the 15th day of February, 1967.

(R49, S68)

No. 40

An Act To Ratify An Amendment To Section 8 Of Article III Of The Constitution Of South Carolina, 1895, Relating To The Election Of Members Of The General Assembly, So As To Delete The Provisions Relating To Senators, Staggered Terms And First Terms Of Senators From New Counties.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Amendment to Article III, Section 8, State Constitution, ratified—provision regarding senators, staggered terms, and first terms of senators from new counties deleted.—The amendment to Section 8 of Article III of the Constitution of South Carolina, 1895, proposed under terms of Joint Resolution No. 1139 of the Acts and Joint Resolutions of 1966, having been submitted to the qualified electors in the manner prescribed in Section 1 of Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution so that Section 8 of Article III of the Constitution of South Carolina, 1895, is changed by replacing the semi-colon after “prescribe” on line five with a period and deleting the remainder of the section which now reads as follows:

“Section 8. The first election for members of the House of Representatives under this Constitution shall be held on Tuesday after the first Monday in November Eighteen Hundred and Ninety-six, and in every second year thereafter, in such manner and at such places as the General Assembly may prescribe; and the first election for Senators shall be held on Tuesday after the first Monday in November Eighteen Hundred and Ninety-six, and every fourth year thereafter, except in Counties in which there was an election for Senator in Eighteen Hundred and Ninety-four for a full term, in which Counties no election for Senator shall be held until the general election to be held in Eighteen Hundred and Ninety-eight, and every fourth year thereafter, except to fill vacancies. Senators shall be so classified that one-half of their number, as nearly as practicable, shall be chosen every two years. Whenever the General Assembly shall establish more than one County at any session, it shall so prescribe the first term of the Senators from such Counties as to observe such classification.”

The section when amended shall read as follows:

“Section 8. The first election for members of the House of Representatives under this Constitution shall be held on Tuesday after the first Monday in November Eighteen Hundred and Ninety-six, and in every second year thereafter, in such manner and at such places as the General Assembly may prescribe.”

Ratified the 15th day of February, 1967.

(R50, S125)

No. 41

An Act To Amend Section 23-190, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Designation Of Voting Precincts In Oconee County, So As To Redesignate Such Precincts.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-190 amended—voting precincts in Oconee County designated.—Section 23-190, Code of Laws of South Carolina, 1962, as amended, is further amended by striking it out and inserting in lieu thereof the following so as to redesignate the voting precincts in Oconee County :

“Section 23-190. In Oconee County there shall be the following voting precincts: Corinth; Earles Grove; Excelsior Mill; Fair Play; Friendship; Holly Springs; Keowee, to be composed of the former precincts of Ebenezer, Keowee and Oconee Creek; Long Creek, to be composed of the former precincts of Damascus and Long Creek; Madison, to be composed of the former precincts of New Madison, Old Madison and Tugaloo Academy; Mt. Rest, to be composed of the former precincts of Belmont, Double Springs, Mt. Rest and Village Creek; Newry; Oakway; Providence; Return; Richland; Salem, to be composed of the former precincts of Jocassee and Salem; Seneca No. 1; Seneca No. 2; Shiloh; South Union; Tamassee, to be composed of the former precincts of Cheohee, Flat Shoals, Picket Post and Tamassee; Tokeena; Utica; Walhalla No. 1; Walhalla No. 2; Westminster No. 1; Westminster No. 2; and West Union.

Provided, that Seneca No. 1 and Seneca No. 2, Walhalla No. 1 and Walhalla No. 2 and Westminster No. 1 and Westminster No. 2 may be located on the same premises and separated alphabetically.

Provided, that the former precinct of Chicopee shall be included in Walhalla No. 1 and Walhalla No. 2.

Provided, that the former precincts of Chauga, Oak Grove and Oconee Mills shall be included in Westminster No. 1 and Westminster No. 2."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of February, 1967.

(R52, S133)

No. 42

An Act To Repeal Act No. 1124 Of The Acts And Joint Resolutions Of The General Assembly Of 1966, Establishing The Civil And Criminal Court For Clarendon County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Act 1124 of 1966 repealed.—Act No. 1124 of 1966, establishing the Civil and Criminal Court for Clarendon County, is hereby repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of February, 1967.

(R53, H1147)

No. 43

An Act To Amend Section 43-521, Code Of Laws Of South Carolina, 1962, As Amended, And Act No. 370, Acts And Joint Resolutions Of South Carolina, 1965, Relating To Magistrates And Constables In Allendale County, So As To Provide For An Additional Magistrate, Countywide Jurisdiction And Fix The Terms.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 43-521 amended—Allendale County Magistrates—number—terms—jurisdiction.—Section 43-521, Code of Laws of South Carolina, 1962, as amended, is further amended by striking the section in its entirety and inserting in lieu thereof the following so as to increase the number of magistrates from three to

four and to eliminate magisterial districts and provide each magistrate with countywide jurisdiction. The section when amended shall read as follows:

“Section 43-521. There shall be four magistrates appointed for Allendale County for terms of two years, and until their successors are appointed and qualified; one at Allendale, one at Fairfax, one at Ulmers and one at Millett. Each magistrate shall have the right to appoint one constable to serve in his office. Each magistrate shall have jurisdiction throughout the county. The magistrates shall receive such compensation as may be provided in the annual county appropriations act. When an advisory election is held for magistrate, it shall be conducted at the same time as the primary election.”

SECTION 2. Section 2 of Act 370 of 1965 amended—designation of magistrates.—Section 2 of Act No. 370 of 1965 is amended by striking the first sentence and inserting in lieu thereof the following. “The current magistrate for the Allendale-Millettville District shall be the magistrate for Allendale; the current magistrate for the Sycamore-Ulmers District shall be the magistrate for Ulmers; and the current magistrate for the Fairfax-Barton District shall be the magistrate for Fairfax; and one magistrate shall be appointed for Millett which shall include Appleton and Baldock Townships.” The section when amended shall read as follows:

“Section 2. The current magistrate for the Allendale-Millettville District shall be the magistrate for Allendale; the current magistrate for the Sycamore-Ulmers District shall be the magistrate for Ulmers; and the current magistrate for the Fairfax-Barton District shall be the magistrate for Fairfax; and one magistrate shall be appointed for Millett which shall include Appleton and Baldock Townships. The terms of such magistrates are hereby extended to June 30, 1968 and until their successors are appointed and qualify.”

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of February, 1967.

(R54, H1192)

No. 44**An Act To Provide For Four Year Terms For The Mayor And Aldermen Of The Town Of Fairfax In Allendale County.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Election and terms of mayor and aldermen for Town of Fairfax.—Notwithstanding any other provisions of law, the governing body of the Town of Fairfax shall consist of a mayor and six aldermen who shall be elected by the qualified electors of the town at large. They shall serve for terms of four years and until their successors are elected and qualify. At the next election for mayor and aldermen, after the effective date of this act, the mayor and the three aldermen receiving the highest number of votes shall serve for regular terms of four years and the three aldermen receiving the next highest number of votes shall be elected to serve for terms of two years.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of February, 1967.

(R57, S69)

No. 45**An Act To Alter The County Lines Of Pickens And Oconee Counties By Annexing A Portion Of The Stone Church Area In Oconee County To Pickens County.**

Whereas, an election was held pursuant to an order by the Honorable Robert E. McNair, Governor of South Carolina, by the Commissioners of Elections of Oconee County on November 8, 1966, to determine whether a part of Stone Church area in Oconee County should be annexed to Pickens County; and

Whereas, in the election four hundred seventeen votes were cast in favor of the annexation and one hundred seventy-six votes were cast against the annexation, which result satisfied the provisions of Section 7 of Article VII of the State Constitution, this being more than two-thirds of the votes cast. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Portion of Oconee County annexed to Pickens County.—That portion of Stone Church area in Oconee County which was the subject of an election held November 8, 1966, by the Commissioners of Election of Oconee County, the results of which election were favorable to the annexation, and the General Assembly having found that all provisions of the Constitution of South Carolina, 1895, governing the alteration of county lines having been satisfactorily complied with, is hereby transferred to Pickens County and annexed to that county. The proper proportion of the existing county indebtedness of the area so transferred shall be assumed by the county to which the area is transferred.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of February, 1967.

(R58, S85)

No. 46

An Act To Authorize The Commissioner Of Agriculture To Enter Into Agreements With The United States Government For The Conduct Of Aquatic Plant Control Projects.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Commissioner of Agriculture may make certain agreements with Federal Government.—The Commissioner of Agriculture is authorized to enter into agreements with the United States Government for the conduct of Aquatic Plant Control Projects under the provisions of Public Laws 85-500, 87-874 and 89-298, and to give such assurances on behalf of the State as may be required under the provisions of such laws.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of February, 1967.

(R61, H1200)

No. 47

An Act Making It Unlawful To Start Fires In Forestry District 28 In Kershaw County Except Under Certain Conditions And Providing Penalties For Violations.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Unlawful to start certain fires in Forestry District 28.—It shall be unlawful for any owner or lessee of land or any employee of any such owner or lessee or other person to start, or cause to be started, any fire in any woodlands, brushlands, grasslands, ditchbanks, or hedgerows or in any debris, leaves or other flammable material adjacent thereto in Forestry District 28 in Kershaw County, except under the following conditions:

(a) Proper notification shall be given to the State Forester, or his duly authorized representative or other persons designated by the State Forester. Such notice shall contain all information required by the State Forester or his representative.

(b) Such persons shall have cleared around such area and have immediately available sufficient equipment and personnel to adequately secure such fire and prevent its spread.

(c) Such person starting such burning shall supervise carefully any such fire started and have it under control prior to leaving the area.

SECTION 2. Permission of owner required.—A lessee of any land, or any employee of any landowner or lessee of land, or other person, must receive prior authorization from the landowner to conduct such burning, in addition to complying with the other provisions of this act.

SECTION 3. Exceptions.—The provisions of this act shall not apply to fires which may be started within the corporate limits of any town or city, nor to fires started on rights of way of railroads by their duly authorized employees to remove fire hazards unless the State Forester, or his representative, after investigation shall notify such railroad that its practices are disapproved on account of the failure to exercise such safeguards against the spread of fire.

SECTION 4. Burning prohibited during emergencies.—No burning shall be carried out during any period which the Governor has declared that an emergency exists in connection with forest fires.

SECTION 5. State Forester may direct when fires not to be started.—The State Forester may direct at any time, when deemed necessary in the interest of public safety, that fire or fires covered by this act not be started.

SECTION 6. Penalties.—Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined not less than ten dollars nor more than one hundred dollars or imprisoned for not less than ten days nor more than thirty days. For any second or subsequent offense, a fine of not less than twenty-five dollars nor more than five hundred dollars or imprisonment for not more than one year may be imposed in the discretion of the court.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of February, 1967.

(R63, H1211)

No. 48

An Act To Amend Section 65-1523, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Specific Property Exemptions From Taxation, So As To Exempt Blythewood Masonic Lodge No. 395.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1523 amended—Blythewood Masonic Lodge No. 395 exempt from taxes.—Section 65-1523, Code of Laws of South Carolina, 1962, as amended, is further amended by adding the following item:

“() All property of Blythewood Masonic Lodge No. 395 shall be exempt from all local, county, school and special taxes.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of February, 1967.

(R64, H1217)

No. 49**An Act To Change The Name Of The Clerk Of The Spartanburg County Board Of Control To The Executive Administrative Assistant Of The Board.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Name of clerk changed.—The name of the Clerk of the Spartanburg County Board of Control is hereby changed to the Executive Administrative Assistant of the Spartanburg County Board of Control.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of February, 1967.

(R68, S141)

No. 50**An Act To Abolish The Office Of Superintendent Of Education For Laurens County; To Amend The Code Of Laws Of South Carolina, 1962, By Adding New Section 21-3301 And To Amend Sections 21-3302, 21-3303 And 21-3305 Relating To The Composition, Powers And Duties Of The Laurens County Board Of Education, So As To Further Provide Therefor.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Office of Superintendent of Education abolished in Laurens County—At the expiration of the term of office of the present incumbent, June 30, 1967, the office of Superintendent of Education for Laurens County shall be abolished.

SECTION 2. Section 21-3301 added—additional member of board to be appointed—chairman.—The Code of Laws of South Carolina, 1962, is amended by adding Section 21-3301 to read as follows:

“Section 21-3301. In addition to the six members of the board of education appointed by the Governor under Section 21-101, there shall be appointed a seventh member to the Board of Education for Laurens County, in the same manner other board members are appointed. The board shall elect a chairman who shall serve for a

term of one year and until his successor has been elected and qualifies.”

SECTION 3. Section 21-3302 amended—meetings.—Section 21-3302, Code of Laws of South Carolina, 1962, is amended by striking the words “county superintendent of education” on lines two and three and by inserting in lieu thereof the word “chairman”. The section when amended shall read as follows:

“Section 21-3302. The county board of education shall meet on the first Tuesday of each month, if necessary. The chairman or any two members of the board may call special meetings of the board whenever they may be necessary for the transaction of business.”

SECTION 4. Section 21-3303 amended—powers and duties—secretary.—Section 21-3303, Code of Laws of South Carolina, 1962, is amended by adding the following at the end thereof:

“The board shall have the powers and duties imposed by law on the county superintendent of education. The board shall appoint a full time secretary with the advice and consent of at least one-half of the members of the House of Representatives from the county and the Senator representing the senatorial district of which the county is a part. The secretary shall serve in such capacities and under such terms as the board may determine and shall receive such compensation as may be provided for in the annual county appropriations act; *provided*, that the first secretary shall be the secretary of the present county superintendent of education.” The section when amended shall read as follows:

“Section 21-3303. In addition to the power vested by law in county boards of education, the county board of education of Laurens County shall have charge of all school funds of the county, not belonging or accruing to the school district, from whatever source derived, and shall disburse them for the benefit of the educational interests of the county. All moneys accruing to the board, and to be disbursed by it, shall be designated as the county board fund.

The board shall have the powers and duties imposed by law on the county superintendent of education. The board shall appoint a full time secretary with the advice and consent of at least one-half of the members of the House of Representatives from the county and the Senator representing the senatorial district of which the county is a part. The secretary shall serve in such capacities and under such terms as the board may determine and shall receive such compensation as may be provided for in the annual county appropriations

act; *provided*, that the first secretary shall be the secretary of the present county superintendent of education."

SECTION 5. Section 21-3305 amended—signing of warrants.—Section 21-3305, Code of Laws of South Carolina, 1962, is amended by striking all after the word "by" on line two and by inserting in lieu thereof the following: "three members of the county board of education including the chairman." The section when amended shall read as follows:

"Section 21-3305. All warrants drawn against the county board funds shall be signed by three members of the county board of education including the chairman."

SECTION 6. Time effective.—This act shall take effect on July 1, 1967.

Approved the 23rd day of February, 1967.

(R70, S150)

No. 51

An Act To Ratify Amendments To Section 5 Of Article X Of The Constitution Of South Carolina, 1895, Relating To The Limit Of Bonded Indebtedness Of Certain Political Subdivisions, So As To Permit School Districts Nos. 55 And 56 Of Laurens County To Incur Bonded Indebtedness Up To Sixteen Per Cent Of The Assessed Value Of The Taxable Property Therein.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Amendment to Article X, Section 5, State Constitution ratified—bonded indebtedness of School District 55 of Laurens County.—The amendment to Section 5, Article X of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1330 of the Acts and Joint Resolutions of 1966, having been submitted to the qualified electors in the manner prescribed by Section 1 of Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution, so that there will be added at the end of Section 5, Article X, of the Constitution of South Carolina, 1895, the following: "*Provided*, that the limitations as to bonded indebtedness imposed by this section shall not apply to School District No. 55 of Laurens County and the

school district may incur bonded indebtedness for school purposes to an amount not exceeding sixteen per cent of the assessed value of all taxable property therein. The bonded indebtedness of School District No. 55 of Laurens County shall not be considered in determining the power to incur bonded indebtedness by Laurens County or by any political subdivision of Laurens County or of the State wholly covering or partially extending over the territory of School District No. 55 of Laurens County."

SECTION 2. Amendment to Article X, Section 5, State Constitution ratified—bonded indebtedness of School District 56 of Laurens County.—The amendment to Section 5, Article X of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1330 of the Acts and Joint Resolutions of 1966, having been submitted to the qualified electors in the manner prescribed by Section 1 of Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution, so that there will be added at the end of Section 5, Article X, of the Constitution of South Carolina, 1895, the following: "*Provided*, that the limitations as to bonded indebtedness imposed by this section shall not apply to School District No. 56 of Laurens County and the school district may incur bonded indebtedness for school purposes to an amount not exceeding sixteen per cent of the assessed value of all taxable property therein. The bonded indebtedness of School District No. 56 of Laurens County shall not be considered in determining the power to incur bonded indebtedness by Laurens County or by any political subdivision of Laurens County or of the State wholly covering or partially extending over the territory of School District No. 56 of Laurens County."

Ratified the 23rd day of February, 1967.

(R74, H1179)

No. 52

An Act To Amend Act No. 942, Acts And Joint Resolutions Of 1962, Relating To The Issuance Of Construction Permits In Darlington County, So As To Apply The Provisions Of The Act To Less Expensive Construction.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act 942 amended—building permits required in Darlington County.—Section 1 of Act No. 942, Acts and Joint Resolutions of 1962, is amended by striking “twenty-five hundred” on lines two and three and inserting “one thousand”, so as to apply the act to less expensive construction. When so amended, the section shall read:

“Section 1. It shall be unlawful for any person to erect or construct any new building on real estate, which costs in excess of one thousand dollars, in Darlington County, unless an application has been filed with and a permit granted by the county auditor or tax assessor to erect or construct such new building; *provided*, that no application or permit shall be required for a new building upon real estate situate within any incorporated municipality which requires a permit for the erection or construction of a new building.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 23rd day of February, 1967.

(R78, H1177)

No. 53

An Act To Create A Legal Presumption That In Spartanburg County Persons Unconscious And In Apparent Need Of Ambulance Service Request Such Service, And To Provide For Payment Of Court Costs And Attorneys' Fees To Collect For Such Service.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Presumption of permission for request for service.—Any person in Spartanburg County who is unconscious and in apparent need of ambulance service shall be presumed to have granted permission to anyone to request such service. In the case of a minor, the parent or guardian shall be presumed to have granted such permission.

SECTION 2. Collection of service charges.—If it shall be necessary for a person furnishing ambulance service to require legal assistance to collect a reasonable service charge, then the person receiving the service shall be required to pay the court costs in addi-

tion to a reasonable attorney's fee, which shall not be less than fifteen dollars.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 23rd day of February, 1967.

(R79, H1237)

No. 54

An Act To Increase The Compensation Of Circuit Court Jurors In Lee County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Compensation of jurors in Lee County.—Notwithstanding the provisions of Section 38-308, Code of Laws of South Carolina, 1962, as amended, jurors serving in circuit courts in Lee County shall receive a per diem of seven dollars.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 23rd day of February, 1967.

(R81, H1247)

No. 55

An Act To Amend Act No. 1104, Acts And Joint Resolutions Of South Carolina, 1966, Relating To The Edgefield County Government, So As To Make It Permissible For The County Council To Employ A County Administrator.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 3 of Act 1104 of 1966 amended—county council created—members—elections—vacancies—county administrator.—Section 3 of Act No. 1104, Acts and Joint Resolutions of South Carolina, 1966, is amended by striking the word “shall” on line fifteen and inserting in lieu thereof the word “may” so that when amended the section shall read as follows:

“Section 3. There is hereby created the Edgefield County Council (council) which shall be composed of three members who shall be

elected at the same time as the general election in November of 1966 and at each general election thereafter to serve for terms of two years or until their successors are elected and qualify. One member with the largest plurality shall be elected from the county at large from each of the three districts of the county. Any qualified elector in the district may qualify as a candidate for member of the council from that district by filing with the Clerk of Court of Edgefield County on or before twelve o'clock noon, August 15, 1966. Thereafter, candidates shall file and be nominated as candidates are for other county offices. Vacancies on the council shall be filled by appointment by the Governor upon the recommendation of the membership of the House of Representatives from Edgefield County for the unexpired portion of the term only. The council may employ a county administrator who shall be the administrative officer for the county at such a salary and term as is determined by the council. The council shall require such bond of the county administrator as it deems advisable. The council shall not elect one of its members as county administrator. Meetings of the council shall be held whenever necessary but not less than twice monthly. Members of the council shall receive a monthly salary of one hundred twenty-five dollars. A chairman shall be elected annually at the first meeting of the council and shall receive an additional salary of twenty-five dollars per month. The Edgefield County supervisor and the county commissioners shall continue to exercise their duties only as to county roads and bridges and under the supervision of the council until the expiration of their terms, at which time the offices of county commissioner and county supervisor for the county shall be abolished."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 23rd day of February, 1967.

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 61-122, So As To Provide An Increase In Benefits For Persons Who Were Receiving Benefits From The South Carolina Retirement System Prior To July 1, 1966.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 61-122 added—retirement benefits increased for certain persons.—The Code of Laws of South Carolina, 1962, is amended by adding Section 61-122, as follows :

“Section 61-122. Effective July 1, 1967, the monthly benefits, inclusive of the supplemental allowances payable under the provisions of Sections 61-211, 61-212 and 61-213, for persons who commenced receiving benefits from the System prior to July 1, 1966, shall be increased as follows :

If benefits commenced July 1, 1965 to June 30, 1966, the increase shall be five per cent. An additional one per cent shall be added for each preceding fiscal year in which benefits commenced until July 1, 1945, at which time the increase shall be twenty-five per cent.

The minimum increase pursuant to this section, inclusive of the increase in the supplemental allowances, shall be five dollars per month. However, if an optional benefit has been elected, the minimum shall be reduced actuarially as determined by the Board, and shall be applicable to the retired member or his designated beneficiary under the option elected.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of March, 1967.

(R83, S145)

No. 57

An Act To Amend Section 5 Of Act No. 907 Of 1962, Relating To The Powers Of The Board Of Education Of Georgetown County, So As To Authorize The Board To Sell Property; To Ratify The Sale Of Property By The Board; And To Repeal Section 7, Part II Of Act No. 1282 Of 1966, Relating To The Sale Of Property By The Board.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 5 of Act 907 of 1962 amended—item (24) added—may sell property.—Section 5 of Act No. 907 of 1962 is amended by adding at the end thereof the following :

“(24) Sell and convey school property, both real and personal, notwithstanding the provisions of Section 21-331, Code of Laws of

South Carolina, 1962; *provided*, no such real property shall be sold unless it has been advertised for sale for at least three consecutive weeks in a newspaper having general circulation in the county."

SECTION 2. Sale of property ratified.—Any deed executed by the Georgetown County Board of Education for the sale of property prior to March 15, 1967, is hereby ratified, confirmed and validated in all respects.

SECTION 3. Section 7, Part II of Act 1282 of 1966 repealed.—Section 7, Part II of Act No. 1282 of 1966 is repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of March, 1967.

(R84, S178)

No. 58

An Act To Provide For The Destruction Of Certain Records By The Clerk Of Court For Williamsburg County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Clerk of Court for Williamsburg County may destroy old records.—The Clerk of Court for Williamsburg County may destroy the records of chattel mortgages more than seven years old except those still effective as provided in Section 60-306, Code of Laws of South Carolina, 1962, and except those instruments described in Section 60-307, Code of Laws of South Carolina, 1962, which do not expire in three years from date of filing.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of March, 1967.

(R85, S180)

No. 59

An Act To Increase The Number Of Petit Jurors To Be Drawn In Williamsburg County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Number of jurors to be drawn in Williamsburg County.—Notwithstanding the provisions of Section 38-61, Code of Laws of South Carolina, 1962, the jury commissioners of Williamsburg County shall draw fifty petit jurors.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of March, 1967.

(R86, S181)

No. 60

An Act To Amend Section 65-2014, Code Of Laws Of South Carolina, 1962, Relating To The Deposit By County Treasurers Of Certain Funds At Interest, So As To Allow The County Treasurer Of Oconee County To Make Certain Investments.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-2014 amended—investment of funds by county treasurers.—Section 65-2014, Code of Laws of South Carolina, 1962, is amended by adding at the end thereof the following proviso.

“Provided, that the Treasurer of Oconee County is authorized to invest, with the approval of a majority of the legislative delegation, including the resident Senator, any funds of the county in treasury bills of the United States of America or in securities of other governmental agencies of the United States.” The section when amended shall read as follows:

“Section 65-2014. Whenever there is in the hands of any county treasurer of this State any sum of money not necessary for current expenses or which will apparently not be demanded for six months or more, the treasurer shall deposit the fund or sum of money in some chartered bank, at such rate of interest as may be secured for the best interest of the county. The interest, when collected, shall be added to the fund and paid out as other funds of the same sort are paid. *Provided, that the Treasurer of Oconee County is authorized to invest, with the approval of a majority of the legislative delegation, including the resident Senator, any funds of the county in treasury bills of the United States of America or in securities to other governmental agencies of the United States.”*

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of March, 1967.

(R88, H1108)

No. 61

An Act To Create The South Carolina Water Resources Planning And Coordinating Committee, And To Provide For Its Duties And Responsibilities.

Whereas, the General Assembly realizes that one of the State's most valuable resources is its water; and

Whereas, we are blessed with an abundant rainfall and an extensive system of rivers and streams; and

Whereas, the General Assembly further fully realizes that with ever increasing demands being made for more and more clean, fresh, pure water, that means must be found for making the maximum beneficial use of this natural resource in order that all segments of our rapidly growing society may be amply supplied; and

Whereas, the General Assembly is concerned over the realization that the State has no well established plan which will provide equitable distribution and use of our water, and for long range development of water resources to their fullest potential; and

Whereas, the General Assembly believes that a committee should be created and charged with the responsibility of over-all State water resources planning and policymaking with consideration of water requirements and problems of all water interests, with provision for representation on interstate water agencies to which the State may be a party; and

Whereas, the planning and policymaking further should encompass long range plans for water quality management and all conceivable beneficial uses to which the waters of the State may be put in the foreseeable future, with a provision for reports and recommendations to the Governor and the General Assembly from time to time as the situation might require. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Citation of act.—This act may be cited as the South Carolina Water Resources Planning and Coordination Act.

SECTION 2. Findings of General Assembly.—(a) The General Assembly recognizes that: (1) the maintenance of the present level of economic and general welfare of the people of South Carolina and the future growth and development of the State for the increased economic and general welfare of the people thereof are in large part dependent upon a proper utilization and control of the water resources, and such use and control is therefore a matter of the greatest concern and highest priority; (2) the proper utilization and control of the water resources of the State can be best achieved through a coordinated, integrated state water resources policy, through plans and programs for the development of such water resources and through other activities designed to encourage, promote and secure the maximum beneficial use and control of such water resources, all coordinated by a committee; and (3) the economic and general welfare of the people is impaired by the exercise of uncoordinated single-purpose power or influence over the water resources or portions thereof by diverse public agencies and diverse statutory declarations of water resource policies resulting in friction and duplication of activity among public agencies and confusion as to what is primary and what secondary beneficial use or control of such water resources and in a consequent failure to utilize and control such water resources for multiple purposes for the maximum beneficial use and control.

(b) The General Assembly, therefore, finds that it is in the interest of the public welfare that a coordinated, integrated state water resources policy be formulated and means provided for its enforcement, that plans and programs for the development and enlargement of the water resources of the State be devised and promoted and that other activities designed to encourage, promote and secure the maximum beneficial use and control of such water resources be coordinated by a committee which, in carrying out its functions, shall give proper and adequate consideration to the multiple aspects of the beneficial use and control of such water resources with an impartiality of interest except that which is designed to best protect and promote the public welfare generally.

SECTION 3. South Carolina Water Resources Committee created—members—terms—meetings—compensation.—(a) There is hereby created the South Carolina Water Resources Committee, hereinafter referred to as the committee, which shall be composed of eighteen members as follows: ten shall be appointed by the Gov-

ernor and eight shall serve as ex officio members. The ten members appointed by the Governor shall be composed of three members representing the interest of agriculture, three members representing the interest of industry, three members representing the interest of municipalities, and one member representing salt water interests. The terms of the members appointed by the Governor shall be for three years, except that for those first appointed, representing the interest of agriculture, industry and municipalities, one of these from each category shall be appointed for one year, one from each category shall be appointed for two years, and one from each category shall be appointed for three years. The member representing salt water interests shall be appointed for three years. The length of the terms of the three members from the categories of agriculture, industry and municipalities shall be determined by lot at the first meeting of the committee after appointment. The heads of the following eight departments of the State Government shall constitute the eight ex officio members of the committee. *Provided*, however, that the head of each department concerned may at his discretion designate another member of his department to serve on the committee in his stead. The length of the terms of the members serving ex officio shall be coterminous with the terms for which the head of each department concerned is elected or appointed.

- (1) The Department of Agriculture;
- (2) The South Carolina Pollution Control Authority;
- (3) The South Carolina Wildlife Resources Commission;
- (4) The South Carolina State Forestry Commission;
- (5) The State Soil and Water Conservation Committee;
- (6) The State Development Board;
- (7) The Clemson University Water Resources Research Institute; and
- (8) The State Highway Department.

(b) A meeting of the committee shall be called by the Governor within thirty days after appointment and thereafter the committee shall meet upon a call of the chairman or a majority of the members appointed by the Governor. At the first meeting the committee shall organize itself by electing as chairman one of the members appointed by the Governor and such other officers as may be considered necessary. The term of office of the chairman shall be for one year and he may succeed himself. A majority of those members appointed by the

Governor shall constitute a quorum for the purpose of conducting the business of the committee.

(c) Members of the committee shall receive no salary for the performance of their duties but shall be entitled to such per diem, subsistence and mileage as authorized by law for members of boards, commissions or committees, which shall be paid on vouchers signed by the chairman from the Civil Contingent Fund of the State for the members of the committee appointed by the Governor, and from the appropriation of each department of the State Government concerned for the members serving ex officio.

SECTION 4. Duties—employ staff.—The committee shall have the responsibility for leadership and direction of a program to implement the legislative policy declared by this act, and shall employ an executive director who shall, with the approval of the committee, employ such additional staff as may be necessary to perform the duties and responsibilities conferred by this act. The salaries of the executive director and other employees shall be determined by the committee in accordance with appropriations made available by the General Assembly.

SECTION 5. Duties further.—(a) The committee shall advise and assist the Governor and the General Assembly in: (1) formulating and establishing a comprehensive water resources policy for the State, including coordination of policies and activities among the state departments and agencies; (2) developing and establishing policies and proposals designed to meet and resolve special problems of water resource use and control within or affecting the State, including consideration of the requirements and problems of urban and rural areas; (3) reviewing the actions and policies of state agencies with water resource responsibilities to determine the consistency of such actions and policies with the comprehensive water policy of the State and to recommend appropriate action where deemed necessary; (4) reviewing any project, plan or program of Federal aid affecting the use or control of any waters within the State and to recommend appropriate action where deemed necessary; (5) developing policies and recommendations to assure that the long range interests of all groups, urban, suburban, and rural, are provided for in the State's representation on interstate water agencies; (6) recommending to the General Assembly any changes of law required to implement the policy declared in this act; and (7) such other water resources

planning, policy formulation and coordinating functions as the Governor and the General Assembly may designate.

(b) The committee is authorized to conduct or arrange for such studies, inquiries, surveys or analyses as may be relevant to its duties in assisting the Governor and the General Assembly in the implementation of the policy declared in this act, and in developing recommendations for the General Assembly. For these purposes, the committee shall have full access to the relevant records of other state departments and agencies and political subdivisions of the State, and may hold public hearings, and may cooperate with or contract with any public or private agency, including educational, civic and research organizations. The studies, inquiries, surveys or analyses shall incorporate and integrate, to the maximum extent feasible, plans, programs, reports, research and studies of federal, state, interstate, regional, metropolitan and local units, agencies and departments of government.

(c) In developing recommendations for the Governor and the General Assembly relating to the use and control of the water resources of the State, the committee shall: (1) coordinate its activities by distribution of copies of its notices of meetings with agenda, minutes and reports of all State agencies concerned with water resources; (2) consult with representatives of any federal, state, interstate, or local units of government which would be affected by such recommendations; and (3) be authorized to appoint such inter-departmental and public advisory boards as necessary to advise them in developing policies for recommendations to the Governor and the General Assembly.

(d) The committee shall encourage, assist and advise regional, metropolitan, and local governmental agencies, officials or bodies responsible for planning in relation to water aspects of their programs, and shall assist in coordinating local water resources activities, programs, and plans.

(e) The committee may publish reports, including the results of such studies, inquiries, surveys and analyses as may be of general interest, and shall make an annual report of its activities to the Governor and the General Assembly within ten days after the convening of each session of the General Assembly.

SECTION 6. Matters to be considered.—In exercising its responsibilities under this act, the committee shall take into consideration the need for:

- (a) Adequate supplies of surface and ground waters of suitable quality for domestic, municipal, agricultural, and industrial uses.
- (b) Water quality facilities and controls to assure water of suitable quality for all purposes.
- (c) Water navigation facilities.
- (d) Hydroelectric power.
- (e) Flood damage control or prevention measures including zoning to protect people, property, and productive lands from flood losses.
- (f) Land stabilization measures.
- (g) Drainage measures, including salinity control.
- (h) Watershed protection and management measures.
- (i) Outdoor recreational and fish and wildlife opportunities.
- (j) Any other means by which development of water and related land resources can contribute to economic growth and development, the long-term preservation of water resources, and the general well-being of all the people of the State.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of March, 1967.

(R89, S84)

No. 62

An Act To Provide For The Appointment Of A Committee On Agriculture.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Committee created.—There is hereby created a committee of fifteen members, five of whom shall be members of the Senate to be appointed by the President of the Senate; five of whom shall be members of the House of Representatives to be appointed by the Speaker of the House and five members to be appointed by the Governor. None of the Governor's appointees shall be members of the Legislature. The members presently serving on the committee appointed pursuant to S-334 of 1965 and continued by H-2135 of 1966 shall be the initial members of the committee created by this act. At its first meeting the committee shall organize

by selecting from its membership a chairman, vice-chairman, secretary and such other officers as the committee may determine.

SECTION 2. Duties.—The committee shall act as a continuing liaison group to study the programs and problems of agriculture in the State, recognizing the importance of agriculture to the total economy of the State and recognizing the necessity of making agriculture more productive and more profitable. The committee shall make such reports and recommendations as it sees fit.

SECTION 3. Expenses.—The members of the committee shall be allowed the usual per diem, mileage and subsistence as provided by law for members of boards, commission and committees. All costs and expenses of the committee shall be paid from the general fund of the state on warrants signed by the chairman of the committee.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of March, 1967.

(R90, S97)

No. 63

An Act To Ratify An Amendment To Section 22, Article V, Constitution Of South Carolina, 1895, Relating To Trials By Jury So As To Permit Women To Serve On Juries.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Article V, Section 22, State Constitution, ratified—women may serve on juries.—The amendment to Section 22, Article V of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1136 of the Acts and Joint Resolutions of 1966, having been submitted to the qualified electors in the manner prescribed in Section 1 of Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution of South Carolina, 1895, so that Section 22, Article V is changed by striking the word "men" on line six and inserting the word "persons". Section 22 of Article V, Constitution of South Carolina, 1895, when amended shall read as follows:

"Section 22. All persons charged with an offense shall have the right to demand and obtain a trial by jury. The jury in cases civil

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or criminal in all municipal Courts, and Courts inferior to Circuit Courts, shall consist of six. The grand jury of each County shall consist of eighteen members, twelve of whom must agree in a matter before it can be submitted to the Court. The petit jury of the Circuit Courts shall consist of twelve persons, all of whom must agree to a verdict in order to render the same. Each juror must be a qualified elector under the provisions of this Constitution, between the ages of twenty-one and sixty-five years, and of good moral character."

Ratified the 1st day of March, 1967.

(R97, S41)

No. 64

An Act To Create The White's Pond Water District Of Sumter County And To Prescribe Its Area And Functions; To Provide For Its Governing Body, Their Terms, Powers And Duties; And To Provide Penalties For Certain Actions.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. White's Pond Water District created.—There is hereby created a body corporate and politic of perpetual succession to be known as White's Pond Water District of Sumter County (hereinafter called the district). It shall be the purpose and function of the district to acquire, construct and operate a waterworks system, utilizing therefor water from available sources, by purchase or otherwise, at such convenient points as the district shall select, to provide a flow of water through pipes to the community of White's Pond and to such other domestic, commercial or industrial users who can be conveniently and economically served within or without the service area as herein provided. To this end the district shall perform the functions prescribed by this act, and shall be vested with the powers herein granted and all other powers that may be necessary or incidental in carrying out the functions herein prescribed and exercising the powers herein granted. The water mains, distribution facilities, tanks, their several component parts, and all apparatus, equipment and property incident thereto or used or useful in the operation thereof and all additions, improvements, extensions and enlargements to any of them shall be referred to in this act as the system.

SECTION 2. Service area—The district shall include and be comprised of the following territory which shall be known as the service area:

The district will extend one mile east and west of the centerline of U. S. Highway No. 15 from the intersection of the centerlines of U. S. Highway No. 15 and the Seaboard Air Line Railroad thence northerly along the centerline of U. S. Highway No. 15 to the intersection of the centerlines of U. S. Highway No. 15 and S. C. State Road No. 105.

SECTION 3. To be managed by board of directors.—The district shall be operated and managed by a board of directors to be known as the "White's Pond Water District Board of Sumter County" which shall constitute the governing body of the district. The board shall consist of five resident electors of the area who shall be appointed by the Governor, upon the recommendation of a majority of the members of the House of Representatives from Sumter County and the resident senator. The delegation shall recommend only such persons as were nominated at a meeting of the residents of these areas and certified to the delegation by the chairman and secretary of the meeting. The meeting shall be advertised in a local newspaper for at least one week giving the time and place of the meeting. The original appointments shall be for a term of two years for two appointees, for four years for two appointees, and for six years for one appointee. All terms after the initial appointments shall be for six years. All appointees shall hold office until their successors shall have been appointed and qualified. The initial terms of office shall begin as of the effective date of this act. Any vacancy shall be filled in like manner as the original appointment for the unexpired portion of the term. Immediately after appointment, the board shall meet and organize by the election of one of its members as chairman, one as vice chairman, one as secretary and one as treasurer. The offices of the secretary and treasurer may be combined in the discretion of the board.

SECTION 4. Powers and duties.—The district, acting through its governing body, is hereby vested with all such powers as may be necessary or incidental to carry out its purposes, functions and responsibilities including, but without limitation, the following:

- (1) To have perpetual succession.
- (2) To sue and be sued.
- (3) To adopt, use and alter a corporate seal.

- (4) To define a quorum for meetings.
- (5) To maintain a principal office.
- (6) To make bylaws for the management and regulation of its affairs.
- (7) To build, construct, maintain and operate ditches, tunnels, culverts, flumes, conduits, mains, pipes, dikes, dams and reservoirs.
- (8) To build, construct, maintain and operate distribution systems for the distribution of water for domestic or industrial use.
- (9) To acquire and operate any type of machinery, appliances or appurtenances, necessary or useful in constructing, operating and maintaining the system.
- (10) To contract for or otherwise acquire a supply of water and sell water for industrial or domestic use.
- (11) To prescribe rates and regulations under which such water shall be sold for industrial and domestic use.
- (12) To enter into contracts of long duration for the sale of water with persons, private corporations, municipal corporations or public bodies or agencies.
- (13) To prescribe such regulations as it shall deem necessary to protect from pollution all water in its pipes, tanks, reservoirs, distribution systems or elsewhere within its system.
- (14) To make contracts of all sorts and to execute all instruments necessary or convenient for the carrying on of the business of the district.
- (15) To acquire, purchase, hold, use, lease, mortgage, sell, transfer and dispose of any property, real, personal or mixed, or any interest therein.
- (16) To make use of county and state highway rights-of-way in which to lay pipes and lines in such manner and under such conditions as the appropriate officials in charge of such rights-of-way shall approve.
- (17) Subject always to the limitations of Section 4, Article VIII, of the Constitution of this State, to make use of all the streets and public ways of an incorporated municipality for the purpose of laying pipes and lines.
- (18) To alter and change county and state highways wherever necessary to construct the system under such conditions as the appropriate officials in charge of such highways shall approve.
- (19) To exercise the power of eminent domain for any corporate function. The power of eminent domain may be exercised through any procedure prescribed by Sections 25-101 through 25-140 and

33-121 through 33-148, Code of Laws of South Carolina, 1962, as now or hereafter constituted, it being the intent of this provision that further amendments and modifications of these code provisions shall be deemed to amend and revise correspondingly the powers granted by this paragraph.

Provided, however, that the Power of Eminent Domain conferred hereunder shall not extend to such property of any public utility as the utility could have acquired under its Power of Eminent Domain.

(20) To appoint officers, agents, employees and servants, to prescribe the duties of such, to fix their compensation and to determine if and to what extent they shall be bonded for the faithful performance of their duties.

(21) To make contracts for construction and other services; *provided*, that such contracts shall be let on competitive bidding and shall be awarded to the lowest responsible bidder.

(22) To borrow money and to make and issue negotiable bonds, notes and other evidences of indebtedness, payable from all or any part of the revenues derived from the operation of its system. The sums borrowed may be those needed to pay all costs incident to the construction and establishment of the system, and any extensions, additions and improvements thereto, including engineering costs, legal costs, construction costs; the sum needed to pay interest during the period prior to which the system, or any extension, addition or improvement thereof, shall be fully in operation; such sum as is needed to supply working capital to place the system in operation; and all other expenses of any sort that the district may incur in establishing, extending or enlarging the system. Neither the full faith and credit of the State of South Carolina, nor Sumter County, shall be pledged for the payment of the principal and interest of the obligations, and there shall be on the face of each obligation a statement, plainly worded, to that effect. Neither the members of the board, nor any person signing the obligations, shall be personally liable thereon. To the end that a convenient procedure for borrowing money may be prescribed, the district shall be fully empowered to avail itself of all powers granted by Sections 59-361 through 59-415 and 59-651 through 59-682, Code of Laws of South Carolina, 1962, as now or hereafter constituted, it being the intent of this provision that further amendments and modifications of the code provisions shall be deemed to amend and revise correspondingly the powers granted by this paragraph. In exercising the power conferred upon

the district by such code provisions, the district may make or omit all pledges and covenants authorized by any provision thereof and may confer upon the holders of its securities all rights and liens authorized by law. Notwithstanding contrary provisions in the code, the district may:

(a) Disregard any provision requiring that bonds have serial maturities, and issue bonds in such form and with such maturities as the district shall determine.

(b) Provide that its bonds, notes or other evidence of indebtedness be payable, both as to principal and interest, from the net revenues derived from the operation of its system, as such net revenues may be defined by the district.

(c) Covenant and agree that upon it being adjudged in default as to the payment of any installment of principal or interest upon any obligation issued by it, or in default as to the performance of any covenant or undertaking made by it, in such event the principal of all obligations of such issue may be declared forthwith due and payable, notwithstanding that any of them may not have then matured.

(d) Confer upon a corporation trustee the power to make disposition of the proceeds from all borrowings and of all revenues derived from the operation of the system, in accordance with the resolutions adopted by the authority as an incident to the issuance of any notes, bonds, or other types of securities.

(e) Dispose of bonds, notes or other evidence of indebtedness at public or private sale, and upon such terms and conditions as it shall approve.

(f) Make provision for the redemption of any obligations issued by it prior to their stated maturity, with or without premium, and on such terms and conditions as the district shall approve.

(g) Covenant and agree that any cushion fund established to further secure the payment of the principal and interest of any obligation shall be in a fixed amount.

(h) Covenant and agree that no free service will be furnished to any person, municipal corporation, or any subdivision or division of the State.

(i) Prescribe the procedure, if any, by which the terms of the contract with the holders of its obligations may be amended, the number of obligations whose holders must consent thereto, and the manner in which such consent shall be given.

(j) Prescribe the events of default and the terms and conditions upon which all or any obligations shall become or may be declared due before maturity and the terms and conditions upon which such declarations and their consequences may be waived.

(23) To extend its system or systems, within Sumter County, beyond the defined limits of the district to provide services to those living outside the district and outside any incorporated municipality when, in the discretion of the board, it is feasible and practicable so to do, in which case any person or agency receiving such service shall be subject to the same rules, regulations and requirements concerning services being received from the district as persons residing within the district. The board may, in its discretion, establish rates and charges higher than those within the district for the extension of its system and the provision of services beyond the limits of the district.

SECTION 5. Rates not to be regulated.—The rates charged for services furnished by the system, as constructed, improved, enlarged and extended shall not be subject to supervision or regulation by any state bureau, board, commission, or like instrumentality or agency thereof.

SECTION 6. Exempt from taxes.—(1) Bonds, notes, or other evidence of indebtedness issued pursuant to Section 4 (22) of this act and interest payable thereon are hereby exempted from any and all State, county, municipal and other taxation whatsoever under the laws of this State, and it shall be plainly stated on the face of each such obligation as follows:

“The principal of and interest on this (bond, note, or other evidence of indebtedness) are exempted from any and all State, county, and municipal and other taxation whatsoever under the laws of the State of South Carolina.”

(2) All property owned by White's Pond Water District of Sumter County shall be exempt from all *ad valorem* taxes levied by the State, county or any municipality, division, subdivision or agency thereof, direct or indirect.

SECTION 7. Fiscal year, audit and annual report.—The district shall conduct its affairs on the fiscal year basis employed by the State. As shortly after the close of its fiscal year as may be practicable, an audit of its affairs shall be made by certified public accountants of good standing, to be designated by the district. Copies

of such audits incorporated into an annual report of the district shall be filed with the Auditor and Treasurer of Sumter, and with the Secretary to the Legislative Delegation of Sumter County.

SECTION 8. Penalties for unlawful acts.—It shall be unlawful for any person to willfully injure or destroy, or in any manner hurt, damage, tamper with, or impair the system of the district, or any part thereof, or any machinery, apparatus or equipment of the district, or to pollute the water in any part of its system, or to obtain water therefrom except in accordance with the regulations promulgated by the district. Any person violating the provisions of this section shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined not less than ten dollars nor more than one hundred dollars, or be imprisoned for not more than thirty days, in the discretion of the court, and shall be further liable to pay all damages suffered by the district.

SECTION 9. Public entities may purchase water.—The municipalities of Sumter County and all public bodies and public agencies now or hereafter operating water distribution systems in Sumter County shall be fully empowered to enter into contracts to buy water from the district. These contracts shall extend over such period of time and shall contain such terms and conditions as shall be mutually agreeable to the district and to the contracting municipality, public body or public agency.

SECTION 10. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of March, 1967.

(R98, S42)

No. 65

An Act To Validate The Creation Of The Wedgefield-Stateburg Rural Community Water District Of Sumter County And Certain Actions Pertaining Thereto; To Recreate The District; To Prescribe Its Area And Functions; To Provide For Its Governing Body And Prescribe Its Powers And Duties; And To Provide Penalties For Certain Actions.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that heretofore under the provisions of Act 1022 of 1964, as amended, the Wedgefield-Stateburg Rural Community Water District of Sumter County, with the territory described in Section 2 of this act, was duly formed in accordance with Act 1022 of 1964, as amended, including the appointment and organizations of the board of directors and the executions of certain contracts.

The General Assembly further finds that the question exists as to the validity of the actions taken pursuant to Act 1022 of 1964, as amended, by reason of the fact that in the election prescribed therefor the qualifications for voting vary from the qualifications prescribed for voting under the Constitution of South Carolina. Notwithstanding, it finds that a need exists for water service in the area purportedly created into the Wedgefield-Stateburg Rural Community Water District of Sumter County and, accordingly, has determined to confirm such action and recreate the district.

SECTION 2. Wedgefield-Stateburg Rural Community Water District created.—There is hereby recreated a body corporate and politic of perpetual succession to be known as the Wedgefield-Stateburg Rural Community Water District of Sumter County (hereinafter called the district). It shall be the purpose and function of the district to acquire, construct and operate a water works system, utilizing therefor water from available sources, by purchase or otherwise, at such convenient points as the district shall select to provide a flow of water through pipes to the areas described in Section 2. of this act, and to such other domestic, commercial or industrial users who can be conveniently and economically served within or without the service area as herein provided. To this end the district shall perform the functions prescribed by this act and shall be vested with the powers herein granted and all other powers that may be necessary or incidental in carrying out the functions herein prescribed and exercising the powers herein granted. The water mains, distribution facilities, tanks, their several component parts, and all apparatus, equipment and property incidental thereto or used or useful in the operation thereof and all additions, improvements, extensions and enlargements to any of them shall be referred to in this act as the system.

SECTION 3. Area.—The district shall include and be comprised of the following territory:

The District will extend one and three-quarters ($1\frac{3}{4}$) miles East and West of the Center line of S. C. Highway No. 261, from a point one and one-half ($1\frac{1}{2}$) miles South of the center line intersection of S. C. Highway No. 261 and the Atlantic Coast Line Railroad at Wedgefield, South Carolina, to a point on the center line of S. C. Highway No. 261, one and three-quarters ($1\frac{3}{4}$) miles North of the center line intersection of U. S. Highway No. 76; and shall include all the area enclosed within the above described boundaries.

SECTION 4. To be managed by board of directors.—The district shall be operated and managed by a board of directors known as the Wedgefield-Stateburg Rural Community Water District Board of Sumter County which shall constitute the governing body of the district. The board shall initially consist of the following named individuals, who have already received their commissions under Act 1022 of 1964, as amended, with the terms as set forth in the commission. Hugh M. McLaurin, III, Chairman; Carlo Gullede, Secretary-Treasurer; W. Blackburn Wilson; Robert E. Batten; and Ashby Stuckey, Directors. Thereafter, their successors in office shall be appointed by the Governor, upon the recommendation of the majority of the county legislative delegation for a term of six years. Any vacancy shall be filled in like manner as the original appointment for the unexpired portion of the term. The board shall meet and organize by electing one of its members as chairman, one as vice chairman, one as secretary and one as treasurer. The offices of the secretary and treasurer may be combined in the discretion of the board.

SECTION 5. Powers and duties.—The district, acting through its governing body, is hereby vested with all such powers as may be necessary or incidental to carry out its purposes, functions, and responsibilities including, but without limiting the following:

- (1) To have perpetual succession.
- (2) To sue and be sued.
- (3) To adopt, use and alter a corporate seal.
- (4) To define a quorum for meetings.
- (5) To maintain a principal office.
- (6) To make bylaws for the management and regulation of its affairs.

(7) To build, construct, maintain and operate ditches, tunnels, culverts, flumes, conduits, mains, pipes, dikes, dams, and reservoirs.

(8) To build, construct, maintain and operate distribution systems for the distribution of water for domestic or industrial use.

(9) To acquire and operate any type of machinery, appliances or appurtenances, necessary or useful in constructing, operating and maintaining its system.

(10) To contract for or otherwise acquire a supply of water and sell water for industrial or domestic use.

(11) To prescribe rates and regulations under which such water shall be sold for industrial and domestic use.

(12) To enter into contracts of long duration for the sale of water with persons, private corporations, municipal corporations or public bodies or agencies.

(13) To prescribe such regulations as it shall deem necessary to protect from pollution all water in its pipes, tanks, reservoirs, distribution systems or elsewhere within its system. *Provided*, that prior to the adoption of any regulation, the district shall hold a public meeting for the consideration thereof, and shall advertise in a newspaper of general circulation in the district the time and place of such meeting, and the general nature and scope of the regulation to be considered for adoption, and such notice shall be published on two occasions prior to such meeting, and at least ten days prior thereto.

(14) To make contracts of all sorts and to execute all instruments necessary or convenient for the carrying on of the business of the district.

(15) To acquire, purchase, hold, use, lease, mortgage, sell, transfer and dispose of any property, real, personal or mixed, or any interest therein.

(16) To make use of county and State highway rights-of-way in which to lay pipes and lines in such manner and under such conditions as the appropriate officials in charge of such rights-of-way shall approve.

(17) Subject always to the limitations of Section 4, Article VIII, of the Constitution of this State, to make use of all the streets and public ways of an incorporated municipality for the purpose of laying pipes and lines.

(18) To alter and change county and State highways wherever necessary to construct the system under such conditions as the appropriate officials in charge of such highway shall approve.

(19) To exercise the power of eminent domain for any corporate function. The power of eminent domain may be exercised through any procedure prescribed by Sections 25-101 through 25-140 and 33-121 through 33-148, of the 1962 Code, as now or hereafter constituted, it being the intent of this provision that further amendments and modifications of these code provisions shall be deemed to amend and revise correspondingly the powers granted by this paragraph. The provisions of this item shall not apply to public utilities and railroads which have the power of eminent domain.

(20) To appoint officers, agents, employees and servants, to prescribe the duties of such, to fix their compensation and to determine if and to what extent they shall be bonded for the faithful performance of their duties.

(21) To make contracts for construction and other services; *provided*, that construction contracts shall be let on competitive bidding and shall be awarded to the lowest responsible bidder.

(22) To borrow money and to make and issue negotiable bonds, notes and other evidences of indebtedness payable from all or any part of the revenues derived from the operation of its system. The sums borrowed may be those needed to pay all costs incident to the construction and establishment of the system, and any extensions, additions and improvements thereto, including engineering costs, legal costs, construction costs; the sum needed to pay interest during the period prior to which the system or any extension, addition or improvement thereof, shall be fully in operation; such sum as is needed to supply working capital to place the system in operation; and all other expenses of any sort that the district may incur in establishing, extending or enlarging the system. Neither the full faith and credit of the State of South Carolina, nor the county, shall be pledged for the payment of the principal and interest of the obligations. Neither the members of the board, nor any person signing the obligations, shall be personally liable thereon. To the end that a convenient procedure for borrowing money may be prescribed, the district shall be fully empowered to avail itself of all powers granted by Sections 59-361 through 59-415 and 59-651 through

59-682, of the 1962 Code, as now or hereafter constituted, it being the intent of this provision that further amendments and modifications of the code provisions shall be deemed to amend and revise correspondingly the powers granted by this paragraph. In exercising the power conferred upon the district by such code provisions, the district may make or omit all pledges and covenants authorized by any provision thereof, and may confer upon the holders of its securities all rights and liens authorized by law. Notwithstanding contrary provisions in the code, the district may:

(a) Disregard any provision requiring that bonds have serial maturities, and issue bonds in such form and with such maturities as the district shall determine;

(b) Provide that its bonds, notes or other evidence of indebtedness be payable, both as to principal and interest, from the net revenues derived from the operation of its system, as such net revenues may be defined by the district;

(c) Covenant and agree that upon it being adjudged in default as to the payment of any installment of principal or interest upon any obligation issued by it, or in default as to the performance of any covenant or undertaking made by it, in such event the principal of all obligations of such issue may be declared forthwith due and payable, notwithstanding that any of them may not have then matured;

(d) Confer upon a corporation trustee the power to make disposition of the proceeds from all borrowings and of all revenues derived from the operation of the system, in accordance with the resolution adopted by the authority as an incident to the issuance of any notes, bonds or other types of securities;

(e) Dispose of bonds, notes or other evidence of indebtedness at public or private sale, and upon such terms and conditions as it shall approve;

(f) Make provision for the redemption of any obligations issued by it prior to their stated maturity, with or without premium, and on such terms and conditions as the district shall approve;

(g) Covenant and agree that any cushion fund established to further secure the payment of the principal and interest of any obligation shall be in a fixed amount;

(h) Covenant and agree that no free service will be furnished to any person, municipal corporation or any subdivision or division of the State;

(i) Prescribe the procedure, if any, by which the terms of the contract with the holders of its obligations may be amended, the number of obligations whose holders must consent thereto, and the manner in which such consent shall be given;

(j) Prescribe the events of default and the terms and conditions upon which all or any obligations shall become or may be declared due before maturity and the terms and conditions upon which such declarations and their consequences may be waived.

(23) To extend its system within the county, beyond the defined limits of the district to provide services to those living outside the district and outside any incorporated municipality when, in the discretion of the board, it is feasible and practicable so to do, in which case any person or agency receiving such service shall be subject to the same rules, regulations and requirements concerning services being received from the district as persons residing within the district. The board may, in its discretion, establish rates and charges higher than those within the district for the extension of its system and the provision of services beyond the limits of the district.

SECTION 6. Rates not to be regulated.—The rates charged for services furnished by the system, as constructed, improved, enlarged and extended, shall not be subject to supervision or regulation by any State bureau, board, commission, or like instrumentality or agency thereof.

SECTION 7. Exempt from taxes.—(1) Bonds, notes or other evidence of indebtedness issued pursuant to Section 4 (22) of this act and interest payable thereon are hereby exempted from any and all State, county, municipal and other taxation whatsoever under the laws of this State, and it shall be plainly stated on the face of each such obligation as follows: "The principal of and interest on this (bond, note, or other evidence of indebtedness) are exempted from any and all State, county, and municipal and other taxation whatsoever under the laws of the State."

(2) All property of the district shall be exempt from all ad valorem taxes levied by the State, county or any municipality, division, subdivision, or agency thereof, direct or indirect.

SECTION 8. Fiscal year, audit and annual report.—The district shall conduct its affairs on the fiscal year basis employed by

the State. As shortly after the close of its fiscal years as may be practicable, an audit of its affairs shall be made by certified public accountants of good standing, to be designated by the district. Copies of such audits incorporated into an annual report of the district shall be filed with the auditor and treasurer of the county, and with the secretary to the legislative delegation of the county.

SECTION 9. Penalties for unlawful acts.—It shall be unlawful for any person to willfully injure or destroy, or in any manner hurt, damage, tamper with, or impair the system of the district, or any part thereof, or any machinery, apparatus or equipment of the district, or to pollute the water in any part of its system, or to obtain water therefrom except in accordance with the regulations promulgated by the district. Any person violating the provisions of this section shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined not less than ten dollars nor more than one hundred dollars, or be imprisoned for not more than thirty days, in the discretion of the court, and shall be further liable to pay all damages suffered by the district.

SECTION 10. Public entities may purchase water.—The municipalities of the county and all public bodies and public agencies now or hereafter operating water distribution systems in the county shall be fully empowered to enter into contracts to buy water from the district. These contracts shall extend over such period of time and shall contain such terms and conditions as shall be mutually agreeable to the district and to the contracting municipality, public body or public agency.

SECTION 11. Not to affect existing districts.—All rights, powers and duties of any district now existing in the county are hereby expressly reserved.

SECTION 12. Actions validated.—All actions and contracts, entered into by the Wedgefield-Stateburg Rural Community Water District Board of Sumter County after the issuance of commissions by the Secretary of State, are hereby and herewith validated, so long as such actions and contracts were performed pursuant to the powers vested by Act 1022 of 1964, as amended.

SECTION 13. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of March, 1967.

(R100, H1252)

No. 66

An Act To Abolish The Ten Per Cent Penalty Added To The Value Of Real Estate In Hampton County When The Owner Fails To Make A Return To The Auditor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Penalty abolished in Hampton County for failure to make tax return.—Notwithstanding the provisions of Sections 65-1633 and 65-1635, Code of Laws of South Carolina, 1962, the Auditor of Hampton County shall not add a ten per cent penalty to the value of real estate owned by the taxpayers of Hampton County when the taxpayer fails to make a return.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of March, 1967.

(R101, H1253)

No. 67

An Act To Increase The Number Of Petit Jurors That Shall Be Drawn In Hampton County; To Amend Section 38-60, Code of Laws Of South Carolina, 1962, As Amended, Relating To The Tales Box, So As To Dispense With The Tales Box In Hampton County And To Amend Section 38-72, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Supplying Deficiencies In The Number Of Petit Jurors, So As To Provide For Any Deficiencies In Petit Jurors In Hampton County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Number of jurors for Hampton County.—Notwithstanding the provisions of Section 38-61 of the 1962 Code, in Hampton County the jury commissioners shall draw fifty petit jurors.

SECTION 2. Section 38-60 amended—tales box eliminated in Hampton County.—Section 38-60 of the 1962 Code, as amended, is further amended by adding at the end thereof the following: "*Provided*, further, the Jury Commissioners of Hampton County shall not prepare the tales box but any deficiencies in the number of

petit jurors shall be drawn from the jury list prepared as provided for in Section 38-52."

SECTION 3. Section 38-72 amended—Hampton County not to supply deficiency of jurors from tales box.—Section 38-72 of the 1962 Code, as amended, is further amended by adding at the end thereof the following: "*Provided*, further, the provisions of this section shall not apply in supplying any deficiency in the number of petit jurors in Hampton County."

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of March, 1967.

(R105, H1321)

No. 68

An Act To Provide For The Tax Exemption Of Certain Manufacturing Establishments And Certain Additions Thereto In Barnwell County And To Amend Section 65-1524, Code Of Laws Of South Carolina, 1962, Relating To Tax Exemptions, So As To Exclude Barnwell County From The Provisions Thereof.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Manufactories in Barnwell County exempt from taxes.—Any new manufacturing enterprise established in Barnwell County on or after March 1, 1967, when the amount invested in real estate, buildings, machinery and equipment, is not less than fifty thousand dollars, shall be exempt from all county and municipal taxes except for school purposes for five years from the date of such establishment.

SECTION 2. Exemption—further.—Any addition, including machinery and equipment, made to an existing manufacturing enterprise in Barnwell County on or after January 1, 1965, and costing at least fifty thousand dollars shall be exempt from county and municipal taxes except for school purposes for five years from the date the addition is made.

SECTION 3. Subparagraph (2) of Section 65-1524 amended—Barnwell County excluded.—Sub-paragraph (2) of Section 65-1524 of the 1962 Code is amended by striking the words "and Barn-

well Counties" on line two and inserting in lieu thereof the word "County", so that when amended the subparagraph shall read as follows:

"(2) Have a paid-in capital stock of (a) ten thousand dollars in Allendale County or (b) fifty thousand dollars in Aiken, Anderson, Chester, Darlington, Kershaw, Laurens, Lee, Sumter and York Counties."

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of March, 1967.

(R106, H1329)

No. 69

An Act To Provide For Three Additional Members Of The County Board Of Education Of Allendale County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Allendale County Board of Education increased.—Notwithstanding the provisions of Section 21-101 of the 1962 Code there shall be nine members appointed to the County Board of Education of Allendale County. The terms of the three additional members provided by this act shall coincide with the terms of the present members of the board.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of March, 1967.

(R108, S195)

No. 70

An Act To Amend Section 14-3422, Code Of Laws Of South Carolina 1962, Relating To The Closing Of Public Offices In Sumter County, So As To Provide Instead When County Offices May Be Open In The Courthouse.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 14-3422 amended—when Sumter County offices may be open.—Section 14-3422, Code of Laws of South Caro-

lina, 1962, is amended by striking it out and inserting in lieu thereof the following, so as to provide when offices in the Sumter County Courthouse may be open:

"Section 14-3422. The governing body of the county shall keep county offices in the courthouse open at such times as it deems advisable."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 8th day of March, 1967.

(R111, H1268)

No. 71

An Act To Amend Act No. 64, Acts And Joint Resolutions Of South Carolina, 1965, Relating To The Filing Of Construction Reports In Orangeburg County, So As To Require Filing With The Tax Assessor Instead Of The Auditor; And To Repeal Sections 14-400.1001, 14-400.1002 And 14-400.1003, Code Of Laws Of South Carolina, 1962, And An Act Of 1967 Bearing Ratification No. 31, Relating To Filing Construction Reports In Orangeburg County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 1 of Act 64 of 1965 amended—construction reports required in Orangeburg County.—Section 1 of Act No. 64, Acts and Joint Resolutions of South Carolina, 1965, relating to filing construction reports in Orangeburg County, is amended by striking "auditor" on line four and inserting "tax assessor", so as to change the filing office. When amended, the section shall read as follows:

"Section 1. It shall be unlawful for any person to erect or construct any new building or make alterations to existing buildings which cost one thousand dollars or more in Orangeburg County unless a report has been filed with the county tax assessor or the magistrate of the district in which construction is to be made. *Provided*, that no report shall be required within any incorporated municipality which requires a permit for the construction or erection of a new building or alterations to existing buildings."

SECTION 2. Section 2 of Act 64 of 1965 amended—forms—information required.—Section 2 of Act No. 64, Acts and Joint Resolutions of South Carolina, 1965, relating to forms and information, is amended by striking “auditor” on line one and inserting “tax assessor”, so as to change the officer preparing the forms. When amended, the section shall read as follows:

“Section 2. The tax assessor shall prepare and furnish the magistrate in each district the report forms which shall show information to be of assistance to him in locating the real estate on which the construction or alteration is to be made. The information shall include but shall not be limited to the following: (a) name of owner of the real estate, (b) school district, (c) subdivision lot number and block, if any, (d) street and number or road and rural post office route and postal box number, (e) type of construction, (f) size or number of rooms, (g) estimated cost of construction, (h) estimated dates of beginning and completion of construction, and (i) approximate distance from the nearest municipality. Each report shall be acknowledged in writing on the face thereof by the issuing officer.”

SECTION 3. Section 3 of Act 64 of 1965 amended—filing of.—Section 3 of Act No. 64, Acts and Joint Resolutions of South Carolina, 1965, relating to filing, is amended by striking “auditor” on lines three and eight and inserting “tax assessor”, so as to change the filing office. When amended, the section shall read as follows:

“Section 3. Building reports shall be without charge. The reports shall be numbered and shall be made in triplicate. The original shall be filed with the county tax assessor within ten days after being filed with the magistrate. The third copy of such report shall be kept at the building or place where such construction, erection, improvement or alteration is being done and, on demand, shall be produced by the person in charge of such work for inspection by any police officer or properly designated agent of the tax assessor or tax equalization board for the district. It shall be unlawful to continue the work after demand unless and until the report is produced for inspection.”

SECTION 4. Section 6 of Act 64 of 1965 amended—electricity not to be furnished. without report.—Section 6 of Act No. 64, Acts and Joint Resolutions of South Carolina, 1965, relating to the prohibition of electrical service, is amended by striking “auditor’s” on line six and inserting “tax assessor’s”, so as to change the office at

which reports are filed. When amended, the section shall read as follows:

"Section 6. It shall be unlawful for any public utility company or rural electric cooperative to make a new connection of electrical energy to a new construction or facility requiring a report under this act unless and until such report has been filed and posted for the construction of the building or facility. Any company or cooperative making a connection shall report to the county tax assessor's office on or before the tenth of each month the location of each connection."

SECTION 5. Sections 14-400.1001 through 14-400.1003 and Act 28 of 1967 repealed.—Sections 14-400.1001, 14-400.1002 and 14-400.1003, Code of Laws of South Carolina, 1962, and an act of 1967 bearing Ratification No. 31, relating to filing of construction reports in Orangeburg County, are hereby repealed.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 8th day of March, 1967.

(R112, H1294)

No. 72

An Act To Amend Sections 21-199, 21-205 And 21-3411, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Appointment And Terms Of Office Of Trustees For School Districts In Lexington County, So As To Provide For The Vacating Of Such Offices At The Expiration Of Their Terms.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 21-199 amended—School District 5 of Lexington and Richland Counties—trustees.—Section 21-199 of the 1962 Code, as amended, is further amended so as to provide for the vacating of the offices of trustees in Lexington County by adding at the end thereof the following: "Any trustee whose term expires without being reappointed or re-elected shall vacate such office on the last day of the term for which he was appointed or elected." The section when amended shall read as follows:

"Section 21-199. There shall be seven trustees for School District No. 5, lying partly in Lexington and Richland Counties. Four

of the trustees shall be appointed by the board of education of Lexington County, and three shall be appointed by the board of education of Richland County. The trustees for School District No. 5 in office on April 24, 1953 shall continue in office for the remainder of their terms and, in addition thereto, two new trustees shall be appointed by the county board of education of Richland County for initial terms of three years. Upon the expiration of the initial terms of office of each trustee, they shall be appointed thereafter for regular terms of three years, as provided for in this section. No trustee appointed from Lexington County subsequent to 1962 shall be eligible to serve more than two consecutive terms. Any trustee whose term expires without being reappointed or re-elected shall vacate such office on the last day of the term for which he was appointed or elected."

SECTION 2. Section 21-205 amended—School District 3 of Lexington and Saluda Counties—trustees.—Section 21-205 of the 1962 Code, as amended, is further amended so as to provide for the vacating of the offices of trustees in Lexington County by adding at the end thereof the following: "Any trustee whose term expires without being reappointed or re-elected shall vacate such office on the last day of the term for which he was appointed or elected." The section when amended shall read as follows:

"Section 21-205. The area of Saluda County so consolidated with Lexington County School District No. 3 shall become an integral part of Lexington County School District No. 3, and school trustees for Lexington County School District No. 3 shall be appointed by the Lexington County board of education, and one or more of the trustees shall be residents of the area of Saluda County so consolidated. No trustee appointed from Lexington County subsequent to 1962 shall be eligible to serve more than two consecutive terms. Any trustee whose term expires without being reappointed or re-elected shall vacate such office on the last day of the term for which he was appointed or elected."

SECTION 3. Section 21-3411 amended — Lexington County School Districts 1, 2 and 3—trustees.—Section 21-3411 of the 1962 Code, as amended, is further amended so as to provide for the vacating of the offices of trustees in Lexington County by adding at the end thereof the following: "Any trustee whose term expires without being re-appointed or re-elected shall vacate such office on

the last day of the term for which he was appointed or elected." The section when amended shall read as follows:

"Section 21-3411. The county board of education of Lexington County shall appoint seven trustees for School Districts Nos. 1, 2 and 3. The terms of office of the initial appointees shall be as follows: One for one year, two for two years, two for three years, and two for four years. After the expiration of the initial appointments the terms in these districts shall be four years. The board shall appoint five trustees for School District No. 4, whose terms of office shall be as follows: One for one year, two for two years, and two for three years. After the expiration of the initial appointments the terms in this district shall be for three years. No trustee appointed subsequent to 1962 shall be eligible to serve more than two consecutive terms. Any trustee whose term expires without being reappointed or re-elected shall vacate such office on the last day of the term for which he was appointed or elected."

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 8th day of March, 1967.

(R113, H1303)

No. 73

An Act To Amend Act 1092 Of 1966, Relating To The Officers In The Town Of Blacksburg In Cherokee County, So As To Further Provide For Their Terms.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 2 of Act 1092 of 1966 amended—election of mayor and aldermen for Town of Blacksburg.—Section 2 of Act No. 1092 of 1966 is amended by striking it in its entirety and inserting in lieu thereof the following so as to increase the initial terms of the mayor and aldermen elected in 1967 and to further designate the aldermen who shall serve four year and two year terms following such election:

"Section 2. In the general election in the Town of Blacksburg in March 1967 the mayor and the aldermen of Wards 1 and 3 shall be elected for terms of office of four years and the aldermen of Wards 2 and 4 shall be elected for terms of office of two years. Thereafter,

in each general election the term of office of the mayor and all aldermen shall be for terms of office of four years and those elected shall serve until their successors are elected and qualify."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 8th day of March, 1967.

(R114, H1328)

No. 74

An Act To Amend Item (3) Of Section 15-262, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Court Terms In Orangeburg County, So As To Extend The May Term Of General Sessions Court To Three Weeks.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Item (3) of Section 15-262 amended—terms of court for Orangeburg County.—Item (3) of Section 15-262, Code of Laws of South Carolina, 1962, as amended, is further amended so as to increase the May term to three weeks by striking in line four of the item the word "Each" and inserting "The" and by striking the period after "weeks" in line four and inserting "for the January and September sessions and three weeks for the May session." The item when amended shall read as follows:

"(3) Orangeburg County.—The court of general sessions for the county of Orangeburg shall be held at Orangeburg the first Monday in January, the first Monday in May and the second Monday in September. The term shall be for two weeks for the January and September sessions and three weeks for the May session. The court of common pleas for the county of Orangeburg shall be held at Orangeburg on the second Monday in March for three weeks, the first Monday in June for three weeks, and a three week term commencing the first Monday in October, continuing for two weeks and then recommencing on the fourth Monday and continuing for an additional week."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 8th day of March, 1967.

(R120, H1356)

No. 75

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Sections 14-400.35:1 And 14-400.35:2, So As To Authorize The Anderson County Planning And Development Board To Borrow Money; And To Prepare A County Development Plan.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Sections 14-400.35:1 and 14-400.35:2 added—board may borrow money—prepare county development plan.—The Code of Laws of South Carolina, 1962, is amended by adding Sections 14-400.35:1 and 14-400.35:2 which shall read as follows:

“Section 14-400.35:1. The Board is authorized to borrow money from any person or governmental agency and to evidence such indebtedness by notes signed in its name by the chairman and attested by the secretary, to use any amounts so borrowed to encourage the location of industry in Anderson County, and to secure the repayment of the sums so borrowed by the assignment and pledge of any revenues and refunds which the Board shall have the contractual right to receive. Neither the credit of the county nor any anticipated appropriation from the general funds of the county may be pledged.

Section 14-400.35:2. The Board is designated as the public body of Anderson County with authority to prepare an official comprehensive plan for the county, or portions thereof, such plan to consider all physical aspects of the long-range development of the county including the provision of water, sewer and other public facilities, schools, recreation, transportation, housing and industrial development. The Board is authorized to enter into contracts for the study and preparation of such plans and to apply for and receive grants or other assistance from any Federal or State agency for such purpose.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 8th day of March, 1967.

(R121, S146)

No. 76

An Act To Amend Section 15-274, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Terms Of Court In The Sixth Judicial Circuit, So As To Add An Additional Week Of General Sessions Court For Fairfield County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Item (2) of Section 15-274 amended—terms of court for Fairfield County.—Item (2) of Section 15-274 of the 1962 Code, as amended, is further amended by striking the word “and” on line three between the words “June” and “the” and inserting a comma and by striking the period after “September” on line four and adding: “and on the second Monday in November.” The item when amended shall read as follows :

“(2) *Fairfield County.*—The court of general sessions for Fairfield County shall be held at Winnsboro on the first Monday in February, the second Monday in June, the Tuesday following the first Monday in September, and on the second Monday in November. The court of common pleas for the county shall be held at Winnsboro on the second Monday in March, the third Monday in May, the first Monday in October and the third Monday in December.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 8th day of March, 1967.

(R122, H1254)

No. 77

An Act To Ratify An Amendment To Section 5, Article X, Constitution Of South Carolina, 1895, Relating To The Bonded Indebtedness Of Certain Political Subdivisions, So As To Permit Greenwood School District No. 51 Of Greenwood County To Incur Bonded Indebtedness Up To Twenty Per Cent Of The Assessed Value Of The Taxable Property Therein And To Eliminate Consideration Of Such Indebtedness In Determining The Total Amount Of The Indebtedness Over And Upon Such Territory.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Article X, Section 5, State Constitution, ratified—bonded indebtedness of Greenwood School District 51.—The amendment to Section 5, Article X, Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1294 of 1966, having been submitted to the qualified electors in the manner prescribed by Section 1, Article XVI, of the Constitution, and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution, so that there will be added at the end of Section 5 of Article X the following: "*Provided*, that the limitations as to bonded indebtedness imposed by this section shall not apply to Greenwood School District No. 51 of Greenwood County, and that the school district may incur bonded indebtedness for school purposes to an amount not exceeding twenty per cent of the assessed value of all taxable property therein. The bonded indebtedness of School District No. 51 of Greenwood County shall not be considered in determining the power to incur bonded indebtedness by Greenwood County or by any political subdivision of the county or of the State wholly covering or partially extending over the territory within the school district."

Ratified the 8th day of March, 1967.

(R123, H1257)

No. 78

An Act To Ratify An Amendment To Section 7 Of Article VIII Of The Constitution Of This State, Relating To Municipal Bonded Indebtedness Of The City Of Greenwood, So As To Permit The City Of Greenwood To Incur Bonded Indebtedness Up To Twelve Per Cent Of The Assessed Value Of The Taxable Property Therein.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Article VIII, Section 7, State Constitution, ratified—bonded indebtedness of City of Greenwood.—The amendment to Section 7 of Article VIII of the Constitution of this State, proposed under the terms of Act 1301 of 1966, was submitted to the qualified electors at the general election in 1966 in the manner prescribed by Section 1 of Article XVI of the Constitution of this State and a favorable vote was received thereon.

The amendment is ratified and declared to form a part of the Constitution by adding at the end of Section 7 of Article VIII the following: "*Provided*, that the bonded debt limitation for the City of Greenwood shall not exceed twelve per cent for general municipal purposes."

Ratified the 8th day of March, 1967.

(R124, H1312)

No. 79

An Act To Amend Section 47-1681, Code Of Laws Of South Carolina, 1962, Relating To The Election Of The Mayor And Wardens In The Town Of Saluda, So As To Require Both The Mayor And The Wardens To Be Elected By Majority Vote.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 47-1681 amended—election of mayor and wardens for Town of Saluda.—Section 47-1681, Code of Laws of South Carolina, 1962, is amended, so as to require the mayor and wardens of the Town of Saluda to be elected by majority vote, by inserting the following after the first sentence: "No person shall be deemed elected to the office of mayor or warden unless he shall have received a majority of the votes cast in the election. If any candidate does not receive the required majority, a runoff election shall be held two weeks following the first election. In the runoff election, the two candidates for mayor receiving the highest number of votes shall run again. In the election for wardens, the number of candidates eligible in the runoff election shall be twice the number of vacancies remaining unfilled after the first election. These candidates shall be those who received the highest number of votes in the first election." When amended, the section shall read as follows:

"Section 47-1681. An election shall be held in Saluda for mayor and wardens on the second Tuesday in September in each odd-numbered year, and the mayor and wardens elected at that time shall hold office for two years and until their successors shall be elected for a like term. No person shall be deemed elected to the office of mayor or warden unless he shall have received a majority of the votes cast in the election. If any candidate does not receive the required majority, a runoff election shall be held two weeks following the first election. In the runoff election, the two candidates

for mayor receiving the highest number of votes shall run again. In the election for wardens, the number of candidates eligible in the runoff election shall be twice the number of vacancies remaining unfilled after the first election. These candidates shall be those who received the highest number of votes in the first election. Such town officials shall take office on the first day of October immediately following their election. There shall be elected one warden from each of the four wards in the town. Each warden shall reside in the ward from which he is elected, but all wardens shall be voted on by the qualified electors of the town at large."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 8th day of March, 1967.

(R125, S35)

No. 80

An Act To Prohibit Any Employer From Withholding Wages Of An Employee Resulting From A Foreign Garnishment Proceeding Under Certain Circumstances And To Provide A Penalty.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Certain foreign garnishments prohibited.—No employer in this State shall withhold any portion of the wages of any employee residing in this State as a result of any garnishment proceedings brought in any court outside of this State unless the creditor first obtains a judgment against such employee growing out of the same indebtedness for which the garnishment proceedings were instituted in a court of competent jurisdiction in South Carolina. The burden of proving the competent jurisdiction of the court shall rest upon the creditor.

SECTION 2. Exceptions.—The provisions of this act shall not apply to any debt incurred outside of South Carolina by such employee.

SECTION 3. Penalties.—Any employer violating the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction shall be fined not more than one thousand dollars.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of March, 1967.

(R126, S235)

No. 81

An Act To Declare A Certain Area In McCormick County A Wildlife Sanctuary And To Provide Penalties.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Certain area of McCormick County to be wildlife sanctuary.—All that portion of the area in McCormick County between Little River and the Savannah River, lying south of Highway No. 378 is declared to be a wildlife sanctuary.

It shall be unlawful for anyone to hunt, shoot or attempt to shoot any bird or animal within the sanctuary. Anyone violating the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction shall be fined not less than twenty-five dollars nor more than one hundred dollars or be imprisoned for a period not to exceed thirty days.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of March, 1967.

(R127, S124) (R188, H1199)

No. 82

An Act To Amend Section 65-2014.1, Code Of Laws Of South Carolina, 1962, Relating To The Investment Of Funds By Treasurers Of Certain Counties, So As To Increase The Amount That May Be Deposited In Any Building And Loan Association And Permit Additional Counties To Make Such Investments.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 65-2014.1 amended—investment of funds by certain counties.—Section 65-2014.1, Code of Laws of South Carolina, 1962, is amended on line eight by striking the word “ten” and inserting “fifteen” and by adding at the end thereof the following:

“The provisions of this section shall also apply to any county containing a city with a population between forty-one thousand and forty-two thousand, according to the latest official United States census.”

The section when amended shall read as follows:

“Section 65-2014.1. Whenever there is in the hands of the treasurer of any county containing a city having a population in excess

of eighty-six thousand, according to the latest official United States census, any sum of money not necessary for current expenses, the treasurer shall deposit the fund or sum of money in some chartered bank, invest it in short term United States Government obligations, or deposit it in various building and loan associations, at such rate of interest as may be secured for the best interest of the county; *provided*, that no more than fifteen thousand dollars shall be deposited in any one account in any one building and loan association and no amount shall be deposited in any building and loan association which is not insured by Federal deposit insurance. The interest, when collected, shall be added to the general fund of the county.

The provisions of this section shall also apply to any county containing a city with a population between forty-one thousand and forty-two thousand, according to the latest official United States census."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of March, 1967.

(R128, H1255)

No. 83

An Act To Ratify An Amendment To Section 5 Of Article X Of The Constitution Of South Carolina, 1895, Limiting The Bonded Indebtedness Of Political Subdivisions, So As To Permit Greenwood County To Incur Bonded Indebtedness Not Exceeding Twenty-Five Per Cent.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Amendment to Article X, Section 5, State Constitution, ratified—bonded indebtedness of Greenwood County.—The amendment to Section 5 of Article X of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1296 of the Acts and Joint Resolutions of South Carolina, 1966, having been submitted to the qualified electors in the manner prescribed by Section 1 of Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon; is ratified and declared to form a part of the Constitution, so that the proviso relating to the bonded indebtedness of Greenwood County

in Section 5 of Article X, as amended, is further amended by striking the word "twelve" on line three of the proviso and inserting in lieu thereof "twenty-five". When amended, the proviso shall read as follows: "*Provided*, that the limitations imposed by this section shall not apply to Greenwood County, and that the county may incur a bonded indebtedness not exceeding twenty-five per cent of the assessed value of all taxable property in the county."

Ratified the 15th day of March, 1967.

(R129, H1256)

No. 84

An Act To Ratify An Amendment To Article XVII Of The Constitution Of This State, Relating To Miscellaneous Matters, By Adding A New Section So As To Provide For The Use Of Funds Realized By Greenwood County From The Sale Of Its Electric Properties And System.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Amendment to Article XVII, State Constitution, ratified—Section 13 added—use of funds from sale of Greenwood County property.—The amendment to Article XVII of the Constitution of this State, proposed under the terms of Act 1295 of 1966, was submitted to the qualified electors at the general election in 1966 in the manner prescribed by Section 1 of Article XVI of the Constitution of this State and a favorable vote was received thereon. The amendment is ratified and declared to form a part of the Constitution by adding at the end of Article XVII the following:

"Section 13. Funds realized by Greenwood County from the sale of its electric properties and system shall be held intact as an investment fund. Only investments in securities permitted by law may be made and then only by the governing body of the county. No portion of the principal amount of the fund shall be used for any other purpose."

Ratified the 15th day of March, 1967.

(R131, H1269)

No. 85**An Act To Establish Limitations On Front-Foot Assessments
By The Hanahan Public Service District In Berkeley County.**

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Limitations on front-foot assessments.—In exercising the power to impose front-foot assessments pursuant to the authorizations of Act No. 397 of 1965, Hanahan Public Service District in Berkeley County may assess individual parcels on the basis of not less than sixty-five feet nor more than one hundred fifteen feet.

SECTION 2. Further.—Hanahan Public Service District may avail itself of the authorizations of Act No. 397 of 1965, as amended, to the extent therein prescribed and impose front foot assessments to provide debt service on bonds issued pursuant to Act No. 1163 of 1964, as amended, to construct sewer facilities within the district.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of March, 1967.

(R132, H1295)

No. 86**An Act To Create The Williamsburg County Library.**

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Williamsburg County Library created.—There is hereby created an eleemosynary corporation under the control of the State, to be known as Williamsburg County Library which shall have all the powers conferred upon such corporation by this act and other applicable laws of this State.

SECTION 2. To be managed by board.—The corporation shall be managed by a board of trustees, consisting of nine members, to be appointed by the Williamsburg County Legislative Delegation who shall serve without compensation. The terms of the members shall be for three years and until their successors are appointed and qualify, except for those first appointed, three shall serve for one year, three shall serve for two years, and three shall serve for three years.

Vacancies shall be filled in the manner of the original appointment for the unexpired portion of the term only. Members of the board shall not serve consecutively for more than two terms and shall be subject to removal for cause by the appointing power.

SECTION 3. Officers—bonds—meetings.—The board shall elect a chairman, a vice chairman, a secretary, a treasurer, and such other officers as may be deemed necessary and may make such rules and regulations for the conduct of its business, not inconsistent with law. The board may require of its treasurer and librarian a suitable bond for the faithful performance of their respective duties. The board shall meet at least four times annually and hold such other meetings as it deems necessary.

SECTION 4. Duties.—The board shall have the exclusive control and management of the Williamsburg County Library and shall employ a librarian qualified by training and experience to conduct and administer public library service, and may employ, direct, and discharge any such employees as it may consider advisable, at its pleasure. No member of the board or relative of a board member shall be employed.

SECTION 5. Powers.—The Williamsburg County Library may, by way of amplification and classification but without limiting the generality of powers conferred on it by Section 1: (1) purchase, lease, hold, and dispose of real estate and personal property; (2) acquire books and other informational material and provide for their circulation throughout each and all sections of the county; (3) accept donations of land, services, materials, books and other things for the establishment and equipping of libraries; (4) enter into agreements for the suitable designation and markings of equipment, rooms, buildings and other library facilities to commemorate the memory of individuals; (5) cooperate or enter into contracts with any State or Federal agency when by so doing it will receive substantial aid in carrying out the purposes of the library; (6) enter into contracts with other counties to operate regional or joint libraries and facilities; (7) generally to do all things necessary and proper to establish, equip, maintain, and operate a county library system.

SECTION 6. Duties further.—The board of trustees shall provide and make available to the citizens of Williamsburg County good books and informational material. The board shall establish a headquarters library and may establish branches and units in various communi-

ties and operate one or more bookmobiles over routes to be determined by the board, acquire books and other informational material, facilities and equipment, and make such rules and regulations, not inconsistent with law, as it may deem necessary to insure the effective and efficient maintenance and operation of a county library system.

SECTION 7. Contracts with board members prohibited.—No member of the board of trustees shall contract with the board and any such attempted contract shall be void.

SECTION 8. Reports.—The board shall annually, after July first or before September first of each year, make a report of its activities, showing in summary form its receipts and expenditures, the libraries and bookmobile routes operated by it, the number of books, periodicals and other property owned by it, the character of the service rendered to the people of the county, including the number making use of its service, and such other pertinent facts as would show its activities during the preceding fiscal year. Reports shall be filed in the office of the clerk of court for the county and copies shall be furnished each member of the county legislative delegation.

SECTION 9. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of March, 1967.

(R133, H1314)

No. 87

An Act To Amend Act No. 392 Of 1963, Relating To The Assessment And Equalization Of Taxes In Greenwood County, So As To Repeal Section 3, Relating To The Maximum Value Of Re-assessed Property.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 3 of Act 392 of 1963 repealed.—Section 3 of Act No. 392 of 1963, which specifies the maximum value of re-assessed property in Greenwood County, is repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of March, 1967.

(R134, H1317)

No. 88

An Act To Amend Section 65-1523, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Exemption Of Specific Properties From Taxation, So As To Exempt Caldwell Masonic Lodge, McCormick Youth Development Association, McCormick Country Club Incorporated, McCormick County Recreation Center Incorporated And Thomas J. Lyon, Jr., American Legion Post No. 19, All In McCormick County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1523 amended—certain organizations in McCormick County exempt from taxes.—Section 65-1523, Code of Laws of South Carolina, 1962, as amended, relating to tax exemptions for specific properties, is further amended by adding the following item :

“() The property of Caldwell Masonic Lodge, McCormick Youth Development Association, McCormick Country Club Incorporated, McCormick County Recreation Center Incorporated and Thomas J. Lyon, Jr., American Legion Post No. 19, all in McCormick County, shall be exempt from all local, county, school and special taxes of McCormick County.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of March, 1967.

(R135, H1318)

No. 89

An Act To Amend Section 65-1523, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Tax Exemptions For Certain Properties, So As To Exempt Community Centers In McCormick County Created Under Section 21-331, Code Of Laws Of South Carolina, 1962, As Amended.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1523 amended—community centers in McCormick County exempt from taxes.—Section 65-1523, Code of Laws of South Carolina, 1962, as amended, relating to tax exemption of certain properties, is further amended by adding at the end of the section the following, so as to exempt the properties listed :

“() All property of community centers in McCormick County, created under Section 21-331 of the Code of 1962, shall be exempt from all local, county, special and school taxes so long as such properties are used as community centers.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of March, 1967.

(R136, H1324)

No. 90

An Act To Provide For The Destruction Or Storage Of Certain Records Of Edgefield County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Edgefield County may destroy certain old records.—The Clerk of Court for Edgefield County may destroy annually the records of chattel mortgages more than seven years old except those still effective as provided in Section 60-306, Code of Laws of South Carolina, 1962, and except those instruments described in Section 60-307, Code of Laws of South Carolina, 1962, which do not expire in three years from date of filing.

SECTION 2. Further.—All records which are at least ten years old may be removed annually by the county treasurer and county auditor of Edgefield County from their offices and stored or destroyed as they may determine.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of March, 1967.

(R137, H1357)

No. 91

An Act To Provide For An Increase In Compensation Of The Mayor And Councilmen Of The City Of Rock Hill In York County And To Authorize Future Changes In Such Compensation In The Discretion Of The Mayor And Councilmen And

To Repeal Act No. 364 Of The Acts And Joint Resolutions Of 1965, Relating To Salaries Of Mayor And Councilmen Of Rock Hill.

Whereas, the Mayor and Councilmen of the City of Rock Hill by resolution duly adopted in open meeting held on February 13, 1967, pointed to the fact that their compensation as elective officials of the City of Rock Hill is now fixed by legislative enactment and made formal request for appropriate legislation to increase the compensation of the Mayor to four thousand eight hundred dollars, effective from March 1, 1967, and of the Councilmen to two thousand four hundred dollars, effective from January 1, 1968; and

Whereas, incident to enactment of the requested legislation, it appears appropriate that the Mayor and Councilmen be henceforth given discretionary authority by proper legislation to fix their own compensation by resolution or ordinance, as they shall see fit, in like manner as is now done in the case of numerous other municipalities within the State. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Salary of mayor and councilmen of Rock Hill.—Effective March 1, 1967, the salary of the Mayor of the City of Rock Hill in York County shall be four thousand eight hundred dollars per year, and effective January 1, 1968 the salaries of the Councilmen of the city shall be two thousand four hundred dollars per year for each councilman. Each of these salaries shall be paid in equal monthly installments during each year of service.

SECTION 2. Further.—Effective January 2, 1968 and thereafter, the Mayor and Councilmen of the City of Rock Hill are authorized and empowered to fix their own compensation by ordinance or resolution in such amount and payable in such manner as they shall determine in their discretion.

SECTION 3. Act 364 of 1965 repealed.—Act No. 364 of the Acts and Joint Resolutions of 1965 is repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of March, 1967.

(R138, H1363)

No. 92**An Act Providing For The Terms Of Office Of The Mayor And Town Councilmen Of The Town Of Trenton In Edgefield County And To Establish The Date For Municipal Elections For Such Offices.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Election of mayor and councilmen for Town of Trenton.—Notwithstanding the provisions of Section 47-111, Code of Laws of South Carolina, 1962, the mayor and councilmen of the Town of Trenton in Edgefield County shall be elected for terms of two years on the second Tuesday in June of each odd numbered year.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of March, 1967.

(R139, H1289)

No. 93**An Act Making It Unlawful To Start Fires In Forestry District 16, In Darlington County, Except Under Certain Conditions, And Providing Penalties For Violations.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Unlawful to start certain fires in Forestry District 16.—It shall be unlawful for any owner or lessee of land or any employee of any such owner or lessee or other person to start, or cause to be started, any fire in any woodlands, brushlands, grasslands, ditchbanks or hedgerows, or in any debris, leaves or other flammable material adjacent thereto in Forestry District 16, in Darlington County, except under the following conditions:

(a) Proper notification shall be given to the State Forester, or his duly authorized representative or other person designated by the State Forester. Such notice shall contain all information required by the State Forester or his representative.

(b) Such persons shall have cleared around the area and have immediately available sufficient equipment and personnel to adequately secure the fire and prevent its spread.

(c) Any person starting any such fire shall supervise it carefully and have it under control prior to leaving the area.

SECTION 2. Permission of landowner required.—A lessee of any land, or any employee of any landowner or lessee of land, or other person, must receive prior authorization from the landowner to conduct such burning, in addition to complying with the other provisions of this act.

SECTION 3. Exceptions.—The provisions of this act shall not apply to fires which may be started within the corporate limits of any town or city, nor to fires started on rights of way of railroads by their duly authorized employees to remove fire hazards unless the State Forester, or his representative, after investigation shall notify such railroads that their practices are disapproved on account of the failure to exercise such safeguards against the spread of fire.

SECTION 4. No burning during emergencies.—No burning shall be carried out during any period in which the Governor has declared that an emergency exists in connection with forest fires.

SECTION 5. State Forester may prohibit starting of fires.—The State Forester may direct at any time, when deemed necessary in the interest of public safety, that fire or fires covered by this act not be started.

SECTION 6. Penalties.—Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined not less than ten dollars nor more than one hundred dollars, or imprisoned for not less than ten days nor more than thirty days. For any second or subsequent offense, a fine of not less than twenty-five dollars nor more than five hundred dollars, or imprisonment for not more than one year may be imposed in the discretion of the court.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of March, 1967.

(R140, H1319)

No. 94

An Act To Amend Act No. 314 Of 1965, Relating To The Creation Of The Darlington County Economic Opportunity Commission, So As To Further Provide For The Members Of The Commission.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 3 of Act 314 of 1965 amended—members and compensation.—Section 3 of Act No. 314 of 1965 is amended by striking it in its entirety and inserting in lieu thereof the following so as to provide for the areas from which members shall be selected:

“Section 3. The commission shall be composed of a membership not to exceed twenty-five residents of Darlington County. The membership shall include: One member from the Darlington County Commission; one member from the Darlington County Development Board; one member from the Darlington County Department of Education; one member from the South Carolina Employment Security Commission; one member from the Darlington County Health Department; one member from the Darlington County Public Welfare Department; one member from the Darlington-Florence Technical Education Commission; one member from the South Carolina Vocational Rehabilitation and four members shall be members of the municipal councils of the municipalities of the county. At least one-third of the total membership of the commission shall be democratically elected representatives of the poor who shall reside in the area they represent. Members may also be elected from such other groups, organizations, and professions in the county as deemed necessary to facilitate the administration of its duties. All members shall be appointed by the Governor upon recommendation of the legislative delegation, including the Senator. The members shall serve without compensation but shall be allowed the usual per diem, mileage and subsistence as provided by law for members of boards, commissions and committees.

Any petition containing two hundred signatures of poor persons who feel that they are inadequately represented on the commission shall require a prompt and fair hearing by the commission. Upon receipt of such a petition, a description of the action taken to insure a prompt and fair hearing to the petitioners, and a statement of any action taken as a result of such a petition shall be promptly reported to the Darlington County Commission and the Atlanta Regional Office of Economic Opportunity.”

SECTION 2. Subsection (h), Section 6 of Act 314 of 1965 amended—executive committee.—Subsection (h) of Section 6 of Act No. 314 of 1965 is amended by inserting after the word “commission” on line three the following: “, *provided*, that one-third of the members of such a committee shall be representatives elected by the poor.” The subsection when amended shall read as follows:

“(h) to designate an executive committee from among the members of the commission to which may be delegated one or more duties and responsibilities of the commission, *provided*, that one-third of the members of such a committee shall be representatives elected by the poor, and, from time to time, to appoint one or more subcommittees composed of residents of Darlington County to advise and assist in the administration of its program and the performance of its duties;”.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of March, 1967.

(R141, H1371)

No. 95

An Act To Amend Act No. 1008 Of 1966, Relating To The Consolidation Of The Tax Assessing, Billing And Collection Procedures Of The City Of Columbia And Richland County, So As To Further Define The Personal Property Not To Be Returned Or Assessed.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 2 of Act 1008 of 1966 amended—certain personal property not to be returned.—Section 2 of Act No. 1008 of 1966 is amended on line 3 by inserting between “goats,” and “farming” the word “non-motorized”; and by deleting on line four the following: “farming machinery, mills, gins.” The section when amended shall read as follows:

“Section 2. The following items of personal property shall not be returned to the Richland County Auditor nor assessed by the Richland County Tax Assessor: mules, horses, cattle, hogs, sheep, goats, non-motorized farming implements, carriages, carts, drays, wagons, bicycles, pushcarts, handtrucks, gold and silver watches, jewelry

and silver plate; *provided*, however, that this section shall not be construed to apply to property returnable by law to the South Carolina Tax Commission."

SECTION 2. Section 4 of Act 1008 of 1966 amended—when taxes to be paid—penalties for delinquent payments.—Section 4 of Act No. 1008 of 1966 is amended by inserting the following between "County" and "shall" on line twelve: "returnable by law to the Richland County Auditor or assessed by the Richland County Tax Assessor". The section when amended shall read as follows:

"Section 4. All taxes in Richland County shall be payable between the fifteenth day of September and the thirty-first day of January after their assessment in each year, the provisions of Section 65-1965 of the 1962 Code to the contrary notwithstanding, and the percentage penalty added to delinquent taxes shall be as follows: When the taxes shall not be paid on or before the thirty-first day of January, the penalty added shall be five per cent. If they are not paid on or before the fifteenth day of April, the county treasurer shall issue his tax execution for such taxes, assessments and penalties against the property of the defaulting taxpayer according to law; *provided*, that beginning with the tax year of 1967 taxes on personal property in Richland County returnable by law to the Richland County Auditor or assessed by the Richland County Tax Assessor shall be payable between the fifteenth day of May and the thirty-first day of August, and the percentage penalty added to delinquent taxes on such property shall be as follows: When such taxes shall not be paid on or before the thirty-first day of August, the penalty added shall be five per cent thereon. If they are not paid on or before the fifteenth day of November, the county treasurer shall issue his tax execution for such taxes, assessments and penalties against the property of the defaulting taxpayer according to law. The Board of Administrators of Richland County may postpone the time within which the penalties provided in this section shall attach."

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of March, 1967.

(R142, H1398)

No. 96

An Act To Declare The Area Known As Sunnyhill Subdivision Near Camden, In Kershaw County, A Bird Sanctuary And To Provide A Penalty For Violations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Sunnyhill Subdivision in Kershaw County to be bird sanctuary—penalties.—The area designated as Sunnyhill Subdivision, near the City of Camden in Kershaw County, is hereby designated as a bird sanctuary, and it shall be unlawful for any person to trap, hunt, molest or attempt to molest in any manner any bird or wild fowl or to molest any birds' nests or wild fowls' nests within such sanctuary. Any person violating the provisions of this act shall be guilty of a misdemeanor and, upon conviction, shall be punished by a fine of not more than one hundred dollars or by imprisonment for not more than thirty days.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of March, 1967.

(R143, H1410)

No. 97

An Act To Repeal Sections 14-831 Through 14-837, Code Of Laws Of South Carolina, 1962, Relating To Purchasing And The Purchasing Agent Of Allendale County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Sections 14-831 through 14-837 repealed.—Sections 14-831 through 14-837, Code of Laws of South Carolina, 1962, are repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of March, 1967.

(R144, H1331)

No. 98

An Act To Amend Act No. 818 Of The Acts And Joint Resolutions Of South Carolina, 1966, Relating To The Creation Of The Building Commission Of The City And County Of Florence, So As To Further Provide For Its Powers, Duties And Regulations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Item (7) of Section 4 of Act 818 of 1966 amended—**powers and duties.**—Item (7) of Section 4 of Act No. 818 of the Acts of 1966 is amended so as to limit the amount of purchases to that approved by the County Council of Florence County and to provide for the razing of buildings and structures not now the property of Florence County or the City of Florence by adding the following at the end thereof: "*provided*, that the total purchases, including furnishings for the proposed multipurpose building, shall not exceed such amount as shall be approved by the County Council of Florence County; *provided*, further, that no building or structure not now the property of Florence County or the City of Florence shall be razed without approval by a formal resolution to the County Council of Florence County and the Florence City Council, and such approval shall be a condition precedent to the authority of the Building Commission to raze such structure;" The item when amended shall read as follows:

"(7) To acquire by gift, purchase, lease or otherwise, all kinds and descriptions of real and personal property; *provided*, that the total purchases, including furnishings for the proposed multipurpose building, shall not exceed such amount as shall be approved by the County Council of Florence County; *provided*, further, that no building or structure not now the property of Florence County or the City of Florence shall be razed without approval by a formal resolution of the County Council of Florence County and the Florence City Council, and such approval shall be a condition precedent to the authority of the Building Commission to raze such structure;"

SECTION 2. Item (9) of Section 4 of Act 818 of 1966 amended—**powers and duties.**—Item (9) of Section 4 of Act No. 818 of the Acts of 1966 is amended so as to provide a limit of the cost of the building and to provide for the approval of the requirement for certain chambers and rooms by adding the following at the end thereof: "*provided*, however, that the multipurpose office building shall be

limited to courtrooms, jail, court related offices, and essential administrative offices of the County and City of Florence and shall not exceed in cost three million seven hundred thousand dollars. *Provided*, that not less than eighteen thousand two hundred thirty-six square feet of floor space shall be made available to the City of Florence for administrative purposes and not less than twenty-four thousand seven hundred seventy-three square feet for jail, court room and police activities, unless the City, by resolution, agrees to the assignment of a lesser amount of space in the complex. The space requirements as shown in the architects' plans and specifications for courtrooms, Judges' chambers, hearing rooms and spaces for all related functions shall be approved in writing by a majority of an ex officio advisory committee to be composed of the Resident Judge of the Twelfth Judicial Circuit, the Judge of the Civil Court of Florence, the Florence Magistrate, and the City Recorder, and such approval shall be a condition precedent to the authority of the Building Commission to contract for the construction of any building to include such spaces." The item when amended shall read as follows:

"(9) To design, plan, construct or cause to be constructed, and thereafter operate and maintain, a multipurpose office building designed to meet the needs of Florence County and the City of Florence; *provided*, however, that the multipurpose office building shall be limited to courtrooms, jail, court related offices, and essential administrative offices of the County and City of Florence and shall not exceed in cost three million seven hundred thousand dollars. *Provided*, that not less than eighteen thousand two hundred thirty-six square feet of floor space shall be made available to the City of Florence for administrative purposes and not less than twenty-four thousand seven hundred seventy-three square feet for jail, court room and police activities, unless the City, by resolution, agrees to the assignment of a lesser amount of space in the complex. The space requirements as shown in the architects' plans and specifications for courtrooms, Judges' chambers, hearing rooms and spaces for all related functions shall be approved in writing by a majority of an ex officio advisory committee to be composed of the Resident Judge of the Twelfth Judicial Circuit, the Judge of the Civil Court of Florence, the Florence Magistrate, and the City Recorder, and such approval shall be a condition precedent to the authority of the Building Commission to contract for the construction of any building to include such spaces;".

SECTION 3. Item (12) of Section 4 of Act 818 of 1966 amended—powers and duties.—Item (12) of Section 4 of Act No. 818 of the Acts of 1966 is amended so as to provide for the assignment of space in the multipurpose building by adding at the end thereof the following: “*provided*, however, that initial assignments of space for county administrative offices shall be approved by the County Council of Florence County and initial assignments of space for city administrative offices shall be approved by the Florence City Council; that thereafter any regulations for the use and occupancy of assigned spaces by Florence County shall be approved by the County Council of Florence County, and regulations for the use and occupancy of assigned spaces by the City of Florence shall be approved by the Florence City Council, and regulations of spaces jointly used by Florence County and the City of Florence shall be approved by both the County Council of Florence County and the Florence City Council;”. The item when amended shall read as follows:

“(12) To prescribe reasonable regulations concerning the use and occupancy of the building; *provided*, however, that initial assignments of space for county administrative offices shall be approved by the County Council of Florence County and initial assignments of space for city administrative offices shall be approved by the Florence City Council; that thereafter any regulations for the use and occupancy of assigned spaces by Florence County shall be approved by the County Council of Florence County, and regulations for the use and occupancy of assigned spaces by the City of Florence shall be approved by the Florence City Council, and regulations of spaces jointly used by Florence County and the City of Florence shall be approved by both the County Council of Florence County and the Florence City Council;”.

SECTION 4. Item (17) of Section 4 of Act 818 of 1966 amended—powers and duties.—Item (17) of Section 4 of Act No. 818 of the Acts of 1966 is amended so as to provide for approval for disposal of real and personal property owned by the Commission by adding at the end thereof the following: “subject to the approval of the Florence City Council and the County Council of Florence County;”. The item when amended shall read as follows:

“(17) To dispose of any property, real or personal, that it may acquire, except the building and the site thereof; subject to the approval of the Florence City Council and the County Council of Florence County;”.

SECTION 5. Item (22) of Section 4 of Act 818 of 1966 amended—powers and duties.—Item (22) of Section 4 of Act No. 818 of the Acts of 1966 is amended so as to provide for fees and cost and to limit the persons who may be employed in constructing the building and to further provide for total construction cost of the complex by adding at the end thereof the following: “*provided*, however, that all architects’, engineers’, and counsels’ fees shall be paid from funds secured by the bond issue authorized hereinafter and shall be subject to limitations provided for in Sections 4(7) and 4(9) so that the total cost of the constructing and furnishing of the multipurpose building and the parking facilities authorized in Section 4(10) shall not exceed five million dollars; and *provided*, further, that no member of the Building Commission of the City of Florence, no member of the County Council of Florence County, no member of the Florence City Council, and no member of the Legislative Delegation of Florence County, or any partner or business associate, or any person related to any member of the Commission, the City Council, the County Council, or the Legislative Delegation within the fifth degree of kinship, shall receive compensation under this section for the services enumerated or for any other service unless specifically authorized by this act;”. The item when amended shall read as follows:

“(22) To employ architects, engineers and counsel and to appoint officers, agents, employees and servants, to prescribe their duties, to fix their compensation and to determine if and to what extent they shall be bonded for the faithful performance of their duties; *provided*, however, that all architects’, engineers’, and counsels’ fees shall be paid from funds secured by the bond issue authorized hereinafter and shall be subject to limitations provided for in Sections 4(7) and 4(9) so that the total cost of constructing and furnishing of the multipurpose building and the parking facilities authorized in Section 4 (10) shall not exceed five million dollars; and *provided*, further, that no member of the Building Commission of the City of Florence, no member of the County Council of Florence County, no member of the Florence City Council, and no member of the Legislative Delegation of Florence County, or any partner or business associate, or any person related to any member of the Commission, the City Council, the County Council, or the Legislative Delegation within the fifth degree of kinship, shall receive compensation under this section for the services enumerated or for any other services unless specifically authorized by this act;”.

SECTION 6. Section 6 of Act 818 of 1966 amended—bond issue authorized.—Section 6 of Act No. 818 of the Acts of 1966 is amended so as to change the County Board of Commissioners to the County Council of Florence County by striking on line three “the County Board of Commissioners of Florence County (the county board)” and inserting “County Council of Florence County”. The section when amended shall read as follows:

“Section 6. In order to provide funds for the construction of the multipurpose building herein authorized, County Council of Florence County is hereby authorized and empowered to issue general obligation bonds of Florence County to the extent of not exceeding five million dollars.”

SECTION 7. Section 18 of Act 818 of 1966 amended—no further action required—referendum concerning tax levy.—Section 18 of Act No. 818 of the Acts of 1966 is amended so as to limit the approval of public agencies from which approval shall be required by inserting after the word “agency” on the last line “except as provided for in this act” and to provide for the possible submission of the bond issuance to an advisory vote by the Florence County electorate and for a time limit on the submission of this vote by adding at the end thereof the following: “*Provided*, however, that nothing contained in this section shall prevent the County Council of Florence County, in its discretion, from submitting prior to the issuance of bonds pursuant to this act to the electorate of Florence County for its approval, the question whether an ad valorem tax upon all taxable property in Florence County sufficient to pay for the cost of amortizing the bond issue authorized by this act shall be approved as a condition precedent to issuance of bonds under Section 6 of this act. *Provided*, further, the action by the County Council to require the referendum shall be taken by formal resolution by the County Council within thirty days after the effective date of this act and the advisory referendum shall be concluded within sixty days after the passage of the resolution, otherwise the authority to hold an advisory referendum granted herein shall be null and void.” The section when amended shall read as follows:

“Section 18. No election is prescribed as a condition precedent to the issuance of bonds pursuant to this act, and no action other than that prescribed herein need be taken to effect the issuance of the bonds herein authorized, nor shall the county board be required to obtain the approval of any public agency except as provided for in

this act to any action taken pursuant to the authorization of this act. *Provided*, however, that nothing contained in this section shall prevent the County Council of Florence County, in its discretion, from submitting prior to the issuance of bonds pursuant to this act to the electorate of Florence County for its approval, the question whether an ad valorem tax upon all taxable property in Florence County sufficient to pay for the cost of amortizing the bond issue authorized by this act shall be approved as a condition precedent to issuance of bonds under Section 6 of this act. *Provided*, further, the action by the County Council to require the referendum shall be taken by formal resolution by the County Council within thirty days after the effective date of this act and the advisory referendum shall be concluded within sixty days after the passage of the resolution, otherwise the authority to hold an advisory referendum granted herein shall be null and void."

SECTION 8. First paragraph of Section 4 of Act 818 of 1966 amended—powers and duties.—The first paragraph of Section 4 of Act No. 818 of 1966 is amended by inserting between "2," and "it" on line 3 "but subject to Section 1," so that when amended the paragraph shall read as follows:

"Section 4. Without limiting in any way the generality of the function of the commission as set forth in Section 2, but subject to Section 1, it shall be empowered as follows:"

SECTION 9. Certain terms to mean County Council of Florence County.—Wherever the term "County Board of Commissioners" or "county board" is used in Act No. 818 of 1966 it shall mean "County Council of Florence County."

SECTION 10. To be cumulative to other acts.—The provisions of this act and of Act No. 818 of 1966 shall not limit the powers of the County Council of Florence County as provided for in Act No. 1277 of 1966 but shall be treated cumulative thereto.

SECTION 11. Subsection (23) of Section 4 of Act 818 of 1966 amended—powers and duties.—Subsection (23) of Section 4 of Act No. 818, Acts and Joint Resolutions, 1966, is amended by adding at the end thereof the following: "*Provided*, that no space shall be designated in the plans and specifications for state or federal agencies except those spaces designated for civil defense purposes, and the authority to lease to the state or federal government shall be limited to leasing areas designated for specific city or county uses and not

occupied; *provided*, further, that no spaces may be leased to privately or semi-privately financed organizations."

SECTION 12. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of March, 1967.

(R145, H1400)

No. 99

An Act To Amend Section 14-893, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Powers Of The Anderson County Fire Protection Commission, So As To Extend The Expiration Date Of A Certain Tax Levy, And To Make Such Tax Levy Applicable To The Town Of Iva.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Item (4) of Section 14-893 amended—powers and duties.—Item (4) of Section 14-893, Code of Laws of South Carolina, 1962, as amended, relating to the power of the Anderson County Fire Protection Commission to levy an annual tax of four mills and to reduce such tax by two mills at the end of the fourth year, is further amended so as to provide that such reduction shall take place at the end of the sixth year, and to make such tax levy applicable to the Town of Iva by deleting "Iva" from Item (4). The item when amended shall read as follows:

"(4) To annually levy a tax not to exceed four mills in the aggregate on all of the taxable property of the county for the development and operation of the fire protection system except that property within the municipal limits of the cities of Anderson, Belton, Honea Path, Williamston, Pelzer and that portion of Piedmont that comprises old School District No. 23; *provided*, that the four mills shall be automatically reduced to two mills at the end of the sixth year of the levy;"

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of March, 1967.

(R146, S216)

No. 100

An Act To Amend Section 65-3421, Code Of Laws Of South Carolina, 1962, Relating To District Boards Of Assessors For Cherokee County, So As To Further Provide Therefor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-3421 amended—Cherokee County—appointment of district boards of assessors.—Section 65-3421, Code of Laws of South Carolina, 1962, is amended by striking it out and inserting in lieu thereof the following:

“Section 65-3421. In Cherokee County boards of tax assessors shall be appointed for each of the following districts: Draytonville Township, Gowdeysville Township, Morgan Township, White Plains Township, Cherokee Township, Limestone Township, the Town of Blacksburg and the City of Gaffney. The auditor of the county may prepare his tax books and records accordingly. Old School Districts Nos. 36 and 94 in Morgan Township may be combined as a subdistrict of Morgan Township in order to keep the tax revenues separate for school purposes or any other purpose and the auditor may do likewise for any other district. Any such subdistrict shall be properly designated by the auditor.

The board of assessors shall consist of six members in the Limestone Township District, five members in the City of Gaffney District and four members in each of the other districts. In any district in which a subdistrict is created, one additional member shall be appointed to the board and two members shall be residents of the subdistrict and shall constitute the board of the subdistrict. Each board member shall be a resident elector of the district or subdistrict he represents. The members shall be appointed by the Governor upon recommendation of a majority of the legislative delegation representing the county for terms of two years and until their successors are appointed and qualify. Their terms of office shall begin on February fifteenth of each odd-numbered year. They shall receive such compensation as may be provided in the county appropriation act for each day in which they are actually engaged in the performance of their duties.

Vacancies shall be filled in the manner of the original appointment for the unexpired portion of the term only.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1967.

(R147, S236)

No. 101

An Act To Amend Act 215 Of 1965, As Amended, Relating To Schools In Greenville County, So As To Increase The Limitation On Taxes Which May Be Levied.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act 215 of 1965 further amended—tax levy for School District of Greenville County.—Section 1 of Act 215 of 1965, as amended by Act 929 of 1966, is further amended by striking on line three “1965” and inserting “1967”; by striking beginning on line five “fifty-seven” and inserting “sixty-nine”; and by striking on line eleven “fifty-seven” and inserting “sixty-nine”.

The section when amended shall read :

“Section 1. The Auditor of Greenville County shall levy upon all of the taxable property within The School District of Greenville County for general school operating purposes for the year 1967 and annually thereafter, unless increased or decreased as hereinafter provided in Sections 3 and 5, the number of mills, not exceeding sixty-nine mills, which a majority of the Board of Trustees of the School District may determine to be necessary for general school operating purposes. The Tax Collector of Greenville County shall collect the tax in like manner as all other taxes are collected and place it in the district’s school operating account, to be disbursed for the declared purposes in the manner fixed by law. The levy of sixty-nine mills is hereby declared to be the ceiling levy for general school operating purposes.

In the event that in any year the board shall determine that a levy of eight mills upon all the taxable property of the district is insufficient to pay the amount of principal and interest required under the terms of the general obligation bonds of the district issued in the aggregate principal amount of three million three hundred thousand dollars and dated September 1, 1959, and in the aggregate principal amount of twelve million dollars and dated June 1, 1963, the maximum

levy which the board is authorized for school operating purposes for the year shall be decreased by the number of mills by which the levy required to meet such bond maturities, including principal and interest, exceeds eight mills; but in making the determination the board may take into account any surplus in the sinking fund accounts maintained for the payment of such bonds, including interest thereon, and the surplus, or so much as may be necessary, may be added to the anticipated proceeds of the eight-mill levy and used for the purpose of paying the amount of principal and interest required to be paid upon the bonds for the year."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1967.

(R148, S255)

No. 102

An Act To Amend Section 65-1551, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Tax Exemptions For Certain Industries In Dorchester County, So As To Include Certain Nursing Home Facilities.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1551 amended—certain businesses in Dorchester County exempt from taxes.—Section 65-1551, Code of Laws of South Carolina, 1962, as amended, relating to tax exemptions for certain industries in Dorchester County, is further amended so as to include certain nursing home facilities by inserting before the word "shall" on line five: "and nursing homes licensed by the State which have working agreements with a general hospital when such nursing homes represent an investment of at least two hundred thousand dollars," so that, when so amended, the section shall read:

"Section 65-1551. All new industries engaged in manufacturing or processing, whether corporations, partnerships or individuals, located in Dorchester County and having a paid-in capital stock, investment or assets of twenty-five thousand dollars or more, and employing twelve or more persons, and nursing homes licensed by the State which have working agreements with a general hospital

when such nursing homes represent an investment of at least two hundred thousand dollars, shall be exempt from all county, municipal and school district taxes for a period of five years. Application for exemptions shall be filed with the County Auditor."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1967.

(R149, H1222)

No. 103

An Act To Authorize Each Of The Counties Of South Carolina To Acquire, And In Connection With Such Acquisition To Enlarge, Improve And Expand, Properties Suitable For Use By Any One Or A Combination Of The Following (a) Any Enterprise For Manufacturing, Processing, Or Assembling Any Agricultural Or Manufactured Product; (b) Any Commercial Enterprise Engaged In Storing, Warehousing, Distributing Or Selling Products Of Agriculture, Mining And Industry; (c) Any Enterprise For Research In Connection With Any Of The Foregoing Or For The Purpose Of Developing New Products Or New Processes Or Improving Existing Products Or Known Processes; And, (d) Any Enlargement, Improvement Or Expansion Of Any Existing Enterprise Of Any Such Nature; To Authorize Counties To Lease Such Properties Subject To Certain Requirements; To Authorize Counties To Finance The Acquisition Of Such Properties By The Issuance Of Revenue Bonds Payable Solely Out Of The Revenues From The Leasing Of Such Properties And To Secure Such Bonds By Pledges Of Such Revenues, Such Leases And By Mortgages Or Trust Indentures On Such Properties; To Provide That All Such Bonds Shall Be Negotiable Instruments; To Provide Remedies In The Event Of Default Respecting Any Bonds Issued Under The Act; To Exempt From Taxation Such Bonds And The Income Therefrom, All Mortgages Or Trust Indentures Executed As Security Therefor And All Lease Agreements Made Hereunder; To Prohibit Any County From Making Contributions To The Cost Of Any Such Properties; To Provide That Such Bonds And Any Agreements Made In Connection Therewith Shall Not Constitute An

Indebtedness Of Such County Or A Pecuniary Liability Of Any Kind; To Provide The Purposes For Which The Proceeds From The Sale Of Such Bonds May Be Used; And To Provide For Borrowing In Anticipation Of The Issuance Of Such Bonds And For The Refunding Of Bonds Issued Hereunder.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—As an incident to the enactment of this act the General Assembly has made the following findings:

(1) While formerly, almost entirely dependent upon agriculture and related enterprises, a large number of the inhabitants of South Carolina now obtain employment in manufacturing and related industries. But the continued improvement in technological procedures in such industries results in a constantly declining ratio between capital outlay and the number of employees, making it imperative that new industries be encouraged to locate in South Carolina and those now located herein to expand their investments.

(2) For many years South Carolina has promoted industrial expansion and for that purpose created the State Development Board whose activities have done much to promote the industrial development of the State and the welfare of its inhabitants. It is believed that the authorizations of this act will properly complement the activities of the State Development Board and will better enable it to fulfill its functions.

(3) In many states statutes exist which authorize public agencies of such states to render assistance to industries in financing new enterprises or expanding existing enterprises, but no statute has heretofore been enacted which would permit any public agency in South Carolina to render comparable assistance.

(4) It is the purpose of this act to empower the governing bodies of the several counties of the State, under the terms and conditions of this act, to provide such assistance and to that end to acquire, own, lease and dispose of properties, through which the industrial development of the State will be promoted and trade developed by inducing manufacturing, and commercial enterprises to locate in and remain in the State, and thus utilize and employ the manpower, agricultural products and natural resources of the State.

It is intended that by this act such governing bodies functioning under the guidance of the State Budget and Control Board shall be

vested with all powers necessary to enable them to accomplish these purposes, which powers shall be in all respects exercised for the benefit of the inhabitants of the State, for the increase of its commerce and for the promotion of its welfare and prosperity. It is not intended that any governing body shall itself be authorized to operate any such manufacturing or commercial enterprise except as lessor and in the manner herein prescribed.

(5) It is specifically found and declared that all action taken by any county in carrying out the purposes of this act will perform essential governmental functions.

SECTION 2. Definitions.—Whenever used in this act, unless a different meaning clearly appears from the context, the following terms, whether used in the singular or plural, shall be given the following meanings:

(1) “BONDS” shall include notes, bonds, refunding bonds, and other obligations authorized to be issued by this act.

(2) “COUNTY BOARD” shall mean the governing bodies of the several counties of the State as now or hereafter constituted; and in the event that any project shall be located in more than one county, the term COUNTY BOARD shall relate to the governing bodies of the several counties wherein such project shall be located.

(3) “PROJECT” shall mean any land and any buildings and other improvements thereon including, without limiting the generality of the foregoing, water, sewage treatment and disposal facilities, air pollution control facilities, and all other machinery, apparatus, equipment, office facilities and furnishings which shall be deemed necessary, suitable or useful by the following or any combination thereof: (a) any enterprise for the manufacturing, processing, or assembling of any agricultural or manufactured products; (b) any commercial enterprise engaged in storing, warehousing, distributing or selling products of agriculture, mining or industry; (c) any enterprise for research in connection with any of the foregoing or for the purpose of developing new products or new processes or improving existing products or processes; and (d) any enlargement, improvement or expansion of any existing enterprise in items (a), (b), and (c) of this subsection. The term PROJECT shall not include facilities designed for the sale or distribution to the public of electricity, gas, water or telephone or other services commonly

classified as public utilities. A PROJECT may be located in one or more counties.

(4) "STATE BOARD" shall mean the State Budget and Control Board of South Carolina.

(5) "TRUST INDENTURE" shall mean any trust agreement or mortgage by which BONDS issued pursuant to this act may be secured.

SECTION 3. Powers of County Boards.—Subject to obtaining the approval from the State BOARD required by Section 14 of this act, the several counties of the State functioning through their respective COUNTY BOARDS shall have, in addition to such other powers as may be vested in such counties by laws now existing or hereafter enacted, the following powers: (1) To acquire, and, in connection with such acquisition, to enlarge, improve and expand, whether by construction, purchase, gift or lease, one or more PROJECTS which shall be located within the County, except that as to a PROJECT located in more than one county, the same may be acquired jointly by the COUNTY BOARDS of the counties wherein the said PROJECT shall be located; (2) To lease to others any or all of its PROJECTS for such rentals and upon such terms and conditions as the COUNTY BOARD may deem advisable and as shall not conflict with the provisions of this act; and (3) To issue revenue bonds for the purpose of defraying the cost of acquiring, by construction and purchase, and in connection with any such acquisition, to enlarge, improve and expand any PROJECT, and to secure the payment of such bonds, all as hereinafter provided. No COUNTY BOARD shall have the power to operate any PROJECT as a business or in any manner except as lessor thereof.

SECTION 4. Bond issues—provisions of.—All bonds issued by a COUNTY BOARD under authority of this act shall be limited obligations of its county, the principal of and interest on which shall be payable solely out of the revenues derived from the leasing of the PROJECT which the bonds are issued to finance. Bonds and interest coupons issued under authority of this act shall never constitute an indebtedness of such county within the meaning of any state constitutional provision or statutory limitation and shall never constitute nor give rise to a pecuniary liability of the county or a charge against its general credit or taxing powers, and such fact shall be plainly stated on the face of each bond. Such bonds may be executed and delivered at

any time as a single issue or from time to time as several issues, may be in such form and denominations, may be of such tenor, may be in registered or bearer form either as to principal or interest or both, may be payable in such installments and at such time or times **not** exceeding forty years from their date, may be subject to such terms of redemption, may be payable at such place or places, may bear interest at such rate or rates payable at such place or places and evidenced in such manner, and may contain such provisions not inconsistent herewith, all of which shall be provided in the proceedings of the COUNTY BOARD authorizing the BONDS. Any BONDS issued under the authority of this act may be sold at public or private sale at such price and in such manner and from time to time as may be determined by the COUNTY BOARD to be most advantageous, and the COUNTY BOARD may pay, as a part of the cost of acquiring any PROJECT, and out of the BOND proceeds, all expenses, premiums and commissions which the COUNTY BOARD may deem necessary or advantageous in connection with the authorization, sale and issuance thereof. ALL BONDS issued under the authority of this act except registered BONDS, registered otherwise than to bearer and all interest coupons appurtenant thereto shall be construed to be negotiable instruments, despite the fact that they are payable solely from a specified source. The proceedings authorizing the issuance of BONDS may provide for the issuance, in the future, of further bonds on a parity with those initially issued, but such proceedings shall preclude the issuance of bonds or any obligations of any sort secured by a lien prior to the lien of the BONDS or bonds afterwards issued on a parity with the BONDS.

Pending the issuance of BONDS, bond anticipation notes may be issued, and to the end that a vehicle be provided therefor, the provisions of Act No. 116 of the Acts and Joint Resolutions of South Carolina, 1965, as now or hereafter amended, shall be applicable to such bond anticipatory borrowing.

SECTION 5. Pledge of revenues—liability of counties—default proceedings.—The principal of and interest on any BONDS issued under the authority of this act shall be secured by a pledge of the revenues from which such BONDS shall be payable, may be secured by a TRUST INDENTURE covering all or any part of the PROJECT from which the revenues so pledged are derived, and may be additionally secured by a pledge of the lease of such PROJECT. The proceedings under which such BONDS are authorized to be

issued or any such TRUST INDENTURE may contain any agreements and provisions customarily contained in instruments securing bonds, including, without limiting the generality of the foregoing, provisions respecting the fixing and collection of rents for any PROJECT covered by such proceedings or TRUST INDENTURE, the terms to be incorporated in the lease of the PROJECT, the maintenance and insurance of the PROJECT, the creation and maintenance of special funds from the revenues from the PROJECT, and the rights and remedies available in the event of default to the bondholders or to the trustee under such TRUST INDENTURE, all as the COUNTY BOARD shall deem advisable and as shall not be in conflict with the provisions of this act; *provided*, however, that in making any such agreements or provisions a county shall not have the power to obligate itself except with respect to the PROJECT and the application of the revenues therefrom, and shall not have the power to incur a pecuniary liability or a charge upon its general credit or against its taxing powers. The proceedings authorizing any BONDS hereunder and any TRUST INDENTURE securing such BONDS may provide that, in the event of default in payment of the principal of or the interest on such BONDS or in the performance of any agreement contained in such proceedings or TRUST INDENTURE, such payment and performance may be enforced by mandamus or by the appointment of a receiver in equity with power to charge and collect rents and to apply the revenues from the PROJECT in accordance with such proceedings or the provisions of such TRUST INDENTURE. Any such TRUST INDENTURE may provide also that in the event of default in payment or the violation of any agreement contained in the TRUST INDENTURE, it may be foreclosed by proceedings at law or in equity, and may provide that any trustee under the TRUST INDENTURE or the holder of any of the BONDS secured thereby may become the purchaser at any foreclosure sale, if he is the highest bidder. No breach of any such agreement shall impose any pecuniary liability upon a county or any charge upon its general credit or against its taxing power.

The Trustee or Trustees under any TRUST INDENTURE, or any depository specified by such TRUST INDENTURE, may be such persons or corporations as the COUNTY BOARD shall designate, notwithstanding that they may be nonresidents of South Carolina or incorporated under the laws of the United States or the laws of other states of the United States.

SECTION 5A. Letting of contracts.—Contracts for the construction of any PROJECTS may be let on such terms and under such conditions as the COUNTY BOARD shall prescribe and may be let with or without advertisement or call for bids therefor.

SECTION 6. Determinations to be made by County Boards—lease agreements.—Prior to undertaking any PROJECT, the COUNTY BOARD shall find: That the PROJECT will subserve the purposes of this act; that the PROJECT will give rise to no pecuniary liability of the county or a charge against its general credit or taxing power; the amount of BONDS required to finance the PROJECT; the amount necessary in each year to pay the principal of and the interest on the BONDS proposed to be issued to finance the PROJECT; the amount necessary to be paid each year into any reserve funds which the COUNTY BOARD may deem it advisable to establish in connection with the retirement of the proposed BONDS and the maintenance of the PROJECT; and, unless the terms under which the PROJECT is to be leased provide that the lessee shall maintain the PROJECT and carry all proper insurance with respect thereto, the estimated cost of maintaining the PROJECT in good repair and keeping it properly insured. The determinations and findings of the COUNTY BOARD required to be made above shall be set forth in the proceedings under which the proposed BONDS are to be issued.

Every lease of a PROJECT shall contain an agreement obligating the lessee to effect the completion of the PROJECT if the proceeds of the BONDS prove insufficient, and obligating the lessee to pay a rental, which, upon the basis of the determinations theretofore made, will be sufficient (a) to pay the principal of and interest on the BONDS issued to finance the PROJECT, (b) to build up and maintain any reserves deemed by the COUNTY BOARD to be advisable in connection therewith, and (c) unless the agreement of lease obligates the lessee to pay for the maintenance and insurance of the PROJECT, to pay the costs of maintaining the PROJECT in good repair and and keeping it properly insured.

Every lease shall contain a provision requiring the lessee to make payments to the county or counties, school district or school districts, and other political units wherein the PROJECT shall be located in lieu of taxes, in such amounts as would result from taxes levied on the PROJECT by such county or counties, school district or school districts, and other political unit or units, if the PROJECT

were owned by the lessee, but with appropriate reductions similar to the tax exemptions, if any, which would be afforded to the lessee if it were the owner of the PROJECT.

SECTION 7. Leases—further.—Any lease of any PROJECT may include a provision that the lessee shall have options to renew such lease and/or to purchase any or all of the leased PROJECT on such terms, at such times, and upon such considerations as the COUNTY BOARD shall agree to. The consideration for any renewal of the lease or for the purchase of any or all of the PROJECT need not require the payment by the lessee of the full market value thereof, but may be fixed at such lesser consideration as the COUNTY BOARD shall determine to be in the interest of the county and in furtherance of the policy of this act.

SECTION 8. Construction of Project.—The COUNTY BOARD shall have the power to provide that the PROJECT and improvements shall be constructed by the county, the lessee of such PROJECT or either one or both of them on real estate owned by the county or the lessee, as the case may be, that the BOND proceeds shall be disbursed by the trustee bank or banks during construction upon the estimate, order or certificate of the lessee, and that the PROJECT if and to the extent constructed on real estate not owned by the county shall be conveyed to the county not later than its completion. The COUNTY BOARD may authorize the lessee to acquire real estate and commence construction in anticipation of the issuance of BONDS and to provide that the lessee shall be reimbursed for such expenditures from the proceeds of such BONDS if and when issued. In making such agreements or provisions the COUNTY BOARD shall not have the power to obligate the county except with respect to the PROJECT and the application of the revenues therefrom, and shall not have the power to incur a pecuniary liability or a charge upon the general credit of the county or against its taxing powers.

SECTION 9. Proceeds.—The proceeds from the sale of any BONDS issued under authority of this act shall be applied only for the purpose for which the BONDS were issued; *provided*, however, that any premium and accrued interest received in any such sale shall be applied to the payment of the principal of or the interest on the BONDS sold; and *provided*, further, that if for any reason any portion of the proceeds shall not be needed for the purpose for which the BONDS were issued, such unneeded portion of the proceeds shall

be applied to the payment of the principal of or the interest on the BONDS. The cost of acquiring any PROJECT shall be deemed to include the following: the actual cost of the construction of any part of a PROJECT which may be constructed, including architect's and engineers' fees; the purchase price of any part of a PROJECT that may be acquired by purchase; all expenses in connection with the authorization, sale and issuance of the BONDS to finance such acquisition; and the interest on the BONDS for a reasonable time prior to construction, during construction, and for not exceeding one year after completion of the construction.

SECTION 10. Use of county lands.—No county shall have the power to pay out of its general funds, or otherwise contribute, any part of the costs of acquiring a PROJECT, except that lands owned by any county not required for any other public purpose, may be utilized to the extent required for a PROJECT, but under such circumstances the reasonable value of the lands shall be deemed a part of the cost of construction, and shall be paid out of the proceeds of the BONDS to the general fund of the county. The determination by the COUNTY BOARD of the reasonable value of the land shall be conclusive but review of the determination may be instituted by any interested party within twenty days, but not afterwards, following the publication of notice of the determination in a newspaper of general circulation in each county in which the land is situated, by proceedings de novo in the Court of Common Pleas of the county. The entire cost of acquiring any PROJECT shall be paid out of the proceeds from the sale of BONDS issued under the authority of this act; *provided*, however, that this provision shall not be construed to prevent a county from accepting donations of property to be used as a part of any PROJECT or money to be used for defraying any part of the cost of any PROJECT.

SECTION 11. Refunding of bonds.—Any BONDS issued hereunder and at any time outstanding may at any time and from time to time be refunded by a county, but only with the approval of the STATE BOARD being first obtained, by the issuance of its refunding BONDS in such amount as the COUNTY BOARD may deem necessary but not exceeding an amount sufficient to refund the principal of the BONDS to be refunded, together with any unpaid interest thereon and any premiums, expenses and commissions necessary to be paid in connection therewith. Any such refunding may be effected whether the BONDS to be refunded have matured or shall thereafter

mature, either by sale of the refunding BONDS and the application of the proceeds for the payment of the BONDS to be refunded, or by exchange of the refunding BONDS for the BONDS to be refunded thereby; *provided*, that the holders of any BONDS to be refunded shall not be compelled without their consent to surrender their BONDS for payment or exchange prior to the date on which they are payable, or, if they are called for redemption, prior to the date on which they are by their terms subject to redemption. All refunding BONDS issued under the authority of this act shall be payable in the same manner and under the same terms and conditions as are herein provided for the issuance of BONDS. In addition to the powers herein granted for the issuance of refunding BONDS the COUNTY BOARDS may avail themselves of the provisions of Act No. 309 of the Acts and Joint Resolutions of South Carolina, 1965, (the Advanced Refunding Act).

SECTION 12. Investments by fiduciaries.—It shall be lawful for all executors, administrators, guardians, committees and other fiduciaries to invest any moneys in their hands in BONDS issued under the provisions of this act.

SECTION 13. Exempt from taxes.—The BONDS authorized by this act and the income therefrom, all TRUST INDENTURES executed as security therefor, all lease agreements made pursuant to the provisions hereof, and all PROJECTS so long as county owned and the revenue derived from any lease thereof shall be exempt from all taxation in the State of South Carolina except for inheritance, estate or transfer taxes; and all TRUST INDENTURES and lease agreements made pursuant to the provisions of this act shall be exempt from South Carolina stamp and transfer taxes.

SECTION 14. Bonds not to be issued without approval of State Board.—NO BONDS shall be issued pursuant to the provisions of this act until the proposal of the COUNTY BOARD to issue the BONDS shall receive the approval of the STATE BOARD. Whenever any COUNTY BOARD shall propose to issue BONDS pursuant to the provisions of this act, it shall file its petition to the STATE BOARD setting forth: (a) a brief description of the PROJECT proposed to be undertaken and its anticipated effect upon the economy of the county in which the PROJECT is to be located and of the areas adjacent thereto; (b) a reasonable estimate of the cost of the PROJECT; and (c) a general summary

of the terms and conditions of the lease and TRUST INDENTURE to be made, including a statement establishing the basis for the payment of sums in lieu of taxes as required by Section 6 of this act. Upon the filing of the petition the STATE BOARD shall, as soon as practicable, make such independent investigation as it deems advisable, and if it finds that the PROJECT is intended to promote the purposes of this act and is reasonably anticipated to effect such result, it shall be authorized to approve the PROJECT and at any time following such approval, the COUNTY BOARD may proceed with the acquisition and financing of the PROJECT. Notice of the approval of any PROJECT by the STATE BOARD shall be published at least once by the STATE BOARD in a newspaper having general circulation in the county where the PROJECT is to be located.

Any interested party may, within twenty days after the date of the publication of such notice, but not afterwards, challenge the validity of such approval by action de novo in the Court of Common Pleas in the county where the PROJECT is to be located.

SECTION 15. Powers to be additional.—Neither this act nor anything herein contained shall be construed as a restriction or limitation upon any powers which a county might otherwise have under any laws of this State, but shall be construed as cumulative. The authorizations herein granted may be carried out by any COUNTY BOARD acting at any regular or special meeting and without publication of the proceedings, notwithstanding any restriction, limitation, or other procedure, imposed upon the COUNTY BOARD by any other statute.

SECTION 16. Savings clause.—If any portion of this act shall be held to be invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other portion of this act which is not unconstitutional.

SECTION 17. Time effective.—This act shall take effect January 1, 1967.

Approved the 21st day of March, 1967.

(R151, H1311)

No. 104

An Act To Amend Section 46-544.1, Code Of Laws Of South Carolina, 1962, Relating To Signals On Emergency Vehicles, So As To Provide Certain Exceptions For Fire Department And Funeral Home Vehicles.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 46-544.1 amended—signals required on emergency vehicles—exceptions.—Subsection (b) of Section 46-544.1, Code of Laws of South Carolina, 1962, is amended by adding at the end thereof the following, so as to make certain exceptions for fire department and funeral home vehicles: “*Provided*, that vehicles of any fire department or funeral home when equipped with a mounted, oscillating, rotating or flashing red light, visible in all directions for a distance of five hundred feet in normal sunlight, shall not be required to have additional signal lamps.” The section when amended shall read as follows:

“Section 46-544.1. (a) Every authorized emergency vehicle shall, in addition to any other equipment and distinctive markings required by this Chapter, be equipped with a siren, exhaust whistle or bell capable of giving an audible signal.

(b) Every authorized emergency vehicle shall, in addition to any other equipment and distinctive markings required by this Chapter, be equipped with signal lamps mounted as high and as widely spaced laterally as practicable, which shall be capable of displaying to the front two alternately flashing red lights located at the same level and to the rear two alternately flashing red lights located at the same level, and these lights shall have sufficient intensity to be visible at five hundred feet in normal sunlight. *Provided*, that vehicles of any fire department or funeral home when equipped with a mounted, oscillating, rotating or flashing red light, visible in all directions for a distance of five hundred feet in normal sunlight, shall not be required to have additional signal lamps.

(c) A police vehicle when used as an authorized emergency vehicle may but need not be equipped with alternately flashing red lights as specified herein. Also, such vehicle may in lieu of the alternately flashing red lights be equipped with a special dome-mounted, oscillating, rotating, or flashing red or blue light visible from a distance of five hundred feet to the front in normal sunlight; and it shall be unlawful for any person to use such dome-mounted flashing, os-

cillating or rotating blue light on any emergency vehicle except one used primarily for law enforcement purposes.

Provided, however, that after January 1, 1967, all police vehicles when used as an authorized emergency vehicle shall then be equipped with dome-mounted, oscillating, rotating or flashing blue lights visible from a distance of five hundred feet.

(d) The alternately flashing lighting described in subsection (b) of this section shall not be used on any vehicle other than an authorized emergency vehicle. *Provided*, that a school bus may use the alternately flashing red lighting described in subsection (b), or red flashing lights in the rear and amber flashing lights in the front.

(e) The use of the signal equipment described herein shall impose upon drivers of other vehicles the obligation to yield right of way and stop as prescribed in Sections 46-425 and 46-477."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1967.

(R152, H1320)

No. 105

An Act To Amend Section 37-246, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Reciprocal Agreements For Nonresident Insurance Agents, So As To Further Define Such Agreements.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Item (b) of Section 37-246 amended—reciprocal agreements for nonresident insurance agents.—Item (b) of Section 37-246, Code of Laws of South Carolina, 1962, as amended, relating to reciprocal agreements for nonresident insurance agents, is further amended by striking it in its entirety and inserting in lieu thereof the following, so as to permit a nonresident agent to do business in the State when he resides within the twelve-mile limit of an incorporated city lying partly within and partly without the State :

"(b) The Chief Insurance Commissioner may issue nonresident licenses to agents residing in a community comprised of two or more incorporated cities located partly within and partly without the State, or residing within twelve miles of the city limits of such cities,

and permit such agents to write insurance in the State on the same basis as a resident licensed agent if the laws of the adjacent state are just as liberal in the licensing of residents of this State. All business so written shall be deemed to have been transacted in accordance with the requirements of Section 37-247 of the 1962 Code."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 22nd day of March, 1967.

(R153, H1332)

No. 106

An Act To Ratify An Amendment To Section 6 Of Article X Of The Constitution Of South Carolina, 1895, Relating To The Purposes Which Bonded Indebtedness May Be Incurred By Political Subdivisions, So As To Permit Florence County To Incur Bonded Indebtedness To Construct A Multipurpose Building To Be Utilized By Florence County, The City Of Florence And Other Governmental Agencies.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Amendment to Section 6, Article X, State Constitution, ratified—Florence County may incur bonded indebtedness for improvements.—The amendment to Section 6 of Article X of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1272 of the Acts and Joint Resolutions of 1966, having been submitted to the qualified electors in the manner prescribed by Section 1 of Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution so that there will be added at the end of Section 6, Article X, Constitution of South Carolina, 1895, the following:

"Provided, that notwithstanding the limitations of this section, the General Assembly may, by legislation heretofore or hereafter enacted, authorize Florence County to construct and thereafter operate, maintain, improve and enlarge a multipurpose building in order to provide courthouse, jail, city hall, office and related facilities for Florence County and for the City of Florence and for other governmental agencies, and to incur bonded indebtedness therefor and to

incur obligations with respect to the operation and maintenance thereof.”

Ratified the 21st day of March, 1967.

(R154, H1333)

No. 107

An Act To Ratify An Amendment To Section 7 Of Article VIII And Section 5 Of Article X Of The Constitution Of South Carolina, 1895, Relating To The Bonded Indebtedness Of Certain Political Subdivisions, So As To Exclude From The Provisions And Limitations Thereof The Obligations Of The City Of Florence To Florence County, Or Any Agency Thereof, Under A Long-Term Lease Obligating The City Of Florence To Pay Rent For Its Share Of Constructing, Maintaining, Improving And Enlarging A Multistoried Building To Be Constructed By Florence County For The Purpose Of Providing Courthouse, Jail, City Hall, Office And Related Facilities For Florence County And For The City Of Florence And For Other Governmental Agencies.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Section 7, Article XIII, and Section 5 of Article X, State Constitution, ratified—bonded indebtedness of City of Florence to Florence County or agency thereof.—The amendments to Section 7 of Article VIII and Section 5 of Article X of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1270 of the Acts and Joint Resolutions of 1966, having been submitted to the qualified electors in the manner prescribed by Section 1 of Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, are ratified and declared to form a part of the Constitution so that there will be added at the end of Section 7, Article VIII and Section 5 of Article X, Constitution of South Carolina, 1895, the following :

“Provided, that the provisions of Section 7 of Article VIII requiring an election and the provisions of Section 7 of Article VIII and Section 5 of Article X of the Constitution of this State relating to the extent to which indebtedness may be incurred shall not apply to any obligation of the City of Florence to Florence County or to any

agency of Florence County resulting from a long-term lease of a portion of a multistoried office building to be erected by Florence County for the purpose of providing courthouse, jail, city hall, office and related facilities for Florence County and for the City of Florence and for other governmental agencies, pursuant to which the full faith and credit of the City of Florence is pledged to the payment of rent and other obligations under such lease, and the indebtedness and obligations so incurred shall not be considered in determining the power of the City of Florence to incur other bonded indebtedness, nor shall they affect or limit the power of Florence County or any political subdivision of the County or State covering or extending over any portion of the territory of the City of Florence to incur bonded indebtedness."

Ratified the 21st day of March, 1967.

(R155, H1334)

No. 108

An Act To Ratify An Amendment To Section 5 Of Article X Of The Constitution Of South Carolina, 1895, Relating To The Limit Of Bonded Indebtedness Of Political Subdivisions, So As To Exclude From The Limitations Thereof Bonded Indebtedness And Other Obligations Incurred By Florence County In Connection With The Construction, Improving, Enlarging And Maintenance Of A Multipurpose Building To Provide Courthouse, Jail, City Hall, Office And Related Facilities For Florence County And The City Of Florence.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Section 5, Article X, State Constitution, ratified—bonded indebtedness of Florence County.—The amendment to Section 5 of Article X of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1273 of the Acts and Joint Resolutions of 1966, having been submitted to the qualified electors in the manner prescribed by Section 1 of Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution so that there will be added at the end of Section 5, Article X, Constitution of South Carolina, 1895, the following :

"Provided, that the limitations imposed by this section shall not apply to bonded indebtedness incurred by Florence County for the purpose of constructing, improving and enlarging a multipurpose building in order to provide courthouse, jail, city hall, office and related facilities for Florence County and the City of Florence and for other governmental agencies, or to obligations assumed by Florence County with respect to the maintenance and operation thereof, and the indebtedness and obligations so incurred shall not be considered in determining the power of Florence County to incur other bonded indebtedness, nor shall they affect or limit the power of other political subdivisions or municipal corporations of the county or State covering or extending over any portion of the territory of Florence County to incur bonded indebtedness."

Ratified the 21st day of March, 1967.

(R156, H1335)

No. 109

An Act To Ratify An Amendment To Section 13 Of Article II Of The Constitution Of South Carolina, 1895, Relating To Special Elections For Bonding Municipalities, So As To Permit The City Of Florence To Incur Obligations To Florence County, Or To Any Agency Thereof, Under A Lease Of A Portion Of A Multistoried Office Building To Be Constructed By Florence County For The Purpose Of Providing Courthouse, Jail, City Hall, Office And Related Facilities For Florence County And For The City Of Florence And For Other Governmental Agencies, Without Observing The Requirements For The Petition And Election Required By Section 13 Of Article II.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Section 13, Article II, State Constitution, ratified—City of Florence may hold election concerning bonded indebtedness without petition.—The amendment to Section 13 of Article II of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1271 of the Acts and Joint Resolutions of 1966, having been submitted to the qualified electors in the manner prescribed by Section 1 of Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to form a part

of the Constitution so that there will be added at the end of Section 13, Article II, Constitution of South Carolina, 1895, the following:

“Provided, that the provisions of this section requiring a petition of the freeholders and the holding of an election shall not apply to any obligation incurred by the City of Florence to Florence County or to any agency of Florence County resulting from a long-term lease of a portion of a multistoried office building to be erected by Florence County for the purpose of providing courthouse, jail, city hall, office and related facilities for Florence County and for the City of Florence and for other governmental agencies, pursuant to which the full faith and credit of the City of Florence is pledged to the payment of rent and other obligations under such lease.”

Ratified the 21st day of March, 1967.

(R158, H1419)

No. 110

An Act To Create The Georgetown County Commission For Higher Education And To Make Provision For Its Powers And Duties.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Georgetown County Commission for Higher Education created.—There is hereby created the Georgetown County Commission for Higher Education. This body, hereinafter called the Commission, shall be composed of six members. Five shall be appointed by the Governor on the recommendation of a majority of the Georgetown County delegation, including the resident Senator, if any. The commissioners shall be appointed for terms of four years each and shall serve until their successors shall have been appointed and qualify; *provided*, that two of the five commissioners initially appointed shall be appointed for terms of two years, with the successors to be appointed thereafter for full four-year terms.

The Superintendent of Education for Georgetown County shall be an ex officio member of the Commission without voting power.

At their first meeting the commissioners shall elect a chairman, vice-chairman, secretary and treasurer from among their members and proceed to organize and adopt such rules and procedures as may seem desirable to carry out their duties.

All members of the Commission shall serve without compensation or fees.

SECTION 2. Meetings.—The Commission may meet at such times and in such places as to the majority of the members seems most desirable. Meetings may be called by the chairman of the Commission or on the written request and signatures of three members.

SECTION 3. Duties.—The Commission shall have as its purpose the encouragement of higher education in Georgetown County and adjacent areas and, more specifically the establishment in Georgetown County of facilities to offer standard freshman and sophomore college courses, and such other courses as deemed desirable.

SECTION 4. Powers.—To carry out this purpose and objective, the Commission, with the approval of a majority of its members, shall be empowered to enter into contracts, making binding agreements, negotiate with educators and educational institutions and, generally, to take such actions in its name as are necessary to secure for Georgetown County and adjacent areas the educational facilities above described; *provided*, that the County of Georgetown shall not be bound nor held liable for any acts of omission or commission of the Commission, nor by any provision of any contract or agreement, expressed or implied, except upon the written approval and consent of a majority of the members of the House of Representatives from Georgetown County and the Senators representing the district in which Georgetown County is located.

The Commission may solicit funds and accept donations from various sources which it may expend in carrying out its objective, and may acquire, own and hold title to real and personal properties for use in connection with the objectives of the Commission.

SECTION 5. Records and report.—The Commission shall keep accurate and detailed records of its meetings and actions and shall, as soon after June thirtieth of each year as is feasible, submit a written report to the members of the House of Representatives from Georgetown County and the Senators representing the district in which Georgetown County is located, which shall include an accounting of all funds the Commission may have received and disbursed in the twelve months preceding that date.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1967.

(R160, H1423)

No. 111

An Act To Establish A Fee Schedule For Magistrates And Constables In Richland County In Certain Cases.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Fees for magistrates and constables in Richland County.—Notwithstanding any existing provisions of law the following fees shall be paid to magistrates and constables in Richland County for services as indicated below :

(a) To magistrates for services in connection with claim and delivery proceedings, ten dollars which shall include service of process by the constable ;

(b) To magistrates for services in connection with attachment proceedings, ten dollars which shall include service of process by the constable ; and

(c) To constables for service of summons and complaint in any civil action, five dollars.

The above fees are in addition to any commissions or special fees now provided for by law.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1967.

(R161, H1440)

No. 112

An Act To Amend Section 23-159, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Polling Precincts And Voting Places, So As To Provide For An Additional Voting Place In The Williston Precinct In Barnwell County, And To Clarify The Reference To Barnwell Voting Places.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-159 amended—voting precincts in Barnwell County designated.—Section 23-159, Code of Laws of South Carolina, 1962, as amended, relating to polling precincts and voting places, is further amended so as to provide for an additional voting place in the Williston voting precinct, and to clarify the reference to

Barnwell voting places, by striking the section and inserting in lieu thereof:

"Section 23-159. In Barnwell County there shall be voting precincts as follows: Barnwell, which shall have three voting places to be known as Barnwell No. 1, Barnwell No. 2 and Barnwell No. 3; Blackville; Boiling Springs; Double Pond; Elko; Friendship; Kline; Healing Springs; Hercules; Hilda; Oak Grove; Snelling; Reedy Branch; Rosemary; Siloam; Williston, which shall have two voting places to be known as Williston No. 1 and Williston No. 2; and Yenome.

Barnwell No. 1 shall have its voting place immediately in front of the courthouse and only those electors whose last names begin with A through F shall vote at this place. Barnwell No. 2 shall have its voting place between the courthouse and the county office building and only those electors whose last names begin with G through O shall vote at this place. Barnwell No. 3 shall have its voting place at or near the public health building, being north of the covered way connecting the county office building and the courthouse, and only those electors whose last names begin with P through Z shall vote at this place.

Both voting places in the Williston precinct shall be located in the town hall. Those electors whose last names begin with A through J shall vote at Williston No. 1, and those electors whose last names begin with K through Z shall vote at Williston No. 2."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1967.

(R163, S67)

No. 113

An Act To Ratify An Amendment To Section 1 Of Article XVI Of The Constitution Of South Carolina, 1895, So As To Limit The Vote On Constitutional Amendments Proposing A Change In The Bonded Debt Limitation Of A County Or Any Of Its Political Subdivisions To The Qualified Electors Of Such County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Amendment to Article XVI, Section 1, State Constitution, ratified—amendments concerning bonded debt to

be voted on only by electors of county concerned.—The amendment to Section 1 of Article XVI of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 468 of the Acts and Joint Resolutions of 1965, having been submitted to the qualified electors in the manner prescribed by Section 1 of Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution so that there will be added at the end of Section 1 of Article XVI of the Constitution of South Carolina, 1895, the following: "*Provided*, that a proposed amendment providing for a change in the bonded debt limitation of a county or any of its political subdivisions shall be voted upon only by the qualified electors of such county." Section 1, Article XVI of the Constitution of South Carolina, 1895, when amended, shall read as follows:

"Section 1. Any amendment or amendments to this Constitution may be proposed in the Senate or House of Representatives. If the same be agreed to by two-thirds of the members elected to each House, such amendment or amendments shall be entered on the Journals respectively, with the yeas and nays taken thereon; and the same shall be submitted to the qualified electors of the State, at the next general election thereafter for Representatives; and if a majority of the electors qualified to vote for members of the General Assembly, voting thereon, shall vote in favor of such amendment or amendments, and a majority of each branch of the next General Assembly shall, after such election, and before another, ratify the same amendment or amendments, by yeas and nays, the same shall become part of the Constitution: *Provided*, That such amendment or amendments shall have been read three times, on three several days, in each House. *Provided*, that a proposed amendment providing for a change in the bonded debt limitation of a county or any of its political subdivisions shall be voted on only by the qualified electors of such county."

Ratified the 22nd day of March, 1967.

An Act To Amend Section 23-196, Code Of Laws Of South Carolina, 1962, Relating To The Designation And Description Of Voting Precincts In Sumter County, So As To Redefine Such Precincts.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-196 amended—voting precincts in Sumter County designated.—Section 23-196, Code of Laws of South Carolina, 1962, designating and describing the voting precincts in Sumter County, is amended so as to redefine such precincts by striking the section in its entirety and inserting in lieu thereof the following :

“Section 23-196. In Sumter County there shall be the following voting precincts :

Precinct No. One: (Formerly Hagood, Rembert and Pisgah)

Beginning at a point at the northernmost intersection of the Sumter County line and Wateree River; thence along the county line in a southeastwardly and eastwardly direction to a point at the intersection of the county line of Sumter County with that of Lee and Kershaw Counties; thence in a southerly direction along the county line, in a southerly and southeastwardly direction to its intersection with County Highway No. 43; thence in a southerly direction along Road No. 43 to its intersection with Little Rafting Creek; thence in a westernly direction along Little Rafting Creek and Rafting Creek to the Wateree River; thence in a northern meandering line along the Wateree River to the point of beginning.

Precinct No. Two: (Formerly Horatio-Stateburg)

Beginning at the intersection of U. S. Highway 76-378 with Long Branch; thence in a westernly direction along U. S. Highway 76-378 to the Wateree River; thence along a meandering line following the Wateree River in a northeastwardly direction to the point where it branches into Rafting Creek; thence in a southeastwardly direction along a meandering line following Rafting Creek and Little Rafting Creek to the intersection of Little Rafting Creek with U. S. Highway No. 521; thence in a southerly direction along U. S. Highway No. 521 to the intersection of S. C. Highway No. 441; thence in a westernly direction along S. C. Highway No. 441 to Spann Branch; thence in a southerly direction along a meandering line of Spann Branch and Long Branch to the point of beginning.

Precinct No. Three: (Formerly Dalzell-DuBose-2-C)

Beginning at a point at the intersection of the Sumter County Line and County Highway No. 43; thence continuing in a southeastwardly direction along Sumter County to U. S. Highway No. 15; thence in a southwestwardly direction along U. S. Highway No. 15 to a point

at the intersection of U. S. Highway No. 15 with County Highway No. 53 (Jefferson Road); thence in a westernly direction along County Highway No. 53 to U. S. Highway 378-76; thence in a westernly direction along U. S. Highway No. 378-76 to Long Branch; thence in a northernly meandering line along Long Branch and Spann Branch to the intersection of S. C. Highway No. 441; thence in an eastwardly direction along S. C. Highway No. 441 to U. S. Highway No. 521; thence in a northernly direction along U. S. Highway No. 521 to Little Rafting Creek and County Highway No. 43; thence in a northernly direction along County Highway No. 43 to the point of beginning.

Precinct No. Four: (Formerly Oswego)

Beginning at a point on U. S. Highway No. 15 and the Sumter County Line; thence in a southernly direction along the Sumter County Line and continuing in a southernly direction along Scape O'er Swamp to Rocky Bluff Swamp; thence in a northwesternly direction along Rocky Bluff Swamp to U. S. Highway No. 15; thence in a northeastwardly direction along U. S. Highway No. 15 to the point of beginning.

Precinct No. Five: (Formerly Salem-Mayesville)

5-A-Mayesville: Beginning at a point on the Sumter-Lee County Line, at its intersection with Scape O'er Swamp; thence in an easternly direction along the Sumter-Lee County Line to the intersection of Black River; thence in a southernly direction along Black River to its intersection with Rocky Bluff Swamp; thence in a northwestwardly direction along Rocky Bluff Swamp to its intersection with Scape O'er Swamp; thence in a northeastwardly direction along Scape O'er Swamp to the point of beginning.

5-B-Salem: Beginning at a point on the Sumter-Lee County Line, where it intersects with Black River; thence eastwardly along the line to its intersection with Boykin Creek; thence southwardly along Boykin Creek-Hope Swamp-Puddin' Swamp to the intersection of Puddin' Swamp with the Sumter-Clarendon County Line; thence westwardly along the county lines to their intersection with Black River; thence northwardly along Black River to the point of beginning.

Precinct No. Six: (Formerly Taylors-Pleasant Grove-Trinity-Shiloh)

6-A-Taylors: That area lying within the following boundaries: Commencing at the point where the line of Sumter County intersects

with Douglas Swamp on the Lee County Line; and running north-eastwardly along the line of Lee County and Sumter County to Lynches River; thence along Lynches River southwardly to the intersection of the Sumter-Florence County Line; thence westwardly along the Sumter-Florence County Line to Douglas Swamp; thence northwardly along the run of Douglas Swamp to the point of beginning, to the Lee County Line.

6-B-Shiloh: Beginning at S. C. Highway No. 53; thence along S. C. Highway No. 53 eastwardly to Douglas Swamp; thence down Douglas Swamp in a southerly direction to its intersection with the Sumter-Florence County Line; thence in a westwardly direction along the Sumter County Line to its intersection with Pudding Swamp; thence northwestwardly along Pudding Swamp, Hope Swamp, and Boykin Creek to the point of beginning.

6-C-Pleasant Grove: Commencing at a point where Puddin' Swamp intersects with S. C. Highway No. 53; thence eastwardly along S. C. Highway No. 53 to a point where it intersects with Douglas Swamp; thence northwardly along Douglas Swamp to a point where Douglas Swamp intersects with the Sumter-Lee County Line; thence northwestwardly along the Sumter-Lee County Line to a point where it intersects with Puddin' Swamp; thence southwardly along Puddin' Swamp to a point where it intersects with S. C. Highway No. 53, which is the point of beginning.

6-D-Trinity: Commencing at a point where Hope Swamp intersects with S. C. Highway No. 53; thence eastwardly along S. C. Highway No. 53 to Puddin' Swamp; thence northwardly along Puddin' Swamp to the Sumter-Lee County Line; thence westwardly along the Sumter-Lee County Line to a point where it intersects with Hope Swamp and Boykin Creek; thence southwardly along Boykin Creek and Hope Swamp to a point at its intersection with S. C. Highway No. 53, which is the point of beginning.

Precinct No. Seven: (Formerly Concord-Zoar)

This precinct begins at the intersection of Alligator Branch and Rocky Bluff Swamp; thence continuing in a southerly direction following Rocky Bluff Swamp and Black River to a point at the intersection of Black River with the Sumter County Line; thence in a westernly direction along the Sumter County Line to a point at the intersection of Pocotaligo River and the Sumter County Line; thence in a northerly direction along the Pocotaligo River to a point at the intersection of Turkey Creek and the Pocotaligo River; thence in a

northeastwardly direction along Turkey Creek to the intersection of U. S. Highway No. 521; thence in a southerly direction along U. S. Highway No. 521 to the intersection of County Highway No. 375; thence in an eastwardly direction along County Highway No. 375 to the intersection of the Boulevard Road; thence in a southerly direction along County Highway No. 82 (Boulevard Road) approximately one-half ($\frac{1}{2}$) mile to the intersection of Craig Road; thence in an eastwardly direction along Craig Road to the intersection of County Highway No. 260 (Mims Road and Radical Road); thence in a northerly direction along County Highway No. 260 to the intersection of U. S. Highway No. 378; thence in a southeastwardly direction along U. S. Highway No. 378 to a point at the intersection of Alligator Branch with U. S. Highway No. 378; thence in an eastwardly direction along Alligator Branch to the point of beginning.

Precinct No. Eight: (Formerly parts of 1-A and 1-B)

Beginning at a point at the intersection of U. S. Highway No. 15 and Rocky Bluff Swamp; thence in a southerly direction along Rocky Bluff Swamp to Alligator Branch; thence in a westernly direction along Alligator Branch to U. S. Highway No. 378; thence in a northwesternly direction to U. S. Highway No. 378-76 By-Pass; thence continuing in a northwesternly direction along the By-Pass to U. S. Highway No. 401; thence in a southwestwardly direction on U. S. Highway No. 401 to the corporate limits of the City of Sumter; thence in a meandering line in a westernly direction along the corporate limits to U. S. Highway No. 15; thence in a northeastwardly direction along U. S. Highway No. 15 to the point of beginning.

Precinct No. Nine:

Beginning at a point at the intersection of U. S. Highway No. 15 and County Road No. 53 (Jefferson Road); thence in a southerly direction along U. S. Highway No. 15 to the corporate limits of the City of Sumter; thence in a westernly direction following the meandering line of the corporate limits of the City of Sumter to Broad Street (U. S. Highway No. 521); thence in a northwestwardly direction along Broad Street and Highway No. 521 to the intersection of County Road No. 53; thence in an eastwardly direction along County Road No. 53 to the point of beginning.

Precinct No. Ten:

This is an area lying outside the corporate limits of the City of Sumter within the boundaries of Green Swamp, U. S. Highway No.

76-378 and Broad Street, being bounded, generally, as follows: On the South by the City limits of the City of Sumter; on the West by Green Swamp, being divided into two (2) separate parcels by an extension of the City of Sumter northwestwardly into the area; on the North by U. S. Highway No. 76-378; and on the East by Broad Street.

Precinct No. Eleven:

Beginning at a point at the intersection of Shot Pouch Branch (Swan Lake) and West Liberty Street; thence in a westernly direction along West Liberty Street to the corporate limits of the City of Sumter; thence in an irregular line in a semicircle following the City limits of the City of Sumter first northernly, then eastwardly, then southernly, then eastwardly along Miller Drive; thence northernly, thence eastwardly to Guignard Drive and eastwardly to the intersection of the City limits of Shot Pouch Branch at Miller Drive; thence southernly along Shot Pouch Branch to the point of beginning.

Precinct No. Twelve:

Beginning at a point at the intersection of Broad Street and the corporate limits of the City of Sumter; thence in a southeastwardly direction along Broad Street to Purdy Street; thence in a southernly direction along Purdy Street to Liberty Street; thence in a westernly direction along Liberty Street to Shot Pouch Branch; thence northernly along Shot Pouch Branch to Miller Drive; thence along the City limits line in a northeastwardly direction to the point of beginning.

Precinct No. Thirteen:

Beginning at a point at the intersection of U. S. Highway No. 15, North, and the corporate limits of the City of Sumter; thence in a westernly and southwestwardly direction along the corporate limits of the City of Sumter to Broad Street, in an uneven line; thence in a southeastwardly direction along Broad Street to Warren Street; thence in an eastwardly direction along Warren Street to U. S. Highway No. 15 (North Main Street); thence in a northwardly direction along U. S. Highway No. 15 (North Main Street) to the point of beginning.

Precinct No. Fourteen:

Beginning at a point at the intersection of Purdy Street and Broad Street; thence in a southeastwardly direction along Broad Street to Warren Street; thence in an eastwardly direction along

Warren Street to Main Street; thence in a southerly direction along Main Street to Liberty Street; thence in a westernly direction along Liberty Street to Purdy Street; thence in a northerly direction along Purdy Street to the point of beginning.

Precinct No. Fifteen:

Beginning at a point at the intersection of U. S. Highway No. 401 (Oswego Road) and the corporate limits of the City of Sumter; thence in a westernly direction along the corporate limits of the City of Sumter to Main Street (U. S. Highway No. 15); thence in a southerly direction along Main Street to Charlotte Avenue; thence in an eastwardly direction along Charlotte Avenue to the Oswego Road; thence in a northeastwardly direction along the Oswego Road to the point of beginning.

Precinct No. Sixteen:

Beginning at a point at the intersection of the corporate limits of the City of Sumter and the Oswego Road (U. S. Highway No. 401); thence in an eastwardly and southerly direction along a meandering line and following the corporate limits to the intersection of U. S. Highway No. 76 (East Liberty Street); thence in a westernly direction along East Liberty Street to Main Street (U. S. Highway No. 15); thence in a northerly direction along Main Street to Charlotte Avenue; thence in an eastwardly direction along Charlotte Avenue to the Oswego Road; thence in a northeastwardly direction along the Oswego Road to the point of beginning.

Precinct No. Seventeen:

Beginning at a point at the intersection of the Oswego Road (U. S. Highway No. 401) and the U. S. Highway No. 76-378 By-Pass; thence in a southeastwardly direction along U. S. Highway No. 76-378 By-Pass to U. S. Highway No. 378; thence in a westernly direction along U. S. Highway No. 378 to the Mims Road (County Road No. 260); thence in a southerly direction along County Road No. 260 to Craig Road; thence in a westwardly direction along Craig Road to the Boulevard Road (County Road No. 82); thence in a northerly direction along the Boulevard Road to Mooneyhan Road (County Road No. 375); thence in a westernly direction along Mooneyhan Road to the Atlantic Coast Line Railroad right-of-way; thence in a northerly direction along the Atlantic Coast Line Railroad right-of-way to the corporate limits of the City of Sumter; thence in a northeastwardly direction along the irregular line of the

corporate limits of the City of Sumter to the Oswego Road (Highway No. 401); thence in a northeastwardly direction along the Oswego Road to the point of beginning.

Precinct No. Eighteen:

Beginning at a point at the intersection of U. S. Highway No. 76 (east) and the corporate limits of the City of Sumter; thence in a southerly and westwardly direction along the irregular line of the corporate limits of the City of Sumter to Manning Avenue (U. S. Highway No. 521 and No. 15); thence in a northerly direction along Manning Avenue and South Main Street to East Liberty Street (U. S. Highway No. 76); thence in an eastwardly direction along East Liberty Street to the point of beginning.

Precinct No. Nineteen:

Beginning at a point at the intersection of Manning Avenue and the corporate limits of the City of Sumter; thence in an eastwardly direction along the corporate limits to the Atlantic Coast Line Railroad right-of-way; thence in a southerly direction along the Atlantic Coast Line Railroad right-of-way to Mooneyhan Road (County Road No. 375); thence in a southeastwardly direction along Mooneyhan Road to U. S. Highway No. 521; thence in a northerly direction along U. S. Highway No. 521 (Manning Avenue) to the point of beginning.

Precinct No. Twenty:

Beginning at a point at the intersection of Hoyt's Branch and Green Swamp; thence in an eastwardly direction along Hoyt's Branch to Manning Avenue; thence in a southerly direction along Manning Avenue and U. S. Highway No. 521, south, to Turkey Creek; thence in a southwestwardly direction along Turkey Creek to the Pocotaligo River; thence in a northwestwardly direction along the Pocotaligo River to its branch with Green Swamp and thence in a northerly direction along Green Swamp to the point of beginning.

Precinct No. Twenty-One:

Beginning at a point at the intersection of the corporate limits of the City of Sumter and Manning Avenue; thence in a northwestwardly direction along the corporate limits of the City of Sumter to Oakland Avenue; thence onward in a westwardly direction to Green Swamp; thence in a southerly direction along the City boundary along Green Swamp to Hoyt's Branch; thence in an eastwardly direction along Hoyt's Branch to Manning Avenue; thence in a northerly direction along Manning Avenue to the point of beginning.

Precinct No. Twenty-Two:

Beginning at a point where the corporate limits of the City of Sumter intersect with Manning Avenue; thence northwardly along Manning Avenue and South Main Street to its intersection with Bartlette Street; thence westwardly along Bartlette Street to Artillery Drive; thence southwardly along Artillery Drive to its intersection with the limits of the City of Sumter; thence eastwardly along the City limits line, fronting Oakland Avenue, in an eastwardly direction and in a circular and eastwardly direction along the City limits line to the intersection of the City Limits line with Manning Avenue, which is the point of beginning.

Precinct No. Twenty-Three:

Beginning at a point at the intersection of Liberty Street and Main Street; thence in a southerly direction along Main Street to Bartlette Street; thence in a westernly direction along Bartlette Street to Artillery Drive; thence southwardly along Artillery Drive to Oakland Avenue; thence in a westernly direction along Oakland Avenue to its intersection with the City limits line; thence continuing westwardly along the City limits line to Green Swamp; thence along Green Swamp in a southeastwardly direction to the Atlantic Coast Line Railroad; thence westernly along the Atlantic Coast Line Railroad along the City limits line to a point where the City limits line turns at a right angle to the north; thence in an irregular line along the City limits line first northwardly, then eastwardly, then northwardly to the intersection of Green Swamp and Shot Pouch Branch; thence continuing along the City limits line in a northwestwardly direction to its intersection with Liberty Street; thence in an eastwardly direction along Liberty Street to the point of beginning.

Precinct No. Twenty-Four: (Formerly Farmers)

Beginning at a point at the intersection of an unnamed, unpaved road on the South side of Highway No. 378-76, approximately one (1) mile West of County Road No. 204; thence in a southerly direction along an unnamed, unpaved County road to County Road No. 40; thence continuing in a southerly direction along County Road No. 40 to County Road No. 458; thence in a southeastwardly direction along County Road No. 458 to S. C. Highway No. 120 (Pinewood Road); thence in a northeastwardly direction along County Highway No. 120 to Cane-Savannah Creek; thence in an eastwardly direction along Cane-Savannah Creek to Green Swamp; thence in a northerly direction along Green Swamp to the inter-

section of the Atlantic Coast Line Railroad (City limits line); thence along the Atlantic Coast Line Railroad in a westernly direction to the intersection of the Atlantic Coast Line Railroad and the City limits line; thence in a northeastwardly and eastwardly meandering line along the City limits line to Green Swamp; thence in a northerly direction to U. S. Highway No. 76-378; thence in a westernly direction along U. S. Highway No. 76-378 to the point of beginning.

Precinct No. Twenty-Five: (Formerly Wedgefield-part of Stateburg)

This precinct begins at a point at the intersection of the Southern Railway line and Wateree River; thence along a northerly meandering line along Wateree River to a point at the intersection of U. S. Highway No. 76-378 and the Wateree River; thence in an eastwardly direction along U. S. Highway No. 76-378 to an unnamed dirt road on the South side of the highway approximately 3,000 feet west of the eastern boundary of Shaw Air Force Base; thence in a south-westernly direction along an unnamed County road to where it intersects with County Road No. 40; thence continuing in a southerly direction along County Road No. 40 to the intersection of County Highway No. 458; thence in a westernly direction along the extension of County Highway No. 458 to a dead end; thence in a southerly direction along unpaved road to S. C. Highway No. 261; thence in a meandering southwestwardly direction along S. C. Highway No. 261 and an unnamed, unpaved County road to Campbell Creek; thence in a westernly direction along Campbell Creek to Beech Creek; thence in a northerly direction along Beech Creek to the Southern Railroad right-of-way; thence in a westernly direction along the Southern Railroad right-of-way to the point of beginning.

Precinct No. Twenty-Six:

26-A (Formerly Reeds): Beginning at a point at the intersection of the Southern Railway line and the Wateree River; thence in an eastwardly direction along the Southern Railroad right-of-way to Beech Creek; thence in a southerly direction along Beech Creek to Campbell Creek; thence continuing in an eastwardly direction along Campbell Creek to an unnamed, unpaved County road; thence in a northeastwardly direction along the unnamed, unpaved County Road to Highway No. 261; thence continuing in a northeastwardly direction along County Highway No. 261 to an unnamed, unpaved County road; thence in a circular northeastwardly direction along the unnamed County road to another unnamed, unpaved County road; thence in an eastwardly direction along the unnamed County road to

County Highway No. 458 and continuing along County Highway No. 458 to the Pinewood Road (S. C. Highway No. 120); thence in a southerly direction along the Pinewood Road a distance of approximately four (4) miles to an unnamed, unpaved County road; thence in a southeastwardly direction along the unnamed County road to the intersection of County Highway No. 77; thence in a southerly direction along County Highway No. 77 to its intersection with S. C. Highway No. 120, thence crossing S. C. Highway No. 120 and continuing in a westwardly direction along an unnamed, unpaved County road on to S. C. Highway No. 261, at its intersection with County Highway No. 51 and Tavern Creek; thence westwardly along Tavern Creek to its intersection with Santee River at the Sumter-Calhoun County Line; thence along the Santee-Waterlee Rivers in a generally northerly and northeastwardly direction to the point of beginning.

26-B (Formerly Pinewood):

Commencing at a point on the Santee River which divides Sumter and Calhoun Counties, where it intersects with Tavern Creek; thence along Tavern Creek in a generally eastern direction to its source at the intersection of County Highway No. 51 and S. C. Highway No. 261; thence eastwardly crossing S. C. Highway No. 261 on an unnamed, unpaved County road in an easterly direction over Big Bay, across S. C. Highway No. 120 and continuing eastwardly on to County Highway No. 77; thence in a northeastwardly direction to its intersection with County Road No. 509; thence in a southeastwardly direction along Highway No. 509 approximately three-fourths ($\frac{3}{4}$) of a mile to its intersection with an unnamed, unpaved County road; thence in a southerly and easterly direction along the unpaved, unnamed County road a distance of approximately one (1) mile to its intersection with County Road No. 534; thence in a southerly direction along County Road No. 534 to the Sumter-Clarendon-Calhoun County Lines, in an irregular route, to the point of beginning.

Precinct No. Twenty-Seven: (Formerly Privateer-Earle)

Beginning at a point at the intersection of S. C. Highway No. 120 (Pinewood Road) and Cane-Savannah Creek; thence in a southeastwardly direction in a meandering line along Cane-Savannah Creek and Pocotaligo River to the intersection of Pocotaligo River and the Sumter County Line; thence in a westernly and southerly direction along the Sumter County Line to the intersection of the Sumter County Line and County Highway No. 534; thence in a northerly

direction approximately two (2) miles along County Highway No. 534 to the intersection of an unnamed, unpaved road; thence in a westernly and northerly direction to the intersection of County Highway No. 509; thence in a northwesternly direction approximately one-half ($\frac{1}{2}$) mile along County Highway No. 77 to the intersection of an unnamed, unpaved road; thence in a northwestwardly direction along said road to the intersection of S. C. Highway No. 120 (Pine-wood Road); thence along S. C. Highway No. 120 in a northeastwardly direction to the point of beginning."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1967.

(R166, H1358)

No. 115

An Act To Amend Sections 21-2588 And 21-2590, Code Of Laws Of South Carolina, 1962, Relating To The Powers And Duties Of The Fairfield County Board Of Trustees, So As To Permit The Board To Appoint Study Committees And To Abolish Advisory Trustee Areas.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 21-2588 amended—additional powers.—Section 21-2588, Code of Laws of South Carolina, 1962, relating to the powers and duties of the Fairfield County Board of Trustees, is amended by adding the following item at the end thereof, so as to permit the board to appoint study committees:

"(21) To appoint special study committees."

SECTION 2. Section 21-2590 amended—advisory trustees.—Section 21-2590, Code of Laws of South Carolina, 1962, is amended by adding the following paragraph at the end thereof:

"The board of trustees is authorized to abolish advisory trustee areas." The section when amended shall read as follows:

"Section 21-2590. The board of trustees is authorized from time to time to set up and designate areas from which it shall appoint advisory trustees. In each of the areas so established there shall be appointed not less than three nor more than five of such advisory trustees. *Provided*, that in the area including the town of Winnsboro,

there shall be at least five of such trustees, two of whom shall be appointed upon the recommendation of the Mt. Zion Society, and the remaining three from the area at large. At least one of these advisory trustees shall be a resident of the Winnsboro Mill Village area.

In the event, however, that the board of trustees shall change any attendance area, it shall have the right to terminate the term of office of any advisory trustee who resides in the area consolidated or transferred to another area.

The local trustees of the high school attendance areas shall have the authority to recommend to the board suitable teachers, superintendent and other school personnel within the attendance areas.

The board of trustees is authorized to abolish advisory trustee areas."

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1967.

(R167, S45)

No. 116

An Act To Amend Section 21-295, Code Of Laws Of South Carolina, 1962, As Amended, Defining Certain Terms Used In Regard To State Aid For The Education Of Handicapped Children, So As To Define Hard Of Hearing Children And To Amend Section 21-295.3, Code Of Laws Of South Carolina, 1962, As Amended, Providing State Aid For The Education Of Handicapped Children, So As To Authorize Such Aid For Hard Of Hearing Children.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 21-295 amended—definitions.—Section 21-295, Code of Laws of South Carolina, 1962, as amended, is further amended by adding at the end thereof the following new item:

"(6) '*Hard of hearing children*' means children of sound mind of the age of four years and older who are certified by a licensed physician that they suffer from any disability making it impracticable or impossible for them to benefit from or participate in the normal classroom program of the public schools because of an impairment to their hearing facilities."

The section when amended shall read as follows:

"Section 21-295. (1) '*Physically handicapped children*' means children of sound mind and of legal school age who suffer from any disability making it impracticable or impossible for them to benefit from or participate in the normal classroom program of the public schools;

(2) '*Educable mentally handicapped children*' means children of legal school age who, because of retarded mental growth, are incapable of being educated profitably and effectively through ordinary classroom instruction, but who may be expected to benefit from special education facilities designed to make them economically useful and socially adjusted;

(3) '*Trainable mentally handicapped children*' means children of legal school age whose mental capacity is below that of those considered educable, yet who may profit by a special type of training to the extent that they may become more nearly self-sufficient and less burdensome to others;

(4) '*Special education program*' means education services carried on through special schools, special classes and special instruction;

(5) '*Emotionally handicapped children*' means children of legal school age with demonstrably adequate intellectual potential who, because of emotional, motivational or social disturbances are unable to benefit from or participate in the normal classroom of the public schools but who may be expected to benefit from special instruction and services suited to their needs.

(6) '*Hard of hearing children*' means children of sound mind of the age of four years and older who are certified by a licensed physician that they suffer from any disability making it impracticable or impossible for them to benefit from or participate in the normal classroom program of the public schools because of an impairment to their hearing facilities."

SECTION 2. Section 21-295.3 amended—State aid for special educational services.—Section 21-295.3, Code of Laws of South Carolina, 1962, as amended, is further amended by inserting after item (3.1) the following new item:

"(3.2) For special education for hard of hearing children, State aid shall be allowed for a teacher employed with a minimum enrollment of ten pupils and a minimum attendance of eight."

The section when amended shall read as follows:

"Section 21-295.3. The State Superintendent of Education shall reimburse school districts of the State for providing special educational services when in compliance with the provisions of this article and the rules and regulations of the State Board of Education, from the regular appropriations for teachers' salaries, in such manner as is provided by law. Such State aid shall be allowed as follows:

(1) For special education services for the physically handicapped or educable mentally handicapped, State aid shall be allowed for a teacher employed with a minimum enrollment of twelve pupils and a minimum attendance of ten.

(2) For special education services for the trainable mentally handicapped, State aid shall be allowed for a teacher employed with a minimum enrollment of ten pupils and a minimum attendance of eight.

(3) For special education for pupils with speech defects, State aid shall be allowed for a speech correctionist employed with a minimum of seventy-five pupils enrolled and a minimum attendance of at least eighty per cent, with this special aid being allowed notwithstanding the fact that such children may be counted for regular State aid in regular classes.

(3.1) For special education for emotionally handicapped children, State aid shall be allowed for a teacher employed with a minimum enrollment of ten pupils and a minimum attendance of eight.

(3.2) For special education for hard of hearing children, State aid shall be allowed for a teacher employed with a minimum enrollment of ten pupils and a minimum attendance of eight.

(4) The proportionate part of a teacher's salary will be allowed when such teacher has less than the required minimum enrollment and attendance.

(5) If in any district there are handicapped children not able even with the help of transportation to be assembled in a school, instruction may be provided in the child's home, or in hospitals or sanatoria. Children so instructed may be counted under the provisions of this article. The State Board of Education shall determine the number of hours of home instruction acceptable in lieu of regular school attendance."

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1967.

(R168, S207)

No. 117

An Act To Amend Section 28-664.1, Code Of Laws Of South Carolina, 1962, Relating To The Open Season For Using Certain Gill Nets In Game Zone No. 7, So As To Prohibit Such Netting Below The Forty-Mile Limit During February.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 28-664.1 amended—when gill nets may be used.—Section 28-664.1, Code of Laws of South Carolina, 1962, is amended by adding at the end thereof the following: "*Provided*, however, no such nets may be used in Game Zone No. 7 below the forty-mile limit during the month of February." The section when amended shall read as follows:

"Section 28-664.1. Notwithstanding the provisions of Section 28-661, but subject to the closed time limitations set forth in Section 28-608, gill nets of a size no smaller than four and one-half inch stretch mesh may be used in Game Zone No. 7 during the months of November, December, January and February. *Provided*, however, no such nets may be used in Game Zone No. 7 below the forty-mile limit during the month of February."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1967.

(R169, S214)

No. 118

An Act To Amend Act No. 57 Of The Acts And Joint Resolutions Of The General Assembly Of South Carolina, 1963, Creating The Georgetown County Development Commission, So As To Change The Name Of The Commission To The Georgetown County Planning And Development Commission And To Increase Its Duties.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act 57 of 1963 amended—Georgetown County Planning and Development Commission created.—Act No. 57 of 1963 is amended in Section 1 so as to change the name of the Georgetown County Development Commission to the

Georgetown County Planning and Development Commission by striking out the section and inserting in lieu thereof the following:

"Section 1. There is hereby created the Georgetown County Planning and Development Commission which shall be composed of fifteen members who shall be appointed by the Governor upon the recommendation of a majority of the members of the legislative delegation, including the Senator. The terms of the members shall be for four years, except of those first appointed five shall be for four years, five shall be for three years and five shall be for two years. The Commission shall meet as soon as practicable after appointment and its first order of business shall be to determine by lot the terms of office of those members first appointed. The Commission shall then proceed to organize itself by electing one of its members as chairman, one as treasurer, one as secretary and such other officers as the Commission may deem appropriate. The secretary shall as soon as practicable notify the Secretary of State of the length of the terms of the members first appointed. Any vacancy in the membership of the Commission by reason of death, resignation or otherwise shall be filled for the unexpired portion of the term in the same manner as provided for original appointment. The chairman of the County Board of Commissioners, the mayors of the incorporated municipalities of the county, any member of the State Development Board who is a resident of the county and any member of the State Ports Authority who is a resident of the county shall be members, ex officio, and shall be invited to attend and participate in all full meetings without holding office or voting."

SECTION 2. Section 2 of Act 57 of 1963 amended—powers and duties.—Act No. 57 of 1963 is further amended by adding to Section 2 the following additional paragraphs:

"In addition, the Commission shall be responsible for the preparation of a long-range comprehensive plan for the county to consider all aspects of future development including, but not limited to, streets and highways, recreation, open space and beautification, water and sewer facilities, airports, ports, schools, residential, commercial, and industrial facilities. To this end, the County Planning Act, Article 1, Section 14-351, Code of Laws of South Carolina, 1962, shall apply to Georgetown County and the Commission shall operate under the provisions of the act as they are set forth for 'County Planning Boards,' and subject to the following modifications: The Commission shall be known as the Georgetown County

Planning and Depelopment Commission and the membership shall be appointed and shall serve according to the procedures set forth in Section 1 of this act."

The section when amended shall read as follows:

"Section 2. The Commission is created for the purpose of promoting and encouraging the industrial and commercial development of the county. The Commission shall have full power to acquire by gift, purchase or trade such property, real or personal, considered necessary pursuant to the purposes of this act. It may hold, option, mortgage, lease or convey out right or hypothecate in any manner that it may deem expedient for consideration or by gift any property of which it may hold title. *Provided*, however, that the Commission shall not lease, convey title to or encumber or hypothecate any real or personal property except upon written consent of no less than eight members of the Commission and written approval of a majority of the legislative delegation, including the Senator. Any conveyance must be signed by the chairman and secretary of the Commission.

In addition, the Commission shall be responsible for the preparation of a long-range comprehensive plan for the county to consider all aspects of future development including, but not limited to, streets and highways, recreation, open space and beautification, water and sewer facilities, airports, ports, schools, residential, commercial, and industrial facilities. To this end, the County Planning Act, Article 1, Section 14-351, Code of Laws of South Carolina, 1962, shall apply to Georgetown County and the Commission shall operate under the provisions of the act as they are set forth for 'County Planning Boards', and subject to the following modifications: The Commission shall be known as the Georgetown County Planning and Development Commission and the membership shall be appointed and shall serve according to the procedures set forth in Section 1 of this act."

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1967.

(R171, H1243)

No. 119

An Act To Amend Section 28-5, Code Of Laws Of South Carolina, 1962, Relating To Game Zones, So As To Transfer Lancaster County From The Fifth Zone To The Fourth Zone.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Item (4) of Section 28-5 amended—Lancaster County included in fourth game zone.—Item (4) of Section 28-5 of the 1962 Code is amended by adding after "Fairfield," "Lancaster," so as to add Lancaster County to the fourth zone. The item when amended shall read as follows:

"(4) The fourth zone shall comprise the counties of Cherokee, Chester, Fairfield, Lancaster, Spartanburg, Union and York;".

SECTION 2. Item (5) of Section 28-5 amended—Lancaster County removed from fifth game zone.—Item (5) of Section 28-5 of the 1962 Code is amended by striking on line two ", Lancaster" so as to transfer Lancaster County from the fifth zone. The item when amended shall read as follows:

"(5) The fifth zone shall comprise the counties of Chesterfield, Darlington, Kershaw and Marlboro;".

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1967.

(R172, H1249)

No. 120

An Act To Provide For The Regulation Of Hunting For Turkey And Deer In Game Zone 5.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Regulations for hunting turkey and deer in Game Zone 5.—Hunting for turkey and deer in all Wildlife Resources Department game management areas in Game Zone 5 shall be subject to regulation as is provided for in Game Zone 4.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1967.

(R173, H1436)

No. 121

An Act To Create The Lexington County Commission For Higher Education And To Make Provision For Its Powers And Duties.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Lexington County Commission for Higher Education created.—There is hereby created the Lexington County Commission for Higher Education. This body, hereinafter called the commission, shall be composed of eleven members who shall be appointed by the Governor on the recommendation of a majority of the members of the House of Representatives from Lexington County and the Senators representing the district in which Lexington County is located. The commissioners shall be appointed for terms of four years each and shall serve until their successors shall have been appointed and qualify; *provided*, that five of the eleven commissioners initially appointed shall be appointed for terms of two years, with their successors to be appointed thereafter for full four-year terms.

The Superintendent of Education for Lexington County shall, by virtue of his office, be an ex officio member of the commission.

At their first meeting the commissioners shall elect a chairman, vice-chairman, secretary and treasurer from among their members and proceed to organize and adopt such rules and procedures as may seem desirable to carry out their duties.

To facilitate its work the commission is hereby authorized to appoint from Lexington County, and from such adjacent areas as deemed appropriate, an Educational Advisory Committee consisting of not less than ten nor more than fifteen members which shall meet and consult with the commission from time to time, as may be required. All members of the commission and of the Educational Advisory Committee shall serve without compensation or fees.

SECTION 2. Meetings.—The commission may meet at such times and in such places as to the majority of the members seems most desirable. Meetings may be called by the chairman of the commission or on the written request and signatures of three members.

SECTION 3. Duties.—The commission shall have as its purpose the encouragement of higher education in Lexington County and adjacent areas and, more specifically, the establishment in Lexington

County of facilities to offer standard freshman and sophomore college courses and such other courses as deemed desirable.

SECTION 4. Powers.—To carry out this purpose and objective, the commission, with the approval of a majority of its members, shall be empowered to enter into contracts, make binding agreements, negotiate with educators and educational institutions and, generally, to take such actions in its name as are necessary to secure for Lexington County and adjacent areas the educational facilities above described; *provided*, that the County of Lexington shall not be bound nor held liable for any acts of omission or commission of the commission, nor by any provision of any contract or agreement, expressed or implied, except upon the written approval and consent of a majority of the members of the House of Representatives from Lexington County and the Senators representing the district in which Lexington County is located.

The commission may solicit funds and accept donations from various sources which it may expend in carrying out its objective.

SECTION 5. Records and reports.—The commission shall keep accurate and detailed records of its meetings and actions and shall, as soon after June thirtieth of each year as is feasible, submit a written report to the Lexington County Legislative Delegation which shall include an accounting of all funds the commission may have received and disbursed in the twelve months preceding that date.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1967.

(R174, H1456)

No. 122

An Act To Amend Section 21-3157, Code Of Laws Of South Carolina, 1962, Relating To Budgets And Disbursements Of The Board Of Trustees Of Kershaw County, So As To Provide A Fixed School District Supplement To State Aid And Establish An Incentive Salary Schedule For Teachers.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 21-3157 amended—budgets—tax levies—supplements.—Section 21-3157, Code of Laws of South Carolina,

1962, relating to budget and disbursements by the Board of Trustees of Kershaw County, is amended on lines three and seven by striking "legislative delegation" and inserting "county council" and by adding at the end of the section the following, so as to provide a fixed school district supplement to State aid and establish an incentive salary schedule for teachers:

"In addition to the State supplement appropriated annually, teachers in the Kershaw School District shall receive an additional supplement equal to twenty-five per cent of the State supplement, which shall be paid out of the funds of the county. In addition to the county supplement prescribed herein, teachers in the Kershaw School District shall receive an additional salary supplement as an incentive for continued teaching service in the county, in accordance with the following schedule:

- Three years or more, fifty dollars;
- Six years or more, one hundred dollars;
- Eleven years or more, one hundred fifty dollars;
- Sixteen years or more, two hundred dollars;
- Twenty-one years or more, two hundred fifty dollars;
- Twenty-six years or more, three hundred dollars.

To qualify for participation in the incentive pay program, a teacher must hold a Class 2, Group 2 certificate with a minimum grade of 'B' on the National Teachers' Examination or a certificate from the area superintendent that the requirements of such certificate have been met." When so amended, the section shall read:

"Section 21-3157. The county board of trustees shall approve budgets for the schools of the county and shall annually recommend to the county council a tax levy to be applied uniformly to all property in the county and which, in the opinion of the board, is required to guarantee an adequate program of public school education to all children in the county. The levy so imposed by the county council shall be entered by the county auditor and collected by the county treasurer in the same manner as are other taxes on property. Proceeds of this levy shall be credited by the county treasurer to the county board of trustees, and the county treasurer shall pay out such funds only on special vouchers prepared for the purpose and carrying the signature of the chairman or vice-chairman and the county superintendent of education, each of whom shall be bonded in the amount of five thousand dollars.

In addition to the State supplement appropriated annually, teachers in the Kershaw School District shall receive an additional supplement equal to twenty-five per cent of the State supplement, which shall be paid out of the funds of the county. In addition to the county supplement prescribed herein, teachers in the Kershaw School District shall receive an additional salary supplement as an incentive for continued teaching service in the county, in accordance with the following schedule:

- Three years or more, fifty dollars;
- Six years or more, one hundred dollars;
- Eleven years or more, one hundred fifty dollars;
- Sixteen years or more, two hundred dollars;
- Twenty-one years or more, two hundred fifty dollars;
- Twenty-six years or more, three hundred dollars.

To qualify for participation in the incentive pay program, a teacher must hold a Class 2, Group 2 certificate with a minimum grade of 'B' on the National Teachers' Examination or a certificate from the area superintendent that the requirements of such certificate have been met."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1967.

(R175, H1458)

No. 123

An Act To Provide For Sentences The Mayor Of The Town Of City View May Impose.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Sentences by Mayor's Court of Town of City View.

—When any person is convicted or pleads guilty to any offense in the Mayor's Court of the Town of City View in Greenville County, the judge may sentence him to pay a fine not exceeding two hundred dollars or serve a term not exceeding thirty days in jail, with or without hard labor, in the alternative. The judge may suspend any sentence imposed by him upon such terms as in his discretion may seem fit and proper.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1967.

(R176, S224)

No. 124

An Act To Create A Board Of Tax Control And A Tax Review Board And To Establish The Office Of Tax Assessor For Aiken County; To Amend The Code Of Laws Of South Carolina, 1962, By Adding Sections 65-1614.2, 65-1614.3, 65-1862.1 And 14-400.644, So As To Provide For Certain Returns By The Tax Assessor And Taxpayers And To Devolve Certain Duties Upon The Tax Assessor; And To Amend Sections 65-1803, As Amended, 65-1805 And 65-1773.1, Of The 1962 Code, Relating To Boards Of Assessors And Auditors, So As To Eliminate Such Boards And Devolve Certain Duties To The Tax Assessor.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Aiken County Board of Tax Control created.—There is hereby created a Board of Tax Control, hereinafter called the "board," for Aiken County, to be composed of seven members from the county at large, to be appointed by the Governor upon the recommendation of a majority of the county legislative delegation, including the Senators. The terms of the members shall be for four years or until their successors are appointed and qualify. *Provided*, that the initial board shall consist of three members appointed for two-year terms, and four members appointed for four-year terms. Vacancies on the board by reason of death, resignation, removal or otherwise, shall be filled for the unexpired portion of the term in the same manner as the original appointment. The board shall elect a chairman and a secretary. Five members shall constitute a quorum. The members of the board shall be paid such compensation and for such expenses as may be authorized by the annual county appropriations act.

SECTION 2. Powers and duties.—The board shall have the same powers and duties as granted such boards under the general laws of the State. The board shall establish methods and policies, make and promulgate rules and regulations for the fair and equitable assess-

ment of all taxable property within Aiken County, shall review and approve or disapprove every appraisal made by the tax assessor and shall direct all residents of Aiken County, who are required by law, to make returns of real estate and improvements thereon as provided herein.

SECTION 3. Tax assessor to be appointed for Aiken County.

—There shall be a Tax Assessor for Aiken County. The term of office shall be for four years or until his successor is appointed and qualifies. The first tax assessor shall be appointed by a majority of the county legislative delegation, including the Senators. On conclusion of the term of the first tax assessor, his successor shall be appointed by the board with the concurrence of a majority of the county legislative delegation, including the Senators. The salary of the tax assessor and the expenses of operating the office of tax assessor shall be appropriated each year in the county appropriations act. The tax assessor shall select such personnel to assist him in his duties as shall be authorized by the board and by the annual county appropriations act.

SECTION 4. Powers and duties.—All powers, duties and services of the Boards of Tax Assessors, Boards of Township Assessors and Chairmen of Boards of Assessors, so far as they relate to the assessment and valuation of real property, shall be devolved upon the tax assessor; subject, however, to policies determined by the board.

The tax assessor shall be held responsible for the acts of his office, subject to the direction and guidance of the board, and shall:

- (a) Carefully consider the returns and lists laid before the tax assessor and, if necessary, compare them with the tax returns and lists of the current and previous years and maintain a continuous record of property transfers, tax maps, building permits and other records necessary and convenient;
- (b) Diligently seek for and discover all real property not previously returned by the owners or agents thereof or not listed for taxation by the county auditor, and list the same for taxation in the name of the owner or person to whom it is taxable;
- (c) Fairly and impartially assess the value of all real property and enter it upon the returns and lists furnished the county auditor;

(d) Make such changes, by way of increase or decrease, in the valuation of any taxable real property as returned by any person or as fixed by the county auditor as may, in the tax assessor's judgment, be necessary or proper to conform with the methods, policies, rules and regulations duly adopted and promulgated by proper authority;

(e) Determine assessments and reassessments of real property in such a manner that the ratio of assessed value to fair market value shall be uniform throughout the county;

(f) From time to time, reassess any or all taxable real property so as to reflect its proper valuation in the light of changed conditions;

(g) Insure that a reassessment and equalization of all real property in Aiken County be accomplished so as to be effective for the assessment of 1967 taxes and the equalization thereafter maintained; *provided*, however, that the overall 1967 real estate assessment for the county for tax purposes shall initially be at least equal to but not more than one per cent greater than the total 1966 county real estate assessment and such assessment shall be effective for the 1967 tax year; *provided*, further, that taxable property not on the tax books and property whose value may have changed by reason of renovation, new construction, destruction or type of use shall be taxed according to the new assessment and thereafter according to the current assessment, and shall not be included in determining the initial overall assessment for the county; *provided*, further, that the initial reassessment of real estate shall be based upon final appraisals delivered to the tax assessor by the H. L. Yoh Company in accordance with its contract with Aiken County, as adjusted for tax purposes and as modified by the tax assessor, pursuant to the direction of South Carolina Tax Commission, or as modified by other duly constituted authority as provided herein;

(h) Appear as necessary before any appellate board to give testimony and present evidence as to the justification of any appraisal;

(i) Have the right of appeal from any disapproval of or modification of any appraisal made by him;

(j) Make the returns of real estate required by Section 65-1614, Code of Laws of South Carolina, 1962;

(k) Perform such other duties relating to the office of tax assessor as may be required by the South Carolina Tax Commission, Comptroller General of South Carolina, the board, other duly constituted authority and the statutes of South Carolina.

SECTION 5. Permanent Tax Review Board for Aiken County created.—(a) There is hereby created a permanent Tax Review Board for Aiken County. The powers and duties of the Aiken County Board of Equalization are hereby devolved upon the board. The Tax Review Board shall consist of nine members from the county at large, to be appointed by the Governor upon the recommendation of a majority of the county legislative delegation, including the Senators. The board shall elect a chairman and a secretary. The terms of the members of the board shall be for six years or until their successors are appointed and qualify; *provided*, that the initial board shall consist of three members appointed for two-year terms, three members appointed for four-year terms and three members for six-year terms. Vacancies on the board occurring by reason of death, resignation, removal or otherwise, shall be filled for the unexpired portion of the term in the same manner as the original appointment. The board shall meet whenever necessary, but shall meet publicly at least once each month to act on appeals from the assessments of the tax assessor. The board members shall be paid such compensation and for such expenses as may be authorized by the annual county appropriations act. Five members shall constitute a quorum.

This section shall be effective as of January 1, 1968, and the terms of office of members shall commence on that date.

SECTION 6. Interim Tax Review Board for Aiken County created.—There is hereby created an interim Tax Review Board for Aiken County, which shall have the same powers and duties as the permanent Tax Review Board provided for herein, during the period from the effective date of this act through December 31, 1967, at which time it will cease to exist. The interim board shall consist of seven members from the county at large, to be appointed by the Governor upon the recommendation of a majority of the county legislative delegation, including the Senators. Five members shall constitute a quorum. The interim board shall be compensated in the same manner as the permanent board.

SECTION 7. Appeals.—Any property owner and taxpayer may appeal from the decision of the interim or permanent Aiken County

Tax Review Board to the South Carolina Tax Commission for such relief as may be available to him under the general law of South Carolina.

SECTION 8. Section 65-1614.2 added—tax assessor to make returns of real property in Aiken County.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-1614.2, so as to provide that the Aiken County Tax Assessor shall make returns of real property each year, which shall read as follows:

“Section 65-1614.2. In Aiken County, the tax assessor shall make the returns required in Section 65-1614 between the first day of January and the first day of March in each year.”

SECTION 9. Section 65-1614.3 added—only certain persons to return property in Aiken County.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-1614.3, so as to provide for returns of real estate by owners thereof in certain instances in Aiken County, which shall read as follows:

“Section 65-1614.3. Notwithstanding any provisions of this article, no owner of real estate situated in Aiken County shall be required to make any return of real estate and improvements thereon, except in the following instances:

(1) where such ownership was acquired by intestacy or by will; and

(2) where such ownership was acquired by deed which has not been recorded in the office of the Clerk of Court for Aiken County.

Returns shall be made to the Aiken County Tax Assessor on or before February first of the year following that in which the ownership of such real estate was acquired.”

SECTION 10. Section 65-1803 amended—exceptions for certain counties.—Section 65-1803, Code of Laws of South Carolina, 1962, as amended, relating to exemptions from Section 65-1802, is further amended so as to include certain Aiken County boards by striking “nor” on line six and inserting a comma, and by striking the period at the end of line seven and inserting: “, the Aiken County Board of Tax Control or the Aiken County Tax Review Board.” When so amended, the section shall read:

“Section 65-1803. Nothing contained in Section 65-1802 shall be construed as affecting the Richland County Board of Assessment Control, the Richland County Board of Assessment Appeals, the Florence

County Board of Assessment Control, the Florence County Board of Assessment Appeals, the Spartanburg County Board of Assessment Control, the Spartanburg County Board of Assessment Appeals, the Aiken County Board of Tax Control or the Aiken County Tax Review Board.”

SECTION 11. Section 65-1805 amended—duties of Aiken County Boards of Tax Assessors devolved upon tax assessor.—Section 65-1805, Code of Laws of South Carolina, 1962, relating to the Aiken County Boards of Assessors, is amended by striking it in its entirety and inserting in lieu thereof the following, so as to abolish such boards:

“Section 65-1805. In Aiken County, there shall be no Boards of Assessors and the duties of such boards are devolved upon the tax assessor. The present Boards of Assessors are hereby abolished.”

SECTION 12. Section 65-1862.1 added—Section 65-1862 not applicable to Aiken County.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-1862.1, so as to provide that Section 65-1861 is not applicable to Aiken County. The section shall read:

“Section 65-1862.1. The provisions of Section 65-1861 shall not apply to Aiken County and the powers and duties of the Board of Equalization provided for by that section are hereby devolved upon the interim and permanent Tax Review Boards for Aiken County. The present Board of Equalization is abolished.”

SECTION 13. Section 14-400.644 added—Aiken County—building permits.—The Code of Laws of South Carolina, 1962, is amended by adding Section 14-400.644, so as to provide that building permits shall be obtained from the tax assessor instead of the auditor, which shall read:

“Section 14-400.644. The building permits required by Section 14-400.641 and Act No. 1040 of the Acts of 1964 shall be obtained from the Tax Assessor of Aiken County instead of the Auditor of Aiken County, and the powers and duties of the auditor therein set forth are hereby devolved upon the tax assessor. The tax assessor shall furnish duplicate copies of building permits issued by him to the county auditor at reasonable intervals.”

SECTION 14. Section 65-1773.1 amended—Aiken County—certain duties of auditor devolved upon tax assessor.—Section 65-

1773.1, Code of Laws of South Carolina, 1962, relating to the auditor's duties in Aiken County is amended by striking the entire Section and inserting in lieu thereof the following, so as to give certain duties to the tax assessor:

"Section 65-1773.1. In Aiken County, the duties and powers of the county auditor relating to real property, as set forth in Sections 65-1758, 65-1761, 65-1762, 65-1763, 65-1764 and 65-1765, are devolved upon the tax assessor and the auditor is relieved of those responsibilities. For 1967 only, the list of real property required to be made by Section 65-1758 need not be made by the tax assessor. In 1967, as soon as practicable, the tax assessor shall deliver to the county auditor the 1967 real estate assessments as then determined and at reasonable intervals thereafter shall deliver to the county auditor such changes in assessments as may be made by duly constituted authority and such other corrections as may be necessary. The county auditor shall use the same as the basis for preparation of the real estate portion of the 1967 county duplicate."

SECTION 15. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of March, 1967.

(R177, S244)

No. 125

An Act To Provide For The Drawing Of Fifty Petit Jurors In Aiken County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Number of jurors for Aiken County.—Notwithstanding the provisions of Section 38-61, Code of Laws of South Carolina, 1962, as amended, in Aiken County the jury commissioners shall draw fifty petit jurors.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of March, 1967.

(R178, S258)

No. 126

An Act To Create Sulphur Springs Sewer District In Greenville County; To Define Its Area; To Establish A Governing Commission Therefor; To Prescribe The Functions And Powers Of The District And Its Commission; To Make Provision For The Borrowings By The District, Including The Issuance Of Not Exceeding Six Hundred Thousand Dollars Of General Obligation Bonds Of The District; To Prescribe The Terms And Conditions Under Which Moneys May Be Borrowed By The District And Make Provision For Their Payment.

Whereas, the General Assembly, after due investigation, has found that for the general health and welfare of the area in Greenville County described below it has become necessary and desirable to have this area served by a publicly operated sewer system; and

Whereas, the area contained in this district is all owned by one freeholder; and

Whereas, as a consequence of its findings, the General Assembly has determined to constitute the area as a special purpose district, to provide a governing body for the district, and to empower the governing body as hereinafter provided for. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Sulphur Springs Sewer District created—area.—

There is hereby created and established in Greenville County a district to be known as Sulphur Springs Sewer District which shall be a public corporation of perpetual succession and shall have the functions prescribed by this act and any subsequent act amendatory thereof. The district shall include and be comprised of that area of Greenville County more particularly described as follows :

All that piece, parcel or tract of land, situate, lying and being on the southern side of the right of way of Interstate Highway 85 in Butler Township, Greenville County, South Carolina, and shown on a plat entitled "Property of Fiber Industries, Inc.," made by Davis & Floyd, Engineers, dated October 10, 1963, and revised January 14, 1967 and February 10, 1967, and having according to such plat the following metes and bounds :

Beginning at an iron pin in the southern line of the right of way of Interstate Highway 85, at the northwestern corner of the premises herein described, and running thence with the southern line of the right of way of Interstate Highway 85 S.

54-52 W. 109.05 feet to a point; thence continuing with the southern line of the right of way of Interstate Highway 85 S. 54-43 W. 4739.37 feet to a point in the center line of Sulphur Springs Road; thence with the center line of such road S. 12-50 E. 325.63 feet, S. 17-00 E. 83.57 feet, S. 23-28 E. 88.33 feet, S. 30-55 E. 93.81 feet, S. 39-29 E. 121.28 feet, S. 44-47 E. 137.50 feet, S. 54-02 E. 110.19 feet, S. 71-26 E. 89.43 feet, S. 87-55 E. 563.45 feet; thence with the line of property now or formerly of the I. H. Forrester Estate N. 12-40 E. 187.88 feet to an iron pin, N. 23-42 E. 165.00 feet to an iron pin, N. 52-45 E. 176.86 feet to an iron pin, N. 66-28 E. 143.62 feet to an iron pin, N. 72-17 E. 157.75 feet to a point; thence S. 16-42 E. 88.11 feet to a point; thence S. 10-34 E. 91.50 feet to a point; thence S. 10-33 E. 28.20 feet to the corner of Pineforest Subdivision; thence with the line of Pineforest Subdivision S. 63-12 E. 1133.00 feet to an iron pin; thence continuing with the line of Pineforest Subdivision N. 63-27 E. 1514.25 feet to an iron pin; thence still with the line of Pineforest Subdivision N. 63-28 E. 1456.03 feet to a point, corner of property of Boyce Miller, Jr., et al.; thence with the line of such property N. 11-42 E. 1275.31 feet to an iron pin; thence continuing with the line of the Miller et al. property N. 36-29 E. 496.85 feet to a point; thence N. 76-00 W. 75.15 feet to a point; thence N. 73-05 W. 174.40 feet to a point; thence N. 64-23 W. 119.30 feet to a point; thence N. 50-11 W. 120.20 feet to a point; thence N. 44-23 W. 1000.50 feet to a point on the southwestern side of the right of way of South Carolina Highway 146; thence with the southwestern side of such right of way N. 52-20 W. 166.36 feet to an iron pin in the southern line of the right of way for the service road for Interstate Highway 85; thence with the southern side of the right of way and with the southern side of the right of way for another road S. 89-44 W. 69.55 feet, S. 41-16 W. 158.49 feet, S. 68-29 W. 145.42 feet, S. 42-50 W. 110.45 feet, S. 40-43 W. 308.72 feet to an iron pin; thence N. 31-25 W. 68.05 feet to an iron pin; thence N. 40-27 E. 274.9 feet to an iron pin on the southern line of the right of way of Frontage Road appurtenant to U. S. Highway 85; thence along the right of way line N. 13-59 W. 57.5 feet to an iron pin; thence continuing along the right of way line N. 79-06 W. 112.10 feet to an iron pin; thence continuing further along the right of way line S. 84-11 W. 96.40 feet to the point of beginning.

SECTION 2. To be managed by a commission.—The district shall be operated, managed and governed by a commission, to be known as Sulphur Springs Sewer District Commission. The commission shall consist of three members who shall be residents of Greenville County. The term of each commissioner elected shall be for a period of six years and until his successor is elected and qualifies except of the members first elected one shall serve for a term of two years, one shall serve for a term of four years and one shall serve for a term of six years. Vacancies shall be filled by the commission or a majority thereof submitting nominations to the Greenville County Legislative Delegation for its approval. Upon the approval of the majority of the legislative delegation, the secretary shall certify its approval to the Governor who shall commission the nominee for the term provided. All members of the commission shall serve without compensation. The commissioners for the first term are as follows:

Bruce R. Keene for two years;
Eugene E. Oliver for four years;
Garner Morgan for six years.

SECTION 3. Powers and duties.—There is committed to the district the functions of constructing, operating, maintaining, improving and extending a sewer system. To that end the commission shall be empowered, as provided below, to:

1. Have perpetual succession.
2. Sue and be sued.
3. Adopt, use and alter a corporate seal.
4. Make bylaws for the management and regulations of its affairs and define a quorum for its meetings.
5. Deposit moneys derived from revenue-producing facilities and withdraw them for the purpose of operating and maintaining such facilities.
6. Acquire, purchase, hold, use, lease, mortgage, sell, transfer and dispose of any property, real, personal or mixed, or any interest therein.
7. Build, construct, operate and maintain a system for the collection and disposal of sewage, including but not limited to the construction of a sewage disposal plant, sewer mains and sewer lines, and from time to time enlarge and extend the system.
8. Receive by way of purchase, gift, conveyance or otherwise any existing sewage treatment system now owned by Greenville County.

9. Place into effect and revise, whenever it so wishes or may be required, a schedule of rates and charges for the use made of its sewage disposal system.

10. Make use of county and State highway rights of way in which to lay pipes and lines in such manner and under such conditions as the appropriate officials in charge of such rights of way shall approve.

11. Appoint officers, agents, employees and servants, prescribe the duties of such, fix their compensation, and determine if and to what extent they shall be bonded for the faithful performance of their duties.

12. Make contracts for construction, engineering and other services, with or without competitive bidding.

13. Issue, under the conditions prescribed by paragraph 14 of this section, general obligation bonds of the district in the amount of not exceeding six hundred thousand dollars.

14. Issue, on behalf of the district, not exceeding six hundred thousand dollars of general obligation bonds of the district, whose proceeds shall be used to defray the costs of constructing and establishing a sewer system in the district. For the purpose of this section, the term "construct and establish" shall embrace the cost of direct construction, the cost of all land, property, rights, easements and franchises acquired, which are deemed necessary for such sewer system, the cost of all machinery and equipment needed therefor, payments to contractors, laborers or others for work done or material furnished, financing charges, interest prior to and during construction and for six months after completion of construction, cost of engineering services, legal services, legal expenses, plans, specifications, surveys, administrative expenses and such other expenses as may be necessary or incident to the construction of the sewer system and the placing of it in operation.

All or any general obligation bonds issued pursuant to this paragraph may be additionally secured by a pledge of the net revenues to be derived from the operation of any revenue-producing facility operated and maintained by the district. The words "net revenues" as used in this paragraph shall mean that sum remaining from the aggregate of all moneys realized by the district from rates and charges imposed and collected after paying the cost of operation and maintenance of the facility, whose revenues shall be pledged. If, pursuant to this paragraph, general obligation bonds are issued:

(a) They shall be issued as a single issue, or, from time to time, as several separate issues. They shall bear such date as the commission

shall determine and the bonds of any issue shall mature in such equal or unequal annual installments as may be determined by the commission. They shall be made payable at such place as the commission shall prescribe and shall bear interest at such rate, payable in such manner as the commission may determine. The bonds may be registered with the privilege to the holder of having them registered as to principal on the books of the Treasurer of Greenville County and the principal thus made payable to the registered holder, unless the last registered transfer shall have been to bearer, upon such conditions as the commission may prescribe. Any bond issued pursuant to this paragraph may be made subject to redemption prior to its stated maturity on such terms and conditions, and with such redemption premium, as the commission shall prescribe.

(b) They shall be sold at not less than par and accrued interest to the date of their respective deliveries at public sale and, at least ten days prior to any sale, notice announcing the intention to receive bids for the sale of such bonds shall be published in a newspaper of general circulation in the State of South Carolina. In offering the bonds for sale, the commission shall reserve the right to reject any and all bids and if all bids shall be rejected the commission may negotiate privately for the disposition of such bonds.

(c) Such bonds and all interest to become due thereon shall have the tax exempt status prescribed by Section 65-4.1 of the 1962 Code.

(d) Such bonds shall be executed in the name of Sulphur Springs Sewer District by the chairman of the Sulphur Springs Sewer District Commission and by the Treasurer of Greenville County under the seal of the district. The coupons attached to such bonds may be authenticated by the facsimile signatures of the chairman and the Treasurer of Greenville County who are in office on the date of such bonds. The delivery of any bonds so executed and authenticated shall be valid, notwithstanding any changes in officers occurring after such execution or authentication.

(e) There shall be irrevocably pledged for the payment of the bonds and interest, as they mature, the full faith, credit and resources of the district and the Auditor and Treasurer of Greenville County, respectively, are hereby authorized and directed to levy and collect annually a tax upon all taxable property within the district sufficient to pay the bonds and interest as they respectively mature, and to create such sinking fund as may be necessary for the redemption of the bonds and interest at their respective maturities. The bonds may be additionally secured by a pledge of the net revenues which the

district may derive from the operation of any revenue-producing facility. In such event, such net revenues as shall be available shall be delivered to the Treasurer of Greenville County prior to the occasion when the auditor fixes the annual levy. The annual ad valorem tax herein directed to be levied may be reduced in each year by the amount of net revenues as aforesaid actually in the hands of the Treasurer of Greenville County at the time the tax for such year is required to be levied, and the tax may be entirely suspended for any year in case such moneys on hand, applicable as aforesaid, are sufficient to pay both principal and interest then due or falling due in such year and remaining unpaid.

(f) The pledge of net revenues authorized by subparagraph (e) of this paragraph need not, in the discretion of the commission, be exclusive and the commission may reserve the right to issue further bonds, payable in whole or in part, from such net revenues, on a parity with the bonds authorized by this paragraph, under such conditions as the commission may prescribe.

(g) The proceeds derived from the sale of such bonds shall be deposited with the Treasurer of Greenville County in a separate and special fund and shall be expended upon the warrants or orders of the commission for the purposes specified herein, and no others except that any premium received shall be deposited with the Treasurer of Greenville County and by him applied to the first installment of principal becoming due on the bonds, and any accrued interest received shall be applied by the Treasurer of Greenville County to the first installment of interest becoming due on the bonds. Neither the purchasers of the bonds, nor any subsequent holders thereof, shall be responsible for the proper application of the proceeds of sale.

15. Do all other acts and things necessary or convenient to carry out any function or power committed or granted to the district.

16. Raise funds for discharging the duties vested in it by levying a tax therefor. The commission shall notify the auditor and treasurer of any desired tax, whereupon they shall assess and collect the tax as requested and the treasurer shall hold the funds and disburse them as directed by the commission. All such taxes shall constitute a lien upon the property against which they are levied, on a parity with the lien of county taxes, and the provisions of law relating to penalties for the nonpayment or tardy payment of county taxes, and the provisions relating to sale of property for delinquent county taxes shall apply to taxes levied pursuant to this act.

SECTION 4. Disposition of revenues.—All revenues derived by the commission from the operation of any revenue-producing facility, which may not be required to discharge covenants made by it in issuing bonds, notes or other obligations authorized by this act, shall be disposed of by the commission from time to time for purposes germane to the functions of the district.

SECTION 5. Rates not to be regulated.—The rates charged for services furnished by any revenue-producing facility of the district, as constructed, improved, enlarged or extended, shall not be subject to supervision or regulation of any State bureau, board, commission or other like instrumentality or agency thereof.

SECTION 6. Exempt from taxes.—The property of and income of the district shall be exempt from all taxes levied by the State, county or any municipality, division, subdivision or agency thereof, direct or indirect.

SECTION 7. Obligations not to be impaired.—So long as the district shall be indebted to any person on any bonds, notes or other obligations issued pursuant to the authority of this act, the provisions of this act and the powers granted to the district and the commission shall not be in any way diminished or restricted, and this provision of this act shall be deemed a part of the contract between the district and the holders of such obligations.

SECTION 8. Unlawful acts—penalties.—It shall be unlawful for any person to wilfully injure or destroy or in any manner hurt, damage, tamper with, or impair any facility of the district, or any part of such facility, or any apparatus or equipment incident thereto or used or useful in the operation of such facility, or to obtain water from its water distribution system, except in accordance with the regulations promulgated by the commission. Any person so offending shall be deemed guilty of a misdemeanor and upon conviction shall be fined not less than ten dollars nor more than one hundred dollars, or shall be imprisoned for not more than thirty days, at the discretion of the court, and shall be further liable to pay all damages suffered by the district.

SECTION 9. Eminent domain.—The power of eminent domain conferred hereunder shall not extend to such property of any public utility as the utility could have acquired under its power of eminent domain.

SECTION 10. Saving clause.—If an part of this act shall be held unconstitutional, such unconstitutionality shall not affect the remainder of this act.

SECTION 11. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of March, 1967.

(R179, S259)

No. 127

An Act To Amend Act No. 1054 Of The Acts And Joint Resolutions Of The General Assembly Of 1966, Relating To The Advisory Board Of Education For The Monetta-Ridge Spring Attendance Area And The Aiken County Board Of Education, So As To Change The Time Of Meeting To The Second Tuesday In February.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 8 of Act 1054 of 1966 amended—meetings—officers—minutes—compensation.—Section 8 of Act No. 1054 of 1966 is amended by striking the word “April” on line two, and inserting in lieu thereof the word “February”. The section when amended shall read as follows:

“Section 8. The county board of education shall meet annually on the second Tuesday in February and elect one of its members as chairman and another as vice chairman. The county superintendent of education shall be ex officio secretary to the board. The board shall hold a regular meeting at least monthly thereafter and special meetings as necessary. All regular meetings shall be open to the public. Minutes of all meetings shall be kept by the secretary and filed by him in permanent record. The members of the board shall receive per diem and mileage as provided by law for boards, commissions and committees.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of March, 1967.

(R180, S267)

No. 128

An Act To Provide For The Nomination Of Members To Be Elected To The Board Of Public Works For The City Of Gaffney.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Nominations for election to Board of Public Works for City of Gaffney.—Notwithstanding any other provisions of law, nominations for election to the Board of Public Works of the City of Gaffney may be made by filing a petition signed by one hundred or more of the qualified electors of the City of Gaffney. Any person who properly files such a petition shall be entitled to have his name printed on the ballot for the General Election, regular or special.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of March, 1967.

(R181, S272)

No. 129

An Act To Increase The Number Of Petit Jurors That May Be Drawn In Lee County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Number of jurors for Lee County.—Notwithstanding the provisions of Section 38-61.1, Code of Laws of South Carolina, 1962, in Lee County the jury commissioners may draw forty-five petit jurors.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of March, 1967.

(R182, H1191)

No. 130

An Act To Amend Section 61-257, Code Of Laws Of South Carolina, 1962, Relating To The Temporary Recall Of Retired Justices Or Judges To Temporary Duty, So As To Provide For

The Compensation Of Retired Justices And Judges Performing Full Judicial Duties For Three Or More Consecutive Months.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 61-257 amended—service of retired justices or judges—compensation.—Section 61-257, Code of Laws of South Carolina, 1962, is amended to provide compensation for retired justices or judges recalled to temporary active duty by changing the period at the end of the section to a semicolon and adding the following :

“Provided, however, that if any retired justice or judge, pursuant to the call of the Chief Justice, shall have performed for a period of three or more consecutive months full judicial duties as acting associate justice or special circuit judge, his retirement pay for each full month during such period shall be increased by an amount equal to the difference between retirement pay and active pay, and upon certification by the Chief Justice setting forth the number of full months of such service the State Treasurer shall make payment accordingly.” The section when amended shall read as follows :

“Section 61-257. Any retired justice or judge may be called upon and appointed by the Chief Justice of the Supreme Court to perform such judicial duties in the Supreme Court and circuit court as such retired justice or judge may be willing and able to undertake. Any retired justice or judge so serving as acting associate justice or special circuit judge shall serve without pay except for his actual expenses while serving. *Provided, however, that if any retired justice or judge, pursuant to the call of the Chief Justice, shall have performed for a period of three or more consecutive months full judicial duties as acting associate justice or special circuit judge, his retirement pay for each full month during such period shall be increased by an amount equal to the difference between retirement pay and active pay, and upon certification by the Chief Justice setting forth the number of full months of such service the State Treasurer shall make payment accordingly.”*

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor and when so approved shall be retroactive to January 1, 1966.

Approved the 28th day of March, 1967.

(R183, H1310)

No. 131

An Act To Provide A System Of Regular School Attendance For Children Between The Ages Of Seven And Sixteen Years.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Certain children required to attend school.—All parents or guardians shall cause their children or wards who are in the age group of seven to sixteen years, inclusive, to regularly attend a public or private school of this State which has been approved by the State Board of Education or a member school of the South Carolina Independent Schools' Association or some similar organization, or a parochial or denominational school, or other programs which have been approved by the State Board of Education.

SECTION 2. Penalties.—Any parent or guardian who neglects to enroll his child or ward or refuses to make such child or ward attend school shall, upon conviction, be fined not more than fifty dollars or be imprisoned not more than thirty days; each day's absence shall constitute a separate offense; *provided*, the court may in its discretion suspend the sentence of anyone convicted of the provisions of this act.

SECTION 3. Exemptions.—The provisions of this act shall not apply to:

(a) Any child who has been graduated from high school or has received the equivalent of a high school education from a school approved by the State Board of Education, or member school of South Carolina Independent Schools' Association, or a private school in existence at the time of the passage of this act;

(b) Any child who obtains a certificate from a psychologist certified by the State Department of Education or from a licensed physician stating that he is unable to attend school because of a physical or mental disability; *provided*, there are no suitable special classes available for such child in the school district where he resides;

(c) Any child who has completed the eighth grade and who is determined by the court to be legally and gainfully employed whose employment is further determined by such court to be necessary for the maintenance of his home;

(d) Any child who, at the time this act becomes law, is ten years of age or older and has been out of school for three years or more,

provided there are no special classes in the school district for the child to attend;

(e) Any child who is married or has been married, any unmarried child who is pregnant or any child who has had a child outside of wedlock.

SECTION 4. Instruction at place other than school.—Instruction during the school term at a place other than a school may be substituted for school attendance; *provided*, such instruction is approved by the State Board of Education as substantially equivalent to instruction given to children of like ages in the public or private schools where such children reside.

SECTION 5. School trustees to report non-attendance to court.—If the board of trustees of a school district or its designee is unable to obtain the school attendance of a child in the age groups specified in Section 1 of this act, the board or its designee shall report such non-attendance in writing to the juvenile court or such other court in the county as may have jurisdiction of juveniles but exclusive of magistrate's courts notwithstanding the provisions of Section 43-68, Code of Laws of South Carolina, 1962; *provided*, that no one except the Board of Trustees or its designee shall have the authority to institute the proceedings herein.

SECTION 6. Action by court.—(a) Upon receipt of such report, the court may forthwith order the appearance before such court of the responsible parent or guardian and if it deems necessary, the minor involved, for such action as the court may deem necessary to carry out the provisions of this act.

(b) The Court may, after hearing upon ten days notice, order such parent or guardian to require such child to attend school and upon failure of such parent to comply with such order may punish such parent or guardian as by contempt, *provided*, that punishment for such contempt can not exceed fifty dollars or 30 days imprisonment for each offense.

The procedure herein provided shall be alternative to the penalties provided in Section 2.

SECTION 7. Further.—If the court determines that the reported absence occurred without the knowledge, consent or connivance of the responsible parent or guardian or that a bona fide attempt has been made to control and keep the child in school, the court may declare

such child to be a delinquent and subject to the provisions of law in such cases.

SECTION 8. Not applicable to children expelled or suspended.

—Nothing herein shall be construed as granting authority to require enrollment or attendance of a child who has been or may be expelled or suspended by the board of trustees of the district or any other person acting with authority from the board of trustees.

SECTION 9. Findings of General Assembly.—The General Assembly finds: (1) that it is to the best interest of the State of South Carolina and to its citizens that a form of compulsory school attendance be required in this State; (2) that an application of such a law will affect the several school districts in different degrees in its initial applications; (3) that problems of facilities, teacher load, student transportation and meal provisions are among the problems that will confront the respective school districts in varying degrees and (4) that it is, therefore, essential to the orderly transition to compulsory school attendance to authorize the local school boards to establish different effective dates for the implementation of compulsory school provisions. The provisions of this act shall be implemented in each school district on such date, but not later than July 1, 1974, as shall be determined by the school board of trustees of the district, taking into account the district's financial and physical plant problems. *Provided*, that if a school board shall determine it necessary to establish an effective date different from the date upon which this Act takes effect, then it shall notify the State Board of Education within 30 days of the date of implementation for its district.

SECTION 10. Rules and regulations.—The State Board of Education shall establish rules and regulations defining lawful and unlawful absences beyond those specifically named in this act and such additional regulations as are necessary for the orderly enrollment of pupils so as to provide for uniform dates of entrance.

SECTION 11. Saving Clause.—If any provision of this act shall be declared to be unconstitutional, such declaration shall not invalidate the remaining provisions of this act.

SECTION 12. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of March, 1967.

(R184, S168)

No. 132

An Act To Amend Section 37-149.2, Code Of Laws Of South Carolina, 1962, Relating To Investments In Certain Associations By Insurance Companies Doing Business In This State, So As To Provide That Such Investments May Be Made In Such Associations In Another State.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 37-149.2 amended—insurance companies may invest in saving and loan associations.—Section 37-149.2, Code of Laws of South Carolina, 1962, is amended on line five by inserting “savings or” between the words “any” and “building” and on line six by inserting “or any other” between the words “this” and “State”. The section when amended shall read as follows:

“Section 37-149.2. It shall be lawful for any insurance company operating or doing business in the State to invest its funds or the moneys in its custody or possession eligible for investment in the shares of any Federal savings and loan association or in the shares of any savings or building and loan association organized and existing under the laws of this or any other State, when such shares are insured by the Federal Savings and Loan Insurance Corporation and also in bonds or debentures issued by any Federal home loan bank or in the consolidated bonds or debentures issued by the Federal Home Loan Bank Board.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of March, 1967.

(R185, S170)

No. 133

An Act To Create The State Department Of Parks, Recreation And Tourism; To Provide For A Governing Body And Its Duties.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Department of Parks, Recreation and Tourism created.—There is hereby created the Department of Parks, Recreation and Tourism which shall be a body corporate with the

powers and duties herein set forth and such additional duties and powers as may be conferred from time to time by legislative enactment. The department shall be governed by a commission which shall be known as the State Parks, Recreation and Tourism Commission and shall consist of eleven members with one as a resident of each of the six Congressional Districts and one as a resident of the State at large who shall be chairman. The Director of the State Development Board, the Director of the South Carolina Department of Archives and History, the State Forester, and the Director of the Division of Game of the South Carolina Wildlife Resources Department shall be members, ex officio. They shall be appointed by the Governor, by and with the advice and consent of the Senate, for terms of four years except that of those first appointed three shall serve for four years, two shall serve for three years and two shall serve for two years. The length of the terms of those first appointed shall be determined by lot at the first meeting, after which the chairman shall as soon as practicable notify the Secretary of State of the name of each member and the length of the term he is to serve. Each commissioner shall serve until his successor is appointed and qualifies and in case of a vacancy before the expiration of the term for which appointed his successor shall be appointed for the unexpired portion of the term. A majority of the commissioners shall constitute a quorum.

SECTION 2. Employ director and personnel.—The commissioners shall employ a director and such other employees as may be necessary to operate the department commensurate with funds available and the director and employees shall serve at the pleasure of the commission. The director shall be selected with special reference to his executive ability and experience. The director shall devote his full time to the duties of his office and shall be responsible to the commission for the execution of the duties of his office.

SECTION 3. To be composed of two divisions.—The Department shall be composed of the Division of Travel and Tourism which shall advertise, promote and encourage travel and tourist industry for the State and the Division of Parks and Recreation which shall develop and promote State parks and provide recreational programs in such areas. Each division shall be headed by an administrator who shall be knowledgeable, either by training or experience, in the requirements of the division he is to direct.

SECTION 4. Admission may be charged.—The commission may make a reasonable charge for admission to park and recreational facilities, which funds will be used for park and recreational operations.

SECTION 5. Employment of personnel for information centers.—Notwithstanding any other provision of law to the contrary, information centers shall be staffed by persons hired and paid by the Department of Parks, Recreation and Tourism.

SECTION 6. Powers and duties.—The commission shall have the power to contract, be contracted with, to use a common seal and make and adopt rules and regulations which when duly promulgated shall have the full force of law. *Provided* that no rule or regulation shall be promulgated affecting hunting and fishing. The commission shall have the authority to accept gifts and to acquire by gift, purchase or otherwise real estate and other property, but no real estate shall be purchased or disposed of by the commission except on approval of the State Budget and Control Board. The commission shall keep accurate records showing in full the receipts and disbursements and the records shall be open at any reasonable time to inspection by the public. The commission shall submit annually to the General Assembly and the Budget and Control Board such reports as the board may require.

The commission shall have the following duties and responsibilities in addition to such other functions as may, from time to time, be assigned by legislative action or by the State Budget and Control Board:

(a) To promote, publicize and advertise the State's tourist attractions;

(b) To promote the general health and welfare of the people of the State by developing and expanding new and existing recreational areas, including the existing State Park System;

(c) To develop a coordinated plan utilizing to best advantage the natural facilities and resources of the State as a tourist attraction, recognizing that the State has within its boundaries mountainous areas and coastal plains, each of unsurpassed beauty, which with the easy accessibility now existing and being provided, has the potential of attracting many visitors in all seasons to take advantage of the natural scenery, the outdoor sports, including hunting, fishing and swimming, together with other recreational activities such as golfing, boating and sightseeing;

(d) The commission's plan shall also include the preservation and perpetuation of our State's rich historical heritage by acquiring and owning, recognizing, marking and publicizing areas, sites, buildings and other landmarks and items of national and statewide historical interest and significance to the history of our State.

No area, site, building, or other landmark shall be acquired for its historical significance without the approval of the Commission of Archives and History.

(e) The commission shall use all available services of the several agencies in the management of timber and game and such agencies when requested by the commission shall render such cooperation and assistance as may be necessary; *provided*, that the State Forestry Commission shall continue the forestry program authorized under the provisions of Act No. 382 of 1965.

(f) Lease or convey portions of lands under its jurisdiction to municipalities and other political subdivisions charged with the responsibility of providing parks and recreation facilities; *provided*, that all such leases shall contain a clause to the effect that if such property ceases to be used as a recreation or park facility the lease shall be void and in the event of a conveyance the deed shall contain a clause providing that if such property ceases to be used as a recreation or park facility the title to such property shall revert to the Commission. All plans for the development of such lands shall be subject to the approval of the commission and it shall retain the right to inspect such lands at such times as it deems necessary to determine if such lands are being used for parks and recreation.

The commission shall study and ascertain the State's present park, parkway and outdoor recreational resources and facilities, the need for such resources and facilities, and the extent to which these needs are now being met. A survey shall be included to determine the land suitable and desirable to be acquired as a part of the state park and outdoor recreational system, due consideration being given to the scenic, recreational, archaeological, and other special features attractive to out-of-state visitors and to the people of the State. The results of this survey and study should be reported to the Governor and the General Assembly at the earliest practicable time.

All powers and duties heretofore performed by the State Forestry Commission in its Division of Parks, the South Carolina Wildlife Resources Commission in its Division of Outdoor Recreation and the

State Development Board in its Travel and Information Division, and such other areas of responsibility that may be assigned by the State Budget and Control Board, shall devolve upon and be performed by the Department of Parks, Recreation and Tourism. The duties of these departments of the State Government herein transferred to the Department of Parks, Recreation and Tourism shall be considered as included in, but not limited to, the duties of the newly created department.

SECTION 7. Transfer of funds to commission.—All funds allocated to the various State Departments for parks, tourism or recreation shall be transferred by the State Budget and Control Board to the State Parks, Recreation and Tourism Commission.

SECTION 8. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of March, 1967.

(R188, H1199)

No. 134

An Act To Amend Section 65-2014.1, Code Of Laws Of South Carolina, 1962, Relating To The Investment Of Funds By Treasurers Of Certain Counties, So As To Increase The Amount That May Be Deposited In Any Building And Loan Association And Permit Additional Counties To Make Such Investments.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-2014.1 amended—investment of funds by certain counties.—Section 65-2014.1, Code of Laws of South Carolina, 1962, is amended on line eight by striking the word “ten” and inserting “fifteen” and by adding at the end thereof the following :

“The provisions of this section shall also apply to any county containing a city with a population between forty-one thousand and forty-two thousand, according to the latest official United States census.”

The section when amended shall read as follows :

“Section 65-2014.1. Whenever there is in the hands of the treasurer of any county containing a city having a population in excess of eighty-six thousand, according to the latest official United States

census, any sum of money not necessary for current expenses, the treasurer shall deposit the fund or sum of money in some chartered bank, invest it in short term United States Government obligations, or deposit it in various building and loan associations, at such rate of interest as may be secured for the best interest of the county; *provided*, that no more than fifteen thousand dollars shall be deposited in any one building and loan association and no amount shall be deposited in any building and loan association which is not insured by Federal Deposit Insurance Corporation. The interest, when collected, shall be added to the general fund of the county.

The provisions of this section shall also apply to any county containing a city with a population between forty-one thousand and forty-two thousand, according to the latest official United States census."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of March, 1967.

(R189, H1339)

No. 135

An Act To Provide That The Town Of Norris In Pickens County May Levy An Annual Tax Not Exceeding Thirty Mills.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Town of Norris may levy annual tax.—Notwithstanding the provisions of Section 47-241, Code of Laws of South Carolina, 1962, the Town Council of the Town of Norris in Pickens County may levy an annual tax of not exceeding thirty mills upon all taxable property within the corporate limits of the town for the general operation of the town.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of March, 1967.

(R190, H1430)

No. 136

An Act To Amend Sections 14-1555, 15-1706, 43-721, 65-1747, 65-1952 And 65-2322, Code Of Laws Of South Carolina, 1962, And To Amend The Code Of Laws Of South Carolina, 1962, By Adding Sections 21-61.1 And 53-78, All Relating To Surety Bonds For County Officers, So As To Increase The Bonds For Officers Of Colleton County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-1555 amended—supervisor to be bonded.—Section 14-1555, Code of Laws of South Carolina, 1962, relating to the bond for the county supervisor in Colleton County, is amended so as to increase such bond by striking “ten” on line four and inserting in lieu thereof “twenty-five” so that, when so amended, the section shall read :

“Section 14-1555. The county supervisor shall, before entering upon the duties of his office, give bond, with good and sufficient surety or sureties, for the faithful performance of his duties, in the sum of twenty-five thousand dollars. The bond shall be approved by the clerk of court of the county as to sufficiency.”

SECTION 2. Section 15-1706 amended—bonds of clerks of court for certain counties.—Section 15-1706, Code of Laws of South Carolina, 1962, relating to bonds for clerks of court in certain counties, is amended so as to increase the bond in Colleton County by striking “and” after the semicolon on line seven and by changing the period at the end of the section to a semicolon and adding : “and for Colleton County, twenty-five thousand dollars.” When so amended, the section shall read :

“Section 15-1706. Notwithstanding the provisions of Section 15-1705 the bonds of the clerks in the following named counties shall be in the penal sums following : For Lexington County, twenty-five thousand dollars ; for Charleston County, twenty thousand dollars ; for Horry and Oconee Counties, six thousand dollars, for Greenwood County, seven thousand dollars ; for Edgefield, Calhoun, McCormick and Saluda Counties, five thousand dollars ; for Dorchester County, two thousand dollars ; and for Colleton County, twenty-five thousand dollars.”

SECTION 3. Section 43-721 amended—Colleton County magistrates.—Section 43-721, Code of Laws of South Carolina, 1962, re-

lating to magistrates in Colleton County, is amended so as to provide bonds for magistrates by adding the following paragraph at the end thereof:

"The bond for magistrates of the Walterboro district shall be three thousand dollars, and for other magistrates, two thousand dollars." When so amended, the section shall read:

"Section 43-721. There shall be appointed by the Governor, as provided by law, nine magistrates for Colleton County to be selected as follows: One from Broxton township, one from Warren township, one from Bells township, one from the former magisterial district known as Red Bank district, one from Sheridan and Glover townships, one from Fraser township, one from Blake and Lowndes townships, one from Heyward township and one from Walterboro. The magistrates appointed hereunder shall reside in the territories named from which they are so appointed, except that when a person conducts his business in territory different from that in which he resides and spends the bulk of his working time in such district, then such person shall be eligible as magistrate for the district in which he conducts his business and spends the bulk of his working time.

The bond for magistrates of the Walterboro district shall be three thousand dollars, and for other magistrates, two thousand dollars."

SECTION 4. Section 65-1747 amended—bonds of auditors for certain counties.—Section 65-1747, Code of Laws of South Carolina, 1962, relating to bonds for auditors in certain counties, is amended so as to increase the bond for the auditor of Colleton County by placing a comma after "dollars" on line four, by striking "and" on line five, and by striking the period at the end of the section and adding: ", and the bond of the auditor in Colleton County ten thousand dollars." When so amended, the section shall read:

"Section 65-1747. The bond of the county auditor of Dorchester County shall be one thousand dollars, the bond of the county auditor of Greenwood County two thousand dollars, the bond of the county auditor of Hampton County four thousand dollars, the bond of the county auditor of McCormick County five thousand dollars, and the bond of the county auditor of Colleton County ten thousand dollars."

SECTION 5. Section 65-1952 amended—bonds of treasurers for certain counties.—Section 65-1952, Code of Laws of South Carolina, 1962, relating to bonds for county treasurers in certain counties, is amended so as to increase the bond for the treasurer of Colleton

County by striking "and" between subsections (7) and (8), by changing the period at the end of the section to a semicolon, and adding:

"and

(9) Colleton County shall not be less than fifty thousand dollars." When so amended, the section shall read:

"Section 65-1952. The bonds of the county treasurers of:

(1) McCormick and Saluda Counties, respectively, shall be ten thousand dollars;

(2) Bamberg County shall be fifteen thousand dollars;

(3) Berkeley and Georgetown Counties shall be twenty-five thousand dollars;

(4) Dorchester County shall be thirty thousand dollars;

(5) Beaufort and Richland Counties shall be not less than thirty thousand dollars;

(6) Pickens County shall be forty thousand dollars;

(7) Charleston County shall be not less than fifty thousand dollars;

(8) Hampton County shall be not less than thirty thousand dollars; and any assistant employed in the office of the treasurer of Hampton County shall give bond for the sum of not less than twenty thousand dollars; and

(9) Colleton County shall not be less than fifty thousand dollars."

SECTION 6. Section 65-2322 amended—bond of delinquent tax collector for Colleton County.—Section 65-2322, Code of Laws of South Carolina, 1962, relating to the bond for the delinquent tax collector of Colleton County, is amended so as to increase such bond by striking "five" on line two and inserting "twenty" so that, when so amended, the section shall read:

"Section 65-2322. The delinquent tax collector upon his appointment shall give a surety bond in the amount of twenty thousand dollars for the benefit of Colleton County conditioned upon the faithful performance of his duties."

SECTION 7. Section 21-61.1 amended—bond of Superintendent of Education for Colleton County.—The Code of Laws of South Carolina, 1962, is amended by adding Section 21-61.1, so as to increase the bond of the Colleton County Superintendent of Education, as follows:

"Section 21-61.1. In Colleton County the bond for the Superintendent of Education shall be in the amount of fifty thousand

dollars, with good and sufficient sureties to be approved by the governing body of the county."

SECTION 8. Section 53-78 amended—bond of deputy sheriffs for Colleton County.—The Code of Laws of South Carolina, 1962, is amended by adding Section 53-78, so as to provide for bonds for deputy sheriffs in Colleton County, as follows:

"Section 53-78. Each deputy sheriff in Colleton County, in addition to taking the usual oath of office, shall enter into a bond in the amount of twenty-five hundred dollars, conditioned upon the faithful performance of his duties. The bond shall be approved by the governing body of the county."

SECTION 9. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of March, 1967.

(R191, H1463)

No. 137

An Act To Require The Filing Of A Building Permit With The Auditor Of Saluda County Before Any Person Constructs Or Makes Additions To Certain Buildings, To Prohibit Electric Companies From Making Electrical Connections To A Building Constructed Without A Permit And To Provide A Penalty For Violation.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Building permits required in Saluda County.—Before any person constructs any new building or any addition to an existing building in Saluda County, which construction shall cost one thousand dollars or more, he shall obtain from the auditor of the county, or other persons or firms designated by the auditor, a building permit before any construction shall be commenced. A charge of one dollar shall be made for such building permits.

SECTION 2. Form.—The permits required by Section 1 shall be in such form as may be prescribed by the county auditor.

SECTION 3. Penalties.—Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined in an amount not exceeding one hundred dollars.

SECTION 4. Electricity not to be furnished without permit.—

It shall be unlawful for any electric energy suppliers to make a new connection of electrical energy to a new building or facility requiring a permit under this act unless such permit was acquired for the construction of the building or facility. Any company or cooperative making a connection shall report to the county tax assessor's office on or before the tenth of each month the location of each connection.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of March, 1967.

(R192, H1492)

No. 138.**An Act To Provide For The Summoning Of Jurors By The Sheriff In Charleston County.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Summoning of jurors in Charleston County.—In Charleston County the sheriff may summon petit jurors by sending by registered mail with request for a return card a summons directed to such jurors and also a card for written acceptance by such juror, to be signed and returned to the sheriff. If the acceptance card is not returned within a reasonable time, the sheriff shall personally summon such juror at least four days before the time fixed in the venire for him to attend the sitting of the court.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of March, 1967.

(R195, H1504)

No. 139**An Act To Create A Legal Presumption That In York County Persons Unconscious And In Apparent Need Of Ambulance Service Request Such Service.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. York County—persons requiring ambulance service—legal presumption.—Any person in York County who is unconscious and in apparent need of ambulance service, and such person is picked up and transported by an ambulance, shall be presumed to have granted permission to anyone to request such service. In the case of a minor, the parent or guardian shall be presumed to have granted such permission.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of March, 1967.

(R196, H1084)

No. 140

An Act To Provide For The Drawing Of Fifty Petit Jurors In Dillon County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Number of jurors for Dillon County.—Notwithstanding the provisions of Section 38-61, Code of Laws of South Carolina, 1962, as amended, in Dillon County the jury commissioners shall draw fifty petit jurors.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of March, 1967.

(R197, H1441)

No. 141

An Act To Create The Berkeley County Historic Preservation Commission, And To Prescribe Its Powers And Duties.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Berkeley County Historic Preservation Commission created.—There is hereby created and established the Berkeley County Historic Preservation Commission, hereinafter called the "commission."

SECTION 2. To be corporate body.—The commission is declared to be a body politic and corporate and shall exercise and enjoy all the rights and privileges of such.

SECTION 3. Members—terms—officers.—The commission shall be composed of seven resident electors of the county, to be appointed by the Governor upon the recommendation of a majority of the legislative delegation, including the Senator. The members shall serve for terms of five years and until their successors are appointed and qualify, except that the first appointments shall be as follows: two for five years, two for four years, two for three years and one for two years. The duration of their respective terms shall be determined by lot.

Immediately upon the appointment of the commission, it shall organize by electing one of its number as chairman, a second as vice-chairman, a third as secretary, and a fourth as treasurer. The officers of the commission shall hold office for terms of one year and until their successors are elected and qualify; *provided*, officers may succeed themselves. It shall be the duty of the commission to see that a record of the appointees to the commission shall be filed in the office of the Clerk of Court for Berkeley County, so as to indicate the persons holding office and the duration of their respective terms. No member of the commission shall receive any compensation for his services as a member. Membership on the commission shall not be construed to be an office of honor or profit.

SECTION 4. Powers.—The commission shall be empowered as follows:

- (1) To sue and be sued.
- (2) To adopt, use and alter a corporate seal.
- (3) To contract with others in furtherance of its purposes and to charge admission fees to its facilities.
- (4) To make bylaws for the management and regulation of its affairs.
- (5) To acquire, own, hold in trust, preserve, restore, maintain, suitably mark, develop, advertise, and operate buildings and structures of historic significance, and the land upon which the same may be situate, in Berkeley County, and to receive funds, grants, donations and appropriations for the accomplishment of these purposes.
- (6) To prescribe rules and regulations governing the use of the facilities.

(7) To appoint agents, employees and servants, to prescribe their duties, to fix their compensation, to determine if and to what extent they shall be bonded for the faithful performance of their duties.

(8) To authorize and create advisory committees and special memberships and societies in furtherance of its purposes.

SECTION 5. Exempt from taxes.—All property of the commission shall be exempt from all ad valorem taxes levied by the State, county or any municipality, division or agency, direct or indirect.

SECTION 6. Fiscal year and audit.—The commission shall conduct its affairs on the fiscal year basis employed by Berkeley County. As soon after the close of its fiscal year as may be practicable an audit of its affairs shall be made by a certified public accountant of good standing, to be designated by the commission. Copies of the audit, incorporated into an annual report of the commission, shall be filed with the Senator from Berkeley County, the secretary of the house delegation from Berkeley County, and in the office of the clerk of court for the county.

SECTION 7. Borrow money.—The commission shall have power and authority to borrow money and to mortgage or pledge its real and personal property; *provided*, that it shall not have the power to assume any obligation or incur any indebtedness binding upon the State of South Carolina or Berkeley County.

SECTION 8. Action may be taken at any meeting.—Any action required of the commission may be taken at any meeting of the commission, regular or special, and at such meeting a majority of the members shall constitute a quorum for the purpose of transacting the business.

SECTION 9. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of March, 1967.

(R199, S106)

No. 142

An Act To Exempt The Property Of The Council For The Retarded Child Of Charleston County, Inc., From Taxation.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Property of Council for the Retarded Child of Charleston County, Inc., exempt from taxes.—All property owned by The Council for the Retarded Child of Charleston County, Inc., shall be exempt from all county, municipal and special taxes so long as such property is used for charitable purposes.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 4th day of April, 1967.

(R201, H1072)

No. 143

An Act To Amend Section 40-81, Code Of Laws Of South Carolina, 1962, Relating To The Hours Of Labor Of Women In Mercantile Establishments, So As To Permit Women To Work Later Than The Hour Of Ten O'Clock P. M.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 40-81 amended—hours of labor for women in mercantile establishments.—Section 40-81, Code of Laws of South Carolina, 1962, is amended on lines four and five by inserting a period after the word “day” and striking “and such females shall not be allowed to work later than the hour of ten o'clock P. M.” The section when amended shall read as follows:

“Section 40-81. The hours of labor of women in mercantile establishments in this State shall be limited to sixty hours per week, not to exceed twelve hours in any one day. The enforcement of this section is placed in the hands of the Commissioner of Labor and his inspectors or duly authorized agents. Any employer of female labor in mercantile establishments who shall violate the provisions of this section shall be guilty of a misdemeanor and shall be punished by a fine of not less than ten dollars nor more than forty dollars or imprisonment of not less than ten days nor exceeding thirty days.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 4th day of April, 1967.

(R203, S94)

No. 144

An Act To Make It Unlawful To Operate Or Be A Passenger On A Two-Wheeled Motorized Vehicle Without The Use Of Approved Helmets And Goggles, And To Make It Unlawful For Any Person To Sell Unapproved Helmets Or Goggles For Use By Such Operators And Passengers.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Motorcycle riders required to wear helmets.—It shall be unlawful for any person to operate or ride upon a two-wheeled motorized vehicle unless he wears a protective helmet of a type approved by the South Carolina State Highway Department. Such a helmet must be equipped with either a neck or chin strap and be reflectorized on both sides thereof. The department is hereby authorized to adopt and amend regulations covering the types of helmets and the specifications therefor and to establish and maintain a list of approved helmets which meet the specifications as established hereunder.

SECTION 2. Goggles or face shield required.—It shall be unlawful for any person to operate a two-wheeled motorized vehicle unless he wears goggles or a face shield of a type approved by the South Carolina State Highway Department. The department is hereby authorized to adopt and amend regulations covering types of goggles and face shields and the specifications therefor and to establish and maintain a list of approved goggles and face shields which meet the specifications as established hereunder.

SECTION 3. Goggles not required if wind screen used.—The provisions of Section 2 of this act with respect to goggles and face shields shall not apply to the operator of a two-wheeled motorized vehicle equipped with a wind screen meeting specifications established by the South Carolina State Highway Department. The department is hereby authorized to adopt and amend regulations covering types of wind screens and specifications therefor.

SECTION 4. Approval of equipment.—It shall be unlawful to sell, offer for sale or distribute any protective helmets, goggles or face shields for use by the operators of two-wheeled motorized vehicles, or protective helmets for the use of passengers thereon, unless they are of a type and specification approved by the South Carolina State Highway Department and appear on the list of approved devices maintained by the department.

SECTION 5. Penalties.—Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined not more than one hundred dollars or be imprisoned for not more than thirty days.

SECTION 6. Time effective.—This act shall take effect July 1, 1967.

Approved the 12th day of April, 1967.

(R204, S134)

No. 145

An Act To Prohibit Interference With Sewers, Waterworks, Drainage And Appurtenances Of Any Political Subdivision Of This State And To Provide Penalties.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Unlawful to tamper with certain sewer or other appurtenances.—No person shall turn, remove, raise or in any manner tamper with any cover of any manhole, filter, bed or other appurtenance of any sewer of any political subdivision without a written permit from the proper authorities of such subdivision and no person except those engaged by the proper authorities shall enter or tap to any public sewer without a special written permit.

No person shall, either within or without any political subdivision, obstruct, damage or injure any appurtenance of any waterworks, sewerage or drainage of any such subdivision.

SECTION 2. Penalties.—Any person violating any of the provisions of this act shall be deemed guilty of a misdemeanor and, upon conviction, be subject to a fine not to exceed one hundred dollars or imprisoned for not to exceed thirty days.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R205, S165)

No. 146

An Act To Amend Section 46-192.1, Code Of Laws Of South Carolina, 1962, Relating To Driving A Motor Vehicle While Drivers' Licenses Are Cancelled, Suspended Or Revoked, So As To Change The Penalty For Violations.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 46-192.1 amended—penalties for driving while license cancelled, suspended or revoked.—Section 46-192.1, Code of Laws of South Carolina, 1962, is amended by striking on line four the words “each violation” and insert “the first violation; for the second violation a fine of \$500.00 or not more than sixty days or both and for the third and subsequent violation imprisonment for forty-five days.” When amended, the section shall read as follows:

“Section 46-192.1. Any person who drives a motor vehicle on any public highway of this State at a time when his license to drive or privilege to do so is cancelled, suspended or revoked shall, upon conviction, be punished by a fine of \$100.00 or imprisonment for thirty days for the first violation; for the second violation a fine of \$500.00 or not more than sixty days or both and for the third and subsequent violation imprisonment for forty-five days. The Department upon receiving a record of the conviction of any person under this section upon a charge of driving a vehicle while the license of such person was suspended for a definite period of time shall extend the period of such suspension for an additional like period. If the original period of suspension has expired or terminated, the Department shall again suspend the license of such person for an additional like period of time. If the suspension is not for a definite period of time, the suspension shall be for an additional three months. If the conviction was upon a charge of driving while a license was revoked, the Department shall not issue a new license for an additional period of one year from and after the date such person would otherwise have been entitled to apply for a new license.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R206, S323)

No. 147

An Act Making It Unlawful To Start Fires In Forestry District 37 (Oconee County) Except Under Certain Conditions, And Providing Penalties For Violations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Unlawful to start certain fires in Forestry District 37.—It shall be unlawful for any owner or lessee of land or any employee of any such owner or lessee or other person to start, or cause to be started, any fire in any woodlands, brushlands, grasslands; ditchbanks, or hedgerows or in any debris, leaves or other flammable material adjacent thereto in Forestry District 37 (Oconee County), except under the following conditions:

(a) Proper notification shall be given to the State Forester, or his duly authorized representative or other persons designated by the State Forester. Such notice shall contain all information required by the State Forester or his representative.

(b) Such persons shall have cleared around such area and have immediately available sufficient equipment and personnel to adequately secure such fire and prevent its spread.

(c) Such person starting such burning shall supervise carefully any such fire started and have it under control prior to leaving the area.

SECTION 2. Permission of owner required.—A lessee of any land, or any employee of any landowner or lessee of land, or other person, must receive prior authorization from the landowner to conduct such burning, in addition to complying with the other provisions of this act.

SECTION 3. Exceptions.—The provisions of this act shall not apply to fires which may be started within the corporate limits of any town or city, nor to fires started on rights of way of railroads by their duly authorized employees to remove fire hazards unless the

State Forester, or his representative, after investigation shall notify such railroad that its practices are disapproved on account of the failure to exercise such safeguards against the spread of fire.

SECTION 4. Burning prohibited during emergencies.—No burning shall be carried out during any period which the Governor has declared that an emergency exists in connection with forest fires.

SECTION 5. State Forester may direct when fires not to be started.—The State Forester may direct at any time, when deemed necessary in the interest of public safety, that fire or fires covered by this act not be started.

SECTION 6. Penalties.—Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined not less than ten dollars nor more than one hundred dollars or imprisoned for not less than ten days nor more than thirty days. For any second or subsequent offense, a fine of not less than twenty-five dollars nor more than five hundred dollars or imprisonment for not more than one year may be imposed, in the discretion of the court.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R207, S95)

No. 148

An Act To Provide For The Uniform Traffic Ticket Which Shall Be Used By All Traffic Law Enforcement Officers In The State And To Provide A System Of Dispensing And Accounting For Such Tickets And To Provide Penalties Therefor.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Uniform traffic ticket—forms.—There shall be one uniform traffic ticket used by all law enforcement officers in the State having traffic jurisdiction which shall have the following forms:

STATUTES AT LARGE

GENERAL AND PERMANENT LAWS—1967

FORM A

(NAME OF POLICE AGENCY)

OFFICIAL SUMMONS AND ARREST REPORT

(CITY OR COUNTY OF _____), VERSUS

FIRST NAME	MIDDLE NAME	LAST NAME
------------	-------------	-----------

STREET AND NO.	CITY	STATE
----------------	------	-------

OCCUPATION OF DRIVER	STATE LICENSED	DRIVER'S LICENSE NO.
----------------------	----------------	----------------------

VEHICLE LICENSE NO.	State	Mk. of Veh.	Year	Auto	Truck	Comb.
				Motorcycle	Other	

YOU ARE SUMMONED TO APPEAR BEFORE TRIAL OFFICER

NAME OF TRIAL OFFICER	STREET AND NO.	CITY
-----------------------	----------------	------

DATE OF TRIAL / / 19	TIME OF TRIAL A. M. P. M.	STATUTE OR ORDINANCE NO.
-------------------------	---------------------------------	--------------------------

NATURE OF OFFENSE

OWNER OF VEHICLE	DATE OF ARREST / / 19
------------------	--------------------------

ADDRESS OF OWNER	DATE OF VIOLATION / / 19
------------------	-----------------------------

BAIL DEPOSITED	WEATHER	ATTITUDE	COUNTY
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\$			
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NAME OF OFFICER	RANK	BADGE	DEPARTMENT
-----------------	------	-------	------------

Offense Detected By: Personal	Mechanical
-------------------------------	------------

OFFENSE CODES

- | | |
|--------------------------|------------------------|
| 11 Imp. Backing | 63 Hit & Run Prop.Dam. |
| 22 Shifting Lanes Imp. | 82 Other Moving Viol. |
| 23 Parking Improperly | 83 Exc. Wt.Ht.Lt.Wh. |
| 25 Failure to Dim Lts. | 84 Pedestrian Drunk |
| 26 Lights Improper | 85 Concealed Weapon |
| 28 Veh. Unsafe Cond. | 86 Disorderly Conduct |
| 29 Driv Wrong Lane | 87 Driver Lic. Viol. |
| 4A No Sig. Imp. Sig. | 88 Trash, etc. on Hwy. |
| 4B Following too closely | 89 Veh. Lic. Viol. |
| 4C Defective Brakes | 90 Veh. Lic. Improper |
| 41 Speeding | 91 Illegal Whiskey |
| 42 Disregard Sign, Sig | 92 Faulty Equipment |
| 43 Disobed. to Officer | 93 Walking Violation |
| 44 No Right of Way | 94 Other Violations |
| 45 Wrong Side of Road | 95 Fuel Tax Marker |
| 46 Passing Unlawfully | 96 Driv. Under Susp. |
| 47 Turning Unlawfully | 97 Min. Speed Law |
| 48 Driv in Safety Zone | 98 Racing on Hwy. |
| 61 Reckless Driving | 99 Driv. under Inf. |
| 62 Pass Stpd Sch. Bus | |

D	S	M	T	W	T	F	S
A	1	2	3	4	5	6	7
Y							

TIME OF VIOLATION
1 A. M. 2 P. M.

DISTANCE IN FEET FROM NEAREST INTERSECTION

Miles	N	E	S	W
	1	2	3	4

CITY ON HWY NO.

OFFENSE CODE

PRESENT THIS SUMMONS TO TRIAL OFFICER SHOWN ABOVE.
BE SURE YOU UNDERSTAND, FROM ARRESTING OFFICER, THE EXACT TIME
AND BEFORE WHOM YOU APPEAR

This violation will be placed against your record.
OPERATOR'S COPY (SUMMONS NO.)

FORM B

(NAME OF POLICE AGENCY)

OFFICIAL SUMMONS AND ARREST REPORT
(CITY OR COUNTY OF _____), VERSUS

FIRST NAME MIDDLE NAME LAST NAME

STREET AND NO. CITY STATE

OCCUPATION OF DRIVER STATE LICENSED DRIVER'S LICENSE NO.

VEHICLE LICENSE NO. State Mk. of Vch. Year Auto Truck Comb.
Motorcycle Other

YOU ARE SUMMONED TO APPEAR BEFORE TRIAL OFFICER

NAME OF TRIAL OFFICER STREET AND NO. CITY

DATE OF TRIAL TIME OF TRIAL STATUTE OR ORDINANCE NO.

/ / 19

A. M.
P. M.

NATURE OF OFFENSE

OWNER OF VEHICLE DATE OF ARREST

/ / 19

ADDRESS OF OWNER DATE OF VIOLATION

/ / 19

BAIL DEPOSITED WEATHER ATTITUDE COUNTY

\$ NAME OF OFFICER RANK BADGE DEPARTMENT

DATE BAIL REC'D BY

/ / 19

BY

Offense Detected By: Personal Mechanical

CASE BEFORE

County Judge ☐ Magistrate ☐ Recorder-Mayor ☐Federal Judge ☐ Mil. Court ☐ State Court ☐

DISPOSITION

Not Guilty ☐ Forfeited Bail ☐ Tried in Absence ☐Nolle Prossed ☐ Sent Higher Ct. ☐ Turned to Mil. ☐Guilty ☐ Change of Venue ☐

DESCRIPTION OF ACCUSED

Race Sex Birthday Ht. Hair Wt. Eyes

Sentence of Court Jail Susp. Con't. To

/ /

Committed To Arrest as Result of Accident

Certified Correct Date

(SUMMONS NO.)

D	S	M	T	W	T	F	S	
A	Y	1	2	3	4	5	6	7

TIME OF VIOLATION

1 A. M. 2 P. M.

DISTANCE IN FEET FROM
NEAREST INTERSECTION

Miles	N	E	S	W
	1	2	3	4

CITY ON HWY NO.

OFFENSE CODE

Amt. of Fine	Amt. Susp.
\$	\$

SECTION 2. Copies—use of.—For purposes of this act a ticket shall consist of one copy of Form A, which shall be blue and shall be given to the operator who is an alleged traffic violator, and four copies of Form B, one of which shall be yellow and shall have printed in the lower left-hand corner the following: "M. V. D. DRIVER RECORDS (SCHD)" and shall be dispatched to the South Carolina Highway Department for its records; one of which shall be white which shall have printed in the lower left-hand corner "ENFORCEMENT RECORD COPY" which shall be dispatched to the police agency of which the arresting officer is a part; one of which shall be green in color and which shall have printed in the lower left-hand corner "TRIAL OFFICER'S COPY" which shall be retained by the trial officer for his records; one of which shall be pink in color and which shall have printed in the lower left-hand corner "AUDIT COPY" which shall be dispatched to the South Carolina State Highway Department for purposes of audit. Each ticket shall have a number which shall not be duplicated.

SECTION 3. Printing and ordering of tickets.—The State Highway Department shall have tickets printed. Police agencies shall order tickets from the Department and shall record the numbers of the tickets. The cost of the tickets shall be paid by the police agency. The audit copy of each ticket shall be forwarded to the Department immediately upon the completion of any book of tickets. The head of each police agency shall be responsible for the required reports upon the completion of each book of tickets accounting for each ticket contained in the completed book.

SECTION 4. Penalties.—Any person violating the provisions of Section 3 of this act shall be guilty of a misdemeanor and upon conviction shall be fined in an amount not to exceed twenty-five dollars. Failure to account for a particular ticket shall constitute a separate offense.

SECTION 5. Time effective.—This act shall take effect July 1, 1967.

Approved the 12th day of April, 1967.

(R208, S163)

No. 149

An Act To Amend Sections 33-101 Through 33-104, Code Of Laws Of South Carolina, 1962, Relating To The State Primary And Secondary Highway System, So As To Further Classify The Highways In The State Highway System Into Three Classifications, Interstate System Of Highways, State Highway Primary System And State Highway Secondary System.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Sections 33-101 through 33-104 amended—State Highway Systems — Interstate — Primary — Secondary.—Sections 33-101 through 33-104, Code of Laws of South Carolina, 1962, relating to and setting forth the composition of the State primary and secondary highway system, are amended to read as follows :

“Section 33-101. The State Highway System shall consist of a statewide system of connecting highways which shall be constructed by the State Highway Department and which shall be maintained by the Department in a safe and serviceable condition as State highways. The complete State Highway System shall mean the system of State highways as now constituted, consisting of the roads, streets and highways heretofore designated as State highways or designated for construction or maintenance by the Department pursuant to law, together with the roads, streets and highways heretofore added to the State Highway System by the State Highway Commission, and such roads, streets and highways as may hereafter be added to the system pursuant to law. Roads and highways in the State Highway System are classified into three classifications: (1) Interstate System of Highways, (2) State Highway Primary System, and (3) State Highway Secondary System.”

“Section 33-102. The Interstate System of Highways shall consist of the segments of highways in South Carolina in the officially designated National System of Interstate and Defense Highways.”

“Section 33-103. The State Highway Primary System shall consist of a connected system of principal State highways, not to exceed ten thousand miles, connecting centers of population, as determined by the State Highway Commission.”

“Section 33-104. The State Highway Secondary System shall consist of all roads, streets and highways in the State Highway System not otherwise designated as highways in the Interstate System or the State Highway Primary System.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R209, S204)

No. 150

An Act To Empower The Governor Of The State To Act In Compliance With The Federal Highway Safety Act Of 1966 Which Provides That The Governor Of Each State Be Responsible For The Administration Of The State's Highway Safety Program.

Whereas, the General Assembly is aware that the Congress of the United States has enacted the Federal Highway Safety Act of 1966 which requires that the Secretary of Commerce shall approve each state's highway safety program; and

Whereas, the General Assembly takes note particularly of the provision of the Safety Act which provides that after December 31, 1968, the Secretary of Commerce shall not apportion any funds accruing under the Safety Act to any state which is not implementing a highway safety program approved by the Secretary and after January 1, 1969, the Secretary shall reduce the amount apportioned under the Federal Aid Highway Act by ten per cent of the normal amount; and

Whereas, the General Assembly further notes that the Secretary will not approve any state's highway safety program which does not, among other things, provide that the Governor shall be responsible for the administration of the state's highway safety program; and

Whereas, the General Assembly finds that in order to place this mandate into effect the enactment of legislation conferring the responsibility upon the Governor is necessary. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Duties of Governor as to Highway Safety.—The Governor, in addition to other duties and responsibilities conferred upon him by the Constitution and laws of this State, is charged with the responsibility for the administration of the State's highway safety program and is further charged with the duty of contracting and doing all other things necessary in behalf of this State under the National Highway Safety Act of 1966, and, in so

doing, to work with Federal and State agencies, agencies private and public, interested organizations, and with individuals to effectuate the purposes of that enactment. The Governor shall be the official of this State having the ultimate responsibility for dealing with the Federal Government with respect to programs and activities pursuant to the National Highway Safety Act of 1966. To that end the Governor shall coordinate the activities of any and all departments and agencies of this State and its subdivisions relating thereto.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R210, S274)

No. 151

An Act To Amend Section 16-396, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Dumping Trash Or Refuse On The Property Of Another Or On Highways, So As To Provide That In Beaufort County, Upon Conviction Of Littering, A Person May Be Directed To Gather Litter In Lieu Of A Fine.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 16-396 amended—unlawful dumping of trash—special provisions for Beaufort and Pickens Counties.—Section 16-396, Code of Laws of South Carolina, 1962, as amended, is further amended on lines ten and twelve by inserting “Beaufort or” between the words “in” and “Pickens”. The section when amended shall read as follows:

“Section 16-396. It shall be unlawful for any person without written permission to dump or leave trash, refuse or garbage on any property belonging to another or on or along any public highway in this State. Any violation of this section shall be punishable by a fine of not less than fifty dollars nor more than one hundred dollars or by imprisonment for not more than thirty days, and in addition any person violating this section may be required to remove from the highway any such trash, refuse or garbage dumped or left on the highway ; *provided*, that any person violating the provisions of this section in Beaufort or Pickens County, upon conviction, shall be fined not more

than one hundred dollars or be imprisoned for not more than thirty days. *Provided*, further, that in Beaufort or Pickens County, the court, in lieu of any fine imposed, may direct the substitution of litter-gathering labor under the supervision of the court, not to exceed one hour for each ten dollars of the fine imposed."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R211, S318)

No. 152

An Act To Amend Section 15-277, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Terms Of Court For The Eighth Judicial Circuit, So As To Permit Other Than Equity Cases In The May Term Of Common Pleas Court In Newberry County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Subsection (4) of Section 15-277 amended—terms of court for Newberry County.—Subsection (4) of Section 15-277 of the 1962 Code is amended so as to permit other than equity cases in the May term of Common Pleas Court in Newberry County by striking "for equity only" on line six so that, when so amended, the subsection shall read:

"(4) *Newberry County.*—The court of general sessions for Newberry County shall be held at Newberry on the third Monday in March, on the third Monday in June, on the third Monday in September and on the fourth Monday in November, in each case for one week. The court of common pleas for the county shall be held at Newberry on the fourth Monday in January, on the first Monday in May, on the fourth Monday in April, on the third Monday in October and on the first Monday in December, in each case for one week."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R212, S153)

No. 153

An Act To Amend Sections 9-2 And 9-4, Code Of Laws Of South Carolina, 1962, Relating To The South Carolina Archives Department And The South Carolina Archives Commission, So As To Change The Name To The South Carolina Department Of Archives And History And Increase The Membership Of The Commission.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 9-2 amended—name changed to South Carolina Department of Archives and History.—Section 9-2, Code of Laws of South Carolina, 1962, relating to the South Carolina Archives Department, is amended by striking it in its entirety and inserting the following, so as to change the name to the South Carolina Department of Archives and History :

“Section 9.2 The South Carolina Archives Department shall hereafter be styled as the South Carolina Department of Archives and History.”

SECTION 2. Name—further provided for.—Wherever the name of the South Carolina Archives Department shall appear in the Code of Laws of South Carolina, 1962, such name shall mean the South Carolina Department of Archives and History.

SECTION 3. Appointments — control — meetings.—Section 9-4, Code of Laws of South Carolina, 1962, is amended in Subsection (1) on line four by striking the word “three” and inserting “five”, in Subsection (3) on line one by striking the word “three” and inserting “five” and by striking the last sentence “In case of a vacancy caused by the death or resignation of one of the three appointed members, the vacancy shall be filled for the unexpired term by that organization which nominated the member so vacating.” and inserting “Two members shall be appointed by the Governor with the advice and consent of the Senate for terms of office to run concurrently with the term of the Governor. In case of a vacancy it shall be filled for the unexpired term in the same manner as the original appointments.”, and in Subsection (4) on line five by striking the word “Four” and inserting “Five”. The section when amended shall read as follows :

“Section 9-4. (1) *Control and membership.*—The South Carolina Department of Archives and History shall be under the control

of the South Carolina Commission of Archives and History, consisting of four *ex officio* members and five non *ex officio* members selected and appointed as hereinafter set out.

(2) *Ex officio members.*—The four *ex officio* members shall be the heads, respectively, of the departments of history of the University of South Carolina; The Citadel, the Military College of South Carolina; Clemson University; and Winthrop College, the South Carolina College for Women; and their successors in their respective offices.

(3) *Non ex officio members.*—The five non *ex officio* members shall be nominated, one by the South Carolina Historical Society, one by the American Legion, Department of South Carolina, and one by the South Carolina Historical Association, and appointed by the Governor. Each shall serve for a term of five years. Two members shall be appointed by the Governor with the advice and consent of the Senate for terms of office to run concurrently with the term of the Governor. In case of a vacancy it shall be filled for the unexpired term in the same manner as the original appointment.

(4) *Meetings; quorum.*—The South Carolina Commission of Archives and History shall hold at the office of the Commission at least one regular meeting during the year and as many special meetings as may be necessary. Special meetings may be called by the chairman, or, in his absence, by the vice-chairman. Five members of the Commission shall constitute a quorum.

(5) *Expenses and per diem.*—All members of the Commission shall be reimbursed for expenses incurred in attending meetings and otherwise performing their duties under the direction of the Commission. The members who are not employed by the State shall receive the per diem paid by the State to members of boards and commissions during their attendance at meetings."

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R214, S311)

No. 154

An Act To Amend Section 21-331, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Conveyance Of Abandoned School Buildings, So As To Exclude Sumter County From The Provisions Of The Section.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 21-331 amended—abandoned school buildings—Charleston and Sumter Counties.—Section 21-331, Code of Laws of South Carolina, 1962, as amended, is further amended to exclude Sumter County from the provisions of the section by striking the comma after "County" on line one and inserting "and Sumter County,". The section when amended shall read as follows :

"Section 21-331. Except in Charleston County and Sumter County, whenever a school building is no longer needed for school purposes the trustees of the consolidated school district wherein such building is situated shall cause a notice to that effect to be published in a newspaper having general circulation in the community wherein such building is situated. If, within six months after such notice, the duly elected community trustees of the area in which such building is situated, shall notify the school trustees that they desire to have such building for community purposes the school trustees shall convey the building by deed to the community trustees, and their successors in office, in trust for the use and benefit of the community as a community building.

In the event such notification is not made within the specified time, the school trustees may sell or lease such building as provided for in Section 21-238."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R215, H1298)

No. 155

An Act To Amend Section 14-392, Code Of Laws Of South Carolina, 1962, Relating To The Appointment And Terms Of County Planning Commissions In Certain Counties, So As To Allow Such Commissions To Be Composed Of From Three To Nine Members.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-392 amended—appointment and terms of county planning commission in certain counties.—Section 14-392, Code of Laws of South Carolina, 1962, is amended by striking “three members” on lines two and three and inserting in lieu thereof “from three to nine members, as the county legislative delegation shall decide,” so that, when so amended, the section shall read:

“Section 14-392. Each county planning commission, hereafter referred to as the commission, shall consist of from three to nine members, as the county legislative delegation shall decide, to be appointed by a majority of the county legislative delegation, including the Senator. The members of the commission and their successors shall be appointed for a term of two years. If a vacancy occurs, otherwise than by expiration of the term, it shall be filled by appointment for the unexpired term.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R216, H1340)

No. 156

An Act To Amend Act No. 41, Acts And Joint Resolutions Of South Carolina, 1965, Relating To The Charleston County Economic Opportunity Commission, So As To Increase The Membership Of The Commission.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 3 of Act 41 of 1965 amended—membership of commission.—Section 3 of Act No. 41 of 1965, relating to the Charleston County Economic Opportunity Commission, is amended

by striking it in its entirety and inserting in lieu thereof the following, so as to increase the membership of the commission and provide that one-third of the members shall be elected from a poor area :

“Section 3. The commission shall not exceed twenty-one members. One shall be a member of the county council and one shall be a member of the Charleston City Council. All members shall be residents of the county and shall be appointed by the Governor upon recommendation of a majority of the legislative delegation. Not more than one-third of the total membership of the commission shall be elected representatives of the poor who shall reside in the area they represent. The remaining two-thirds of the membership shall be selected by the legislative delegation. The members of the commission shall serve without compensation.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R217, H1480)

No. 157

An Act To Provide For A Deputy Auditor For Cherokee County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Deputy Auditor may be appointed for Cherokee County.—The auditor of Cherokee County may appoint a deputy auditor to serve at the pleasure of the auditor. The deputy auditor shall have the same powers and duties as the auditor of Cherokee County and shall execute a bond, payable to the Cherokee County auditor, for the proper performance of his duties in such sum as the auditor may require. The delegation of authority provided for herein shall in no way relieve the auditor of Cherokee County of responsibility or liability under his bond.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R218, H1449)

No. 158

An Act To Amend Sections 3-405 And 3-421, Code Of Laws Of South Carolina, 1962, Relating To Seed Licenses And Seed Testing, So As To Eliminate The Exemption From Seed Testing For Farmers And Require All Seeds Sold In The State To Be Tested.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 3-405 amended—certain persons required to procure seed licenses.—Section 3-405 of the 1962 Code is amended so as to eliminate the exemption from seed testing by striking on the last line of the section the words “nor shall he be required to have such seeds tested”. The section when amended shall read as follows :

“Section 3-405. No farmer, with the exception of seed breeders and seed farmers, residing in South Carolina shall be required to procure a State seed license as provided in Section 3-404 to sell seeds raised on his farm.”

SECTION 2. Section 3-421 amended—testing of seeds required. Section 3-421 of the 1962 Code is amended so as to require all seeds to be tested by adding the following new paragraph at the end thereof :

“Before being offered for sale or distribution all seeds sold in this State shall first be examined and tested according to the provisions of this section.” The section when amended shall read as follows :

“Section 3-421. The Commissioner of Agriculture, either by himself or his duly authorized agent, shall inspect, examine and make analyses of and test any agricultural, vegetable or flower seeds sold, offered or exposed for sale or distribution within the State for seeding purposes, at such time and place and to such extent as he may determine. The rules for analyses shall conform to the best known methods of examining and testing agricultural, vegetable and flower seeds.

Before being offered for sale or distribution all seeds sold in this State shall first be examined and tested according to the provisions of this section.”

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R219, H1521)

No. 159

An Act To Amend Section 43-137, Code Of Laws Of South Carolina, 1962, Relating To The Per Diem Paid Magistrate Court Jurors In Dillon County, So As To Provide For An Increase In Such Per Diem.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 43-137 amended—compensation of magistrate jurors in Dillon County.—Section 43-137 of the 1962 Code is amended so as to increase the per diem paid magistrate court jurors in Dillon County by striking the words “one dollar” on lines two, seven and eight and inserting “three dollars”. The section when amended shall read as follows:

“Section 43-137. Jurors in magistrates’ cases in Dillon County shall be paid at the rate of three dollars per diem each for their services. The magistrate shall deliver to each juror a certificate after each trial, civil or criminal, signed by the magistrate and directed to the county treasurer, showing thereon the name of the juror, the title of the cause and the date of such jury service. Upon receipt of any such certificate the county treasurer shall make payment of the sum of three dollars to such juror from general county funds.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R220, H1522)

No. 160

An Act To Amend Section 27-81, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Clerk Of Court Fees In Dillon County, So As To Further Provide Therefor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 27-81 amended—clerk of court fees for Dillon County.—Section 27-81 of the 1962 Code, as amended, is further amended, so as to further provide for the clerk of court fees in Dillon County, by striking it out and inserting:

“Section 27-81. The following fees and commissions shall be charged by the clerk of court of Dillon County for official services

performed: (a) for recording deeds, regular form, three dollars and fifty cents; short form of one page, two dollars and twenty-five cents; extra pages (over three) one dollar; extra probate (over one) fifty cents; extra dower (over one) fifty cents; irregular forms, one dollar and fifty cents per page, minimum three; certified copy, two dollars and fifty cents; (b) for recording real estate mortgages, regular form, two dollars and fifty cents; extra pages (over three) one dollar; (c) notes and bills of sale, one dollar and fifty cents except when copy furnished for the purpose of recording the fee shall be only one dollar; (d) long form chattel and crop mortgages, two dollars and fifty cents except when copy furnished for the purpose of recording the fee shall be only two dollars; (e) for recording all easements or rights of way, one dollar and fifty cents; (f) for recording judgments by default of five hundred dollars or less, three dollars and sixty-five cents; (g) for recording judgments by default over five hundred dollars, seven dollars and fifteen cents; (h) for recording other judgments consisting of sixteen pages or less when turned over to the clerk for recording, three dollars and sixty-five cents; (i) for recording other judgments of more than sixteen pages, eight dollars and fifty cents; (j) for recording transcripts of judgments, two dollars; for recording plats of size sixteen by sixteen inches or less, two dollars and fifty cents, larger than sixteen by sixteen inches, five dollars; (k) recording State tax liens, one dollar; (l) for recording mechanics' liens, two dollars and fifty cents; (m) for recording options, leases and contracts, two dollars and fifty cents (two pages or less) with one dollar each additional page; (n) for recording charters, five dollars, except one dollar and fifty cents for eleemosynary corporations; (o) lis pendens, two dollars; (p) for filing summons and complaint in actions five hundred dollars or less, two dollars, actions over five hundred dollars, three dollars and fifty cents; (q) for recording assignments of mortgages, one dollar.

No fees or commissions shall be charged for the following services: cancellation of mortgages and recording of discharges.

For any official acts or services rendered by the clerk of court not mentioned in this section, fees and commissions shall be charged as is provided by general law.

Should any copy work be done for the convenience of the public with the recording machine in the clerk's office, a fee of one dollar

for the first page and twenty-five cents for every other page shall be charged."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R221, H1523)

No. 161

An Act To Provide For The Fees That Shall Be Charged By The Sheriff Of Dillon County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Sheriff's fees for Dillon County.—The fees charged by the Sheriff of Dillon County for the service and execution of civil and criminal process shall be as set forth in this act except that if the fee for any service is not specified in this act then such fee shall be as now provided by the general law.

(1) For levying an execution, attachment or claim and delivery, issued in the court of common pleas, where immediate possession is sought, ten dollars; where issued in the magistrate's court, four dollars, plus mileage going and returning at five cents per mile;

(2) For the service of all other civil process issued in the court of common pleas, regardless of the number of papers involved in a single service, except the service of subpoenas, the following fees shall be charged :

(a) for service on one party, two dollars and fifty cents, plus mileage going and returning at five cents per mile;

(b) for service of the same process on each additional party, one dollar and fifty cents, plus mileage going and returning at five cents per mile;

(c) for each civil subpoena ticket, one dollar, plus mileage going and returning at five cents per mile.

Where service is for civil process issued in the magistrate's court, the fees shall be one-half of the amounts hereinabove prescribed, plus mileage going and returning at five cents per mile.

(3) For the service of any check warrant, regardless of the court issuing, the sum of one dollar and fifty cents, which shall be paid at the time of service and added to the costs.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R222, H1525)

No. 162

An Act To Create The Dillon County Rural Recreational District And To Provide For Its Duties, Powers And Authorities.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Rural Recreational District created for Dillon County.—There is hereby created and established in Dillon County a district to be known as the Rural Recreational District hereinafter referred to as the district with such duties, powers and authorities as provided by this act and including such territory and boundaries as hereinafter designated.

SECTION 2. Area.—The district shall include and be comprised of the entire territory of Dillon County not embraced within the city limits of Dillon.

SECTION 3. District to be body politic.—The district shall be a body politic and shall exercise and enjoy all the rights and privileges of such and be subject to the rules and regulations imposed by this act.

SECTION 4. To be governed by a commission.—The district shall be governed by a commission to be known as the Rural Recreational Commission of Dillon County, hereinafter referred to as the commission, which shall be composed of five resident electors of the district to be appointed by the Governor upon the recommendation of a majority of the members of the House of Representatives from Dillon County. In making such recommendations the members of the House of Representatives from Dillon County shall endeavor to give representation on the commission to all sections of the district. The terms of office of the initial commission shall be for terms of one, two, three, four and five years, respectively, and the initial appointees, after organizing, shall determine the duration of their respective terms by lot. Upon the expiration of the initial terms of office, successors for all succeeding terms shall hold

office for a term of five years. Should vacancies in office occur, successors shall be appointed for the balance of the unexpired term in the same manner as the members, whom they succeed, were appointed. All commissioners shall hold office for their respective term and until their successors shall have been elected and qualify.

Immediately upon the appointment of the commission, it shall organize by electing one of its number as chairman, a second as vice-chairman, and a third as secretary. The officers of the commission shall hold office for terms of one year and until their successors shall be chosen and qualify. It shall be the duty of the commission to see that a record of the appointees to the commission shall be filed in the clerk of court's office in Dillon County, so as to indicate the persons holding office as members of the commission and the duration of their respective terms. No member of the commission shall receive any compensation for his services as a member of the commission.

SECTION 5. Powers.—The commission shall be empowered as follows:

- (1) To sue and be sued;
- (2) To adopt, use and alter a corporate seal;
- (3) To define a quorum for its meetings;
- (4) To make bylaws for the management and regulation of its affairs;
- (5) To acquire, by gift, purchase, or through the exercise of eminent domain, lands or interest thereon whereupon to establish general recreational facilities;
- (6) To expend all moneys which it shall receive and which may be set apart to the commission for its functions;
- (7) To acquire and operate any apparatus or equipment useful in the operation of its facilities;
- (8) To prescribe rules and regulations governing the use of the facilities;
- (9) To fix rates and charges for the use of any of its facilities;
- (10) To make contracts and to execute instruments that are necessary or convenient for the discharge of the functions of the commission;
- (11) To make contracts for construction and other services;
- (12) To appoint agents, employees and servants, to prescribe their duties, to fix their compensation, to determine if and to what

extent they shall be bonded for the faithful performance of their duties.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R226, H1570)

No. 163

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 14-1509, So As To Provide For The Issuance Of Building Permits In Clarendon County, To Prohibit Electrical Connections Without A Permit, And To Provide A Penalty For Violations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-1509 added—building permits required in Clarendon County.—The Code of Laws of South Carolina, 1962, is amended by adding Section 14-1509, so as to provide for building permits in Clarendon County, to prohibit electrical connections without a permit, and to provide a penalty for violations, which shall read as follows:

“Section 14-1509. Any person in Clarendon County, prior to construction of a new building or before making additions, alterations or repairs costing in excess of five hundred dollars, shall obtain a building permit from the county auditor or from any magistrate or deputy sheriff. A charge of one dollar shall be made for the permit.

The permit form shall be prepared by the county auditor and made available to magistrates and deputy sheriffs of the county. When the permit is issued, it shall include the name and address of the property owner; the location of the property, including the school district; the cost and nature of the construction or repairs; the intended use of the property; and any other information the auditor may deem necessary. The permit shall be signed by the issuing official and shall reflect his title. Permits shall be executed in triplicate. The original shall be given to the property owner; the duplicate shall be filed with the auditor; and the triplicate shall be retained by the official issuing the permit.

Permits shall not be required for persons who are required to obtain a permit from any municipality in the county for the construction or repair.

It shall be unlawful for any electric utility company or rural electric cooperative to make a new connection of electrical energy to a new building or facility requiring a permit under this section until such permit has been acquired. Any company or cooperative making a connection shall report to the county auditor on or before the tenth of each month the location of each connection made in the previous month, together with such other information as the auditor may direct.

Any person violating the provisions of this section shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined not more than one hundred dollars or imprisoned for not more than ten days."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R228, H1485)

No. 164

An Act To Provide That The Kershaw County Tax Assessor Shall Perform The Duties Of The Auditor In Relation To Description Of Real Estate.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Kershaw County Tax Assessor—additional duties.—The duties of auditor as set out in Section 65-1762 of the 1962 Code shall be performed by the Kershaw County Tax Assessor created by Act No. 91 of 1965.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R230, H1496)

No. 165

An Act To Authorize The County Council Of Kershaw County To Purchase Insurance Annuity Contracts For Its Employees And Elected Officials Of The County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Kershaw County—purchase of insurance annuity contracts for employees.—The county council of Kershaw County is hereby authorized to enter into agreements to pay, at the request of its county employees and elected officials of the county, a part of the incomes of such employees or officials, not to exceed the exclusion allowance provided in Section 403 (b) (2) of the Internal Revenue Code of the United States, for the purchase of annuity contracts from insurers licensed to do business in this State.

SECTION 2. Not to affect certain code sections.—The provisions of this act shall not affect Sections 61-1 (16), 61-62, 61-80, as amended, or Sections 61-226 (1) and 61-235, Code of Laws of South Carolina, 1962.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R231, H1508)

No. 166

An Act To Increase The Compensation Of Circuit Court Jurors In Allendale County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Compensation of jurors in Allendale County.—Notwithstanding the provisions of Section 38-308, Code of Laws of South Carolina, 1962, as amended, jurors serving in circuit courts in Allendale County shall receive a per diem of seven dollars.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R236, H1555)

No. 167

An Act To Abolish The Offices Of Tax Assessor, Assistant Tax Assessors And Appraisers For Dillon County And To Devolve Their Duties Upon The Auditor Of The County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Certain tax offices abolished in Dillon County.—

The offices of tax assessor, assistant tax assessors and appraisers for Dillon County are hereby abolished, and their duties are hereby devolved upon the auditor of the county.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of April, 1967.

(R237, H1567)

No. 168

An Act To Amend Section 21-3708, Code Of Laws Of South Carolina, 1962, Relating To The District Boards Of Trustees Of Orangeburg County, Their Composition And Terms Of Members, So As To Change The Terms Of The Members From Two To Three Years And To Amend Section 21-3711, Code Of Laws Of South Carolina, 1962, Relating To When District Boards Of Trustees Of Orangeburg County Shall Be Elected, So As To Change The Date For Such Election.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 21-3708 amended—Orangeburg County—district boards of trustees.—Section 21-3708 of the 1962 Code is amended so as to increase the number of school districts by striking "seven" on line one and inserting "eight" and to change the terms of the members of the district boards of trustees of Orangeburg County by striking on line nine the word "two" and inserting the word "three". The section when amended shall read as follows:

"Section 21-3708. Each of the eight school districts shall have five school trustees. In School District No. 1 two trustees shall be selected from the Springfield Area, one from the Neeses Area and two from the Norway Area. In School District No. 2 two trustees shall be selected from each area, and the two areas shall alternate

in selecting the fifth trustee. In School District No. 4 two trustees shall be selected from the Cope Area, two from the Cordova Area and one from the St. George and Great Branch Area. In School District No. 6 one trustee shall be selected from each of the five areas. The regular terms of the trustees shall be for three years and until their successors have been elected and qualify, and they shall assume the duties of their office upon their election or appointment, as the case may be."

SECTION 2. Section 21-3711 amended—Orangeburg County—when school trustees to be elected.—Section 21-3711 of the 1962 Code is amended so as to change the date of the election of members of the district boards of trustees of Orangeburg County by striking on line five the words "each even-numbered year" and inserting the word "April". The section when amended shall read as follows:

"Section 21-3711. If persons in excess of the number of positions to be filled give notice of their candidacy as required by Section 21-3709, the trustees to fill the places of the members retiring in such year shall be elected by the qualified voters in the district in a special election held on the second Tuesday in April."

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of April, 1967.

(R238, H1571)

No. 169

An Act To Repeal Act No. 275 Of 1965 Relating To The Distribution Of Delinquent Taxes Collected In Dillon County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Act No. 275 of 1965 repealed.—Act No. 275 of 1965 is repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of April, 1967.

(R239, S117)

No. 170**An Act To Authorize The Treasurer Of Williamsburg County To Destroy Paid Bonds or Coupons of the County.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Treasurer of Williamsburg County may destroy certain records.—The Treasurer of Williamsburg County is authorized to destroy or provide for the destruction of all paid bonds or coupons of the county ; *provided*, he is furnished with a record of any such bonds or coupons which are destroyed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 18th day of April, 1967.

(R240, S337)

No. 171**An Act To Provide Procedures Relating To School Taxes In Laurens County.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Levying of school taxes for Laurens County—referendum.—On or before the fifteenth day of April, 1967, and on or before the first day of February for each succeeding year thereafter, in Laurens County the board of trustees of each school district shall annually prepare a budget and recommend to the county auditor the amount of tax levy necessary to defray the cost of such budget. Such budget shall provide for a sufficient sum of money to supplement teachers' salaries in the amount of twenty per cent of the annual state aid. Such budget shall further be submitted to the county board of education for its approval. Certified copies of the budget signed by a majority of the board of trustees of the district and a majority of the board of education shall be filed with the auditor and treasurer. Copies of the budget shall also be furnished to the county legislative delegation and published in a newspaper having general circulation within the district. Subsequent to June 30, 1968, the board shall not recommend any tax levy increase in excess of three mills in any four-year period without submitting the question to the people at a referendum and obtaining the approval of the people prior to such a

levy. The referendum shall be ordered by the board of trustees and held at such places as the board shall designate in each attendance area of the school district affected, and notice thereof given by publication in all of the newspapers in the county at least once a week for three consecutive weeks prior thereto. The notice shall give the date of the referendum, the question to be voted upon, and any other information which would aid the voters to understand the question being presented to them. The board shall order the referendum to be held not later than the fourth Tuesday in May. If the recommended levy is within the limits provided, the county auditor shall levy and the treasurer collect the amount specified.

SECTION 2. Referendum.—Any qualified elector residing within the school district and presenting a valid registration certificate shall be eligible to vote in the referendum provided for in this act. The costs of the referendum shall be paid out of the budget of the school district in which the referendum is held. Ballots shall be provided which shall read as follows: "Shall the tax levy of School District be increased mills? Yes ☐ No ☐

At the referendum, each elector favoring the increased levy shall deposit a ballot bearing the word "yes" and those opposed shall deposit a ballot bearing the word "no". The managers, at the conclusion of the referendum, shall forward all ballots to the county board of education which shall tabulate the results and declare the result of the referendum.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 18th day of April, 1967.

(R242, S364)

No. 172

An Act To Amend Section 47-376.2, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Terms Of Office Of The Mayor And Councilmen Of The City Of Cheraw In Chesterfield County, So As To Provide That The Mayor Shall Serve For A Term Of Four Years And To Delete Certain References To Elections Which Have Already Been Held.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 47-376.2 amended—term of mayor and councilmen for City of Cheraw.—Section 47-376.2 of the 1962 Code, as amended, is further amended, so as to provide that the mayor of the City of Cheraw in Chesterfield County shall serve for a term of four years and to delete certain references to elections which have already been held, by striking it out and inserting:

“Section 47-376.2. In the City of Cheraw in Chesterfield County the term of office of the mayor and councilmen shall be four years and until their successors are elected and qualify.”

SECTION 2. Not to affect term of present mayor.—This act shall not affect the term of the mayor of the City of Cheraw in Chesterfield County but his successor elected in 1968 and thereafter shall be elected for four-year terms as provided in Section 1 of this act.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 18th day of April, 1967.

(R243, H1075)

No. 173

An Act To Provide In-Service Training For Employees Of State And Local Government.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Declaration of public policy.—It is hereby declared to be the public policy that the State and its subdivisions should foster and encourage the training of officials and employees after entry into public service so that they may improve their knowledge and efficiency in the operations of state and local government and thus improve public service. To that end it is deemed advisable that subdivisions of the State be granted the authority to accomplish that purpose.

SECTION 2. Powers of governmental entities concerning in-service training.—Departments, bureaus and agencies of the state government and counties, municipalities, school districts and other governmental units may:

- (1) Appropriate and expend public funds;

(2) Use property, equipment, materials, and facilities owned or controlled by them;

(3) Provide by statute, local law or ordinance, rules and regulations for the establishment and conduct of training programs including the methods of selecting officials and employees eligible to participate in such training programs;

(4) Contract with colleges, universities, other educational institutions, organizations, and individuals to conduct training courses and enroll officials and employees in existing courses which will improve their skill and efficiency;

(5) Provide that officials or employees taking such courses or training exceeding ninety days in length shall be required to give assurance to the employing unit of government that he will upon completion of the training period remain in the service of such unit, if his services are otherwise satisfactory, for not less than one year or refund the amount of salary, wages, and expenses that such unit has paid to him or for his benefit during his training period;

(6) Exchange with the State; other subdivisions, states or institutions, in or out of State, approved by the subdivision governing body; or the United States Government, officers or employees for training purposes;

(7) Arrange by contract with other subdivisions, the State or the United States for the training of officials and employees for compensation to be agreed upon among the party governmental units;

(8) Provide that officials and employees attending training courses or on exchange for the purpose of training may remain the employees of the governmental unit employing them and shall continue to be entitled to all benefits and rights as though continuously employed by the employing unit of government at the original station or place;

(9) Pay reasonable traveling expenses and subsistence of such officials and employees during the time they are receiving training;

(10) Provide that the money appropriated in the budget may be used for the payment of salaries or wages and supplies and services necessary for such training program, including salaries of instructors and other personnel who may be employed for that purpose;

(11) Do all other things necessary or appropriate and incidental to the administration of this act.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 18th day of April, 1967.

(R245, H1417)

No. 174

An Act To Amend Section 32-557, Code Of Laws Of South Carolina, 1962, Relating To The Burial Of Dead Animals, So As To Increase The Penalty For A Violation Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 32-557 amended—Disposition of dead animals—penalty.—Section 32-557, Code of Laws of South Carolina, 1962, relating to the burial of dead animals, is amended to increase the penalty for violation thereof by striking on line fourteen “nor more than ten” and inserting “or more than one hundred”. When amended, the section shall read as follows:

“Section 32-557. Whenever any animal or poultry shall die from any natural or other cause, except from being slaughtered or killed for the use of man, or the dead body thereof be found upon the premises of any person, be he the owner or tenant thereof, the owner of such dead animal or poultry, or the owner or tenant of the lands or premises upon which such dead bodies may be found, shall immediately burn or bury or cause to be burned or buried such dead animal or poultry. When buried, an animal shall be put not less than three feet and poultry not less than one foot under the ground. Any owner of any such dead animal or poultry, knowing that such dead animal or poultry is lying dead upon his premises, or any tenant on premises having such knowledge or having notice thereof, who refuses or fails to bury or burn such dead animal or poultry as aforesaid shall be guilty of a misdemeanor and, upon conviction thereof, shall be fined in a sum of not less than five dollars or more than one hundred dollars, or be imprisoned for a period of not more than thirty days.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 18th day of April, 1967.

(R246, H1490)

No. 175

An Act To Amend Section 32-1701, Code Of Laws Of South Carolina, 1962, Relating To The Definitions Of Ice Cream, Ices And Other Frozen Milk Products, So As To Provide For A Further Definition Of Ice Milk And To Amend Section 32-1705,

Code Of Laws Of South Carolina, 1962, Relating To The Date On Which A Manufacturer Must Apply For A License, So As To Provide A Change In Such Date.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Paragraph 5 of Section 32-1701 amended—ice milk defined.—Paragraph (5) of Section 32-1701 of the 1962 Code is amended so as to provide for a further definition of ice milk by striking the word “four” on line six and inserting the word “two”; by striking the word “ten” on line six and inserting the word “seven”; and by striking the word “twelve” on line seven and inserting the word “eleven”. The paragraph when amended shall read as follows:

“(5) ‘Ice milk’ means the pure, clean, frozen product made from a combination of two or more of the following ingredients: Milk products, eggs, water and sugar, with harmless flavoring, with or without harmless coloring and with or without added stabilizer composed of wholesome edible material. It contains not more than one half of one per cent by weight of stabilizer, not less than two per cent and less than seven per cent by weight of milk fat and not less than eleven per cent by weight of total milk solids, including milk fat. In no case shall any ice milk contain less than one and three-tenths pounds of total food solids to the gallon, and it must weigh not less than four and one-fourth pounds to the gallon.”

SECTION 2. Section 32-1705 amended—licenses required for manufacturers of frozen desserts.—Section 32-1705 of the 1962 Code is amended so as to change the date on which manufacturers of frozen desserts must apply for a license by striking the word “February” on lines two and three and inserting the word “May” and by striking the word “March” on line ten and inserting “June”.

The section when amended shall read as follows :

“Section 32-1705. Every manufacturer of frozen desserts produced for sale shall, during the month of May in each year, file with the Department of Agriculture an application for a license upon a form prescribed by the Department. The application must show that the frozen desserts manufactured by the applicant are composed of pure and wholesome ingredients and are produced under sanitary conditions. The application shall also show the location of each plant at which frozen desserts are to be manufactured and the name of the brand or brands, if any, under which they are to be sold. The license period shall be for twelve months beginning June first.”

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 18th day of April, 1967.

(R247, H1557)

No. 176

An Act To Amend Section 22-368, Code Of Laws Of South Carolina, 1962, Relating To The School Of Dentistry Of The Medical College Of South Carolina, So As To Provide That Its Dean Shall Report To The First Vice President Or Such Other Person As May Be Directed By The Trustees.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 22-368 amended—Medical College to operate School of Dentistry.—Section 22-368, Code of Laws of South Carolina, 1962, is amended by striking on line four “president of The Medical College of South Carolina” and inserting “first vice president of The Medical College of South Carolina or to such other person as may be prescribed in the applicable by-laws adopted by the trustees”. The section when amended shall read:

“Section 22-368. The trustees of The Medical College of South Carolina shall operate the School of Dentistry and provide a staff of teachers and instructors, and a dean who shall report directly to the first vice president of The Medical College of South Carolina or to such other person as may be prescribed in the applicable by-laws adopted by the trustees.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 18th day of April, 1967.

(R248, H1605)

No. 177

An Act To Ratify An Amendment To Section 13, Article II, Of The Constitution Of South Carolina, 1895, So As To Permit Elections To Be Held In The City Of Greer Upon The Question Of Incurring Bonded Indebtedness For Any Corporate Purpose

Without There Being First Presented To The City Council Of The City Of Greer A Petition Signed By A Majority Of The Freeholders Of The City Seeking And Authorizing The Holding Of Such Elections.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Section 13, Article II, State Constitution—ratified—petition not required for election in City of Greer on question of bonded indebtedness.—The amendment to Section 13, Article II, of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1397, Acts and Joint Resolutions of South Carolina, 1966, having been submitted to the qualified electors in the manner prescribed by Section 1 of Article XVI, Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution so that there will be added at the end of Section 13, Article II, of the Constitution of South Carolina, 1895, the following: "*Provided*, that the General Assembly need not prescribe any such petition of freeholders as a condition precedent to the holding of any such election in the City of Greer where the proceeds of the bonds to be authorized are used for any corporate purpose of the City of Greer. It is intended that the term 'City of Greer' as used in this amendment shall mean the City of Greer with corporate limits as now constituted or as hereafter altered following merger, annexation, or modification of corporate limits."

Ratified the 18th day of April, 1967.

(R249, H1606)

No. 178

An Act To Ratify Amendments To Section 7, Article VIII, And Section 5, Article X, Of The Constitution Of South Carolina, 1895, Limiting The Amount Of Bonded Indebtedness Which May Be Incurred By Certain Political Subdivisions Of This State, So As To Increase The Amount Of Bonded Indebtedness Which May Be Incurred By The City Of Greer In Greenville And Spartanburg Counties, And To Eliminate Consideration Of Such Indebtedness In Determining The Total Amount Of Indebtedness Over And Upon Such Territory.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Article VIII, Section 7, State Constitution ratified — bonded indebtedness — City of Greer.—

The amendment to Section 7, Article VIII, Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1398, Acts and Joint Resolutions of South Carolina, 1966, having been submitted to the qualified electors in the manner prescribed by Section 1, Article XVI, of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution so that there will be added at the end of Section 7, Article VIII, of the Constitution of South Carolina the following: "*Provided*, that the maximum amount of bonded indebtedness which the City of Greer in Greenville and Spartanburg Counties may incur shall not exceed twenty per cent of the assessed value of the taxable property within its municipal limits."

SECTION 2. Amendment to Article X, Section 5, State Constitution, ratified, bonded indebtedness, City of Greer.—

The amendment to Section 5, Article X, Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1398, Acts and Joint Resolutions of South Carolina, 1966, having been submitted to the qualified electors in the manner prescribed by Section 1, Article XVI, of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution so that there will be added to the end of Section 5, Article X, Constitution of South Carolina, 1895, the following: "*Provided*, that the maximum amount of bonded indebtedness which the City of Greer in Greenville and Spartanburg Counties may incur shall not exceed twenty per cent of the assessed value of the taxable property within its municipal limits. The bonded indebtedness of the City of Greer in Greenville and Spartanburg Counties shall not be considered in determining the power to incur bonded indebtedness by Greenville or Spartanburg Counties or by any political subdivision of the counties or of the State wholly covering or partially extending over the territory within the municipal limits of the City of Greer."

Ratified the 18th day of April, 1967.

(R250, H1619)

No. 179

An Act To Ratify An Amendment To Section 7 Of Article VIII And Section 5 Of Article X Of The Constitution Of South Carolina, 1895, Limiting The Amount Of Bonded Indebtedness Which May Be Incurred By Political Subdivisions Of This State, So As To Relax The Limitations Imposed Upon The Power Of The City Of Charleston To Incur Bonded Indebtedness.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Amendment to Article VIII, Section 7 and Article X, Section 5, ratified—bonded indebtedness, City of Charleston.—The amendment to Section 7 of Article VIII of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1211 of 1966, having been submitted to the qualified electors in the manner prescribed by Section 1 of Article XVI of the Constitution of this State and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution by adding at the end of Section 7 of Article VIII:

“Provided, that the limitations imposed by this Section 7 of Article VIII and Section 5 of Article X shall not apply to the City of Charleston, as now constituted, or as hereafter enlarged or diminished, and the city may incur bonded indebtedness for any corporate purpose, to the extent of not exceeding twenty per cent of the assessed value of the taxable property therein, if the question of incurring such indebtedness be approved by the qualified electors of such municipality in elections called for such purpose. The power to incur bonded indebtedness pursuant to this provision shall be in addition to and not in derogation of the presently existing power of the City of Charleston to incur bonded indebtedness pursuant to the provisions of any special or general constitutional amendment to Section 7 of Article VIII and Section 5 of Article X of this Constitution relating to or affecting the City of Charleston.”

Ratified the 18th day of April, 1967.

(R251, S319)

No. 180

An Act To Amend Section 15-275, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Terms Of Court In The Seventh Judicial Circuit, So As To Further Provide Therefor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 15-275 amended—terms of court for Seventh Judicial Circuit.—Section 15-275, Code of Laws of South Carolina, 1962, as amended, is further amended by striking it out and inserting in lieu thereof the following :

“Section 15-275. The courts of the seventh judicial circuit shall be held as hereinafter provided.

(1) *Cherokee County.* The court of common pleas for Cherokee County shall be held at Gaffney on the first Monday of March for two weeks, on the first Monday of May for two weeks, and on the first Monday of November for two weeks. The court of general sessions for Cherokee County shall be held at Gaffney on the third Monday of March for one week, on the third Monday of May for one week, on the second Monday of September for two weeks, and on the third Monday of November for two weeks.

(2) *Spartanburg County.* The court of common pleas for Spartanburg County shall be held at Spartanburg on the first Monday of January for three weeks, on the fourth Monday of March for four weeks, on the fourth Monday of May for three weeks, on the third Monday of July for two weeks and on the fourth Monday of September for three weeks. The court of general sessions for Spartanburg County shall be held at Spartanburg on the fourth Monday of January for two weeks, on the fourth Monday of February for one week, on the fourth Monday after the fourth Monday of March for one week, on the third Monday after the fourth Monday of May for one week, and on the third Monday after the fourth Monday of September for three weeks.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of April, 1967.

(R252, H1431)

No. 181

An Act To Create The Georgetown Court Library Commission For The Purpose Of Establishing And Operating A Law Library In Georgetown County; To Provide For Its Powers And Duties; And To Increase The Amount Of Certain Court Costs In Georgetown County Which Shall Be Used For The Support Of The Library.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Georgetown Court Library Commission created.

—There is hereby created the “Georgetown Court Library Commission” consisting of three members who shall be appointed by the Georgetown County Bar Association from its practicing members in good standing. The first commissioners shall be appointed for terms of one, two and three years, respectively, and their successors for terms of three years each. Each shall hold office until his successor has been appointed. Vacancy in an unexpired term shall be filled in the same manner for the unexpired portion of the term only. All commissioners shall serve without pay, and shall not serve consecutively more than two terms.

SECTION 2. Officers—meetings.—The commission shall organize by the election of a chairman, secretary and such other officers as may be deemed expedient. Its meetings shall be held at the call of the chairman, a majority of its members, or on request of a majority of the Georgetown County Bar.

SECTION 3. Establish and maintain Law Library.—The commission shall establish and exercise exclusive control over a Law Library in Georgetown County to be known as the “Georgetown Court Library”. It shall maintain the library for the use and benefit of the courts of Georgetown County and the judges thereof, visiting judges, the officials of Georgetown County, and the members of the Georgetown County Bar Association as hereinafter provided. The commission shall make and promulgate such rules, regulations and orders providing for the use, management, control and operation of the library as it may deem proper and advisable. It may accept donations of books, funds and other property for the use and benefit of the library, dispose of books and other equipment deemed unnecessary or obsolete, purchase books and other necessary material and make any expenditure which it may deem

reasonable and necessary for the proper upkeep and orderly management of the library, including a reasonable salary for a librarian if necessary.

SECTION 4. Rules and regulations.—The commission shall frame rules and regulations permitting the use of the library by the members of the Georgetown County Bar Association who are in good standing. One of such regulations shall require the payment of an annual charge to be determined by the commission; no member of the Bar shall be permitted to use the library until this has been paid. The commission may fix and assess fines for violation of the rules and regulations promulgated for the operation of the library and may deny the use thereof to any member of the Bar failing to comply therewith.

SECTION 5. Additional court costs for support of library.—There shall be added five per cent as costs to the amount of all criminal fines imposed and collected in the Magistrates' Courts and Circuit Court for Georgetown County. The word 'fines' shall include all amounts forfeited as bonds. These costs, which shall be in addition to all other costs imposed by law, shall be set aside and held by the Treasurer of Georgetown County in a special account to be designated as the "Georgetown Court Library Fund." The treasurer, in setting aside these funds, shall assume that such costs have been collected as a part of each fine or forfeiture remitted. This fund shall be used solely for the maintenance, support and operation of the Georgetown Court Library, and the purchase of books, and shall be paid out by the Treasurer of Georgetown County only upon vouchers drawn in the name of the Georgetown Court Library Commission and signed by its secretary and chairman.

SECTION 6. Reports—funds.—The commission shall make annual reports to the Georgetown County Bar Association on the conduct of the library, including a detailed statement as to the receipt and disbursement of funds, such statement to show each voucher issued against the Georgetown Court Library Fund, the amount thereof, to whom issued, and any balance remaining at the end of the year.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of April, 1967.

(R253, H1465)

No. 182

An Act To Amend Act No. 883 Of The Acts Of 1966, Relating To The Magistrate's Court For The Florence District In Florence County, So As To Change The Days Set Aside For The Holding Of Such Court.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act 883 of 1966 amended—when magistrates for Florence District to hold court.—Section 1 of Act No. 883 of the Acts of 1966, relating to the magistrate's court for the Florence District in Florence County, is amended so as to change the days set aside for the holding of such court by striking the first sentence and inserting in lieu thereof the following: "The magistrate for the Florence District in Florence County shall provide for a three-day term of his court on Wednesday, Thursday and Friday of the second week in each month, or at other times that the magistrate deems necessary, for jury trials in criminal cases." When so amended, Section 1 shall read:

"Section 1. The magistrate for the Florence District in Florence County shall provide for a three-day term of his court on Wednesday, Thursday and Friday of the second week in each month, or at other times that the magistrate deems necessary, for jury trials in criminal cases. In such cases, the county attorney, or such other qualified attorney as he may designate, shall represent the State in all prosecutions, at no additional expense to the county."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of April, 1967.

(R255, H1604)

No. 183

An Act To Amend Section 21-2672, Code Of Laws Of South Carolina, 1962, Relating To The Election Of Trustees In The School Districts In Florence County, So As To Further Provide For The Election Of Trustees In School District 5.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 21-2672 amended—election of school trustees in Florence County.—Section 21-2672, Code of Laws of South

Carolina, 1962, is amended by adding the following proviso at the end thereof: "*Provided*, that in School District 5 any person desiring to be a candidate for the board of trustees of such district shall file his intent to be a candidate with the Superintendent of District 5 within ten days of the date of the election which shall be held on the third Tuesday in March of each year." The section when amended shall read as follows:

"Section 21-2672. In any year when trustees are to be elected by any school district in Florence County, they shall be elected by a majority vote of the qualified electors present at the annual meeting provided for in Section 21-2673. *Provided*, that in School District 5 any person desiring to be a candidate for the board of trustees of such district shall file his intent to be a candidate with the Superintendent of District 5 within ten days of the date of the election which shall be held on the third Tuesday in March of each year."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of April, 1967.

(R256, H1608)

No. 184

An Act To Create The Pickens County Aeronautics Commission.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Pickens County Aeronautics Commission created.—The Pickens County Aeronautics Commission is hereby created and shall consist of three members who are residents of the county and who shall be appointed by the Governor upon recommendation of a majority of the county legislative delegation.

SECTION 2. Terms and vacancies.—The terms of office of the members shall be six years, except the terms of the original members shall be for two, four and six years. The terms of those first appointed shall be determined by lot at the first meeting of the commission and the chairman shall notify the Secretary of State of the names and terms of the original members. All vacancies in the membership of the commission shall be filled by appointment for the

unexpired term in like manner as appointments are made for the full term.

SECTION 3. Compensation—chairman.—The members of the commission shall not receive any compensation for their services. The members shall each two years select one of their number as chairman of the commission. Nothing herein contained will prohibit the chairman from succeeding himself.

SECTION 4. Acquisition of property.—The commission may acquire by grant, purchase, lease, condemnation or otherwise real property and rights of way for airport and aeronautical purposes and approaches and obstruction rights for airport and aeronautical purposes. It may also sell, lease, trade, convey and exchange property and rights theretofore acquired for such purposes which in its opinion are not needed for the purposes for which they were acquired. The manner of acquiring property by condemnation as authorized in this act may be such as is provided by law for the condemnation of rights of way for road purposes by the State Highway Commission. The commission may receive by gift or donation moneys and other property to be used by it in carrying out the purposes of this act.

SECTION 5. May lease property.—The commission may lease to the United States of America or to any agency thereof or to any person, firm or corporation, municipal or private, any and all of the property and rights acquired by the commission under the provisions of this act or under the provisions of any other act, statute or law. The commission may also enter into agreements with the United States of America or any agency thereof or any person, firm or corporation, municipal or private, relative to the establishment, operation and maintenance of an airport and aeronautical field in such county. All such leases and agreements shall be valid and binding upon the commission and the county.

SECTION 6. Powers to be additional.—The powers and authority extended to the commission under the provisions of this act shall be cumulative to and in addition to all powers and authorities the commission may have by virtue of the provisions of any other act, statute or law.

SECTION 7. Executions and conveyances to be in name of Pickens County.—All property and rights received and acquired by the commission, all conveyances, leases and agreements made by it and

all other acts of the commission under the provisions of this act or of any other act, statute or law shall be for and in behalf of and in the name of Pickens County. All deeds, leases, agreements and all other papers executed by the commission shall be executed in the name of Pickens County by the commission, and at least two members of the commission shall subscribe their names in the execution thereof.

SECTION 8.—Airport fund.—All funds received by the commission shall be turned over to the treasurer of the county and by him placed in a special fund to be known as the “airport fund.”

SECTION 9. Intent of Act.—It is the intent of this act that the commission shall act for and in behalf of the county and that it shall, in addition to the rights, powers and authorities set out in this act, have all the rights, powers and authorities extended and given to the counties in this State under the provisions of article 1, chapter 4, Title 2, Code of Laws of South Carolina, 1962.

SECTION 10. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of April, 1967.

(R257, H1614)

No. 185

An Act To Create The Marlboro County Historic Preservation Commission And To Prescribe Its Powers And Duties.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Marlboro County Historic Preservation Commission established.—There is hereby created and established the Marlboro County Historic Preservation Commission, hereinafter referred to as the Commission, with such duties, powers and authority as herein provided.

SECTION 2. To be corporate body.—The Commission is hereby declared to be a body politic and corporate and shall exercise and enjoy all the rights and privileges of such and be subject to the rules and regulations herein imposed.

SECTION 3. Members — appointments — terms — officers.—The Commission shall be composed of seven resident electors of the

county to be appointed by the Governor upon the recommendation of the Marlboro County Legislative Delegation. The members shall serve for terms of four years and until their successors are appointed and qualify.

Immediately upon the appointment of the Commission it shall organize by electing one of its members as chairman, a second as vice-chairman and a third as secretary-treasurer. The officers of the Commission shall hold office for terms of one year and until their successors shall be chosen and qualify. It shall be the duty of the Commission to see that a record of the appointees to the Commission shall be filed in the Clerk of Court's Office in Marlboro County, so as to indicate the persons holding office as members of the Commission and the duration of their respective terms. No member of the Commission shall receive any compensation for his services as a member of the Commission. Membership on the Commission shall not be construed to be an office of honor or profit.

SECTION 4. Powers.—The Commission shall be empowered as follows:

- (1) To sue and be sued.
- (2) To adopt, use and alter a corporate seal.
- (3) To contract with others in furtherance of its purposes and to charge admissions and fees to its facilities.
- (4) To make bylaws for the management and regulation of its affairs.
- (5) To acquire, own, hold in trust, preserve, restore, maintain, suitably mark, develop, advertise, and operate buildings and structures of historic significance, and the land upon which the same may be situate, in Marlboro County, and to receive funds, by grants, donations and appropriations for the accomplishment of these purposes.
- (6) To borrow money and to mortgage or pledge its real and personal property; *provided*, that it shall not have the power to assume any obligation or incur any indebtedness binding upon the State of South Carolina or Marlboro County.
- (7) To prescribe rules and regulations governing the use of its facilities.
- (8) To appoint agents, employees and servants, to prescribe their duties, to fix their compensation, to determine if and to what extent they shall be bonded for the faithful performance of their duties.
- (9) To authorize and create advisory committees and special memberships and societies in furtherance of its purposes.

SECTION 5. Exempt from taxes.—All property of the Commission shall be exempt from all ad valorem taxes levied by the county or any municipality, division, subdivision or agency, direct or indirect.

SECTION 6. Fiscal year—audit.—The Commission shall conduct its affairs on the fiscal year basis employed by Marlboro County. As shortly after the close of its fiscal year as may be practicable an audit of its affairs shall be made by a certified public accountant of good standing. Copies of such audit, incorporated into an annual report of the Commission, shall be filed with the county delegation and in the office of the Clerk of Court for the county.

SECTION 7. Obligations not to be impaired.—The right to alter, amend, or rescind this act is hereby expressly reserved and disclosed, but no such amendment or repeal shall operate to impair the operation of any other lawful contract by the authority pursuant to any power conferred by this act.

SECTION 8. Appropriation—budget.—The annual appropriation act for Marlboro County shall provide funds toward the operation of the Commission. The Commission shall submit a budget annually to the Marlboro County Legislative Delegation on or before the first of April.

SECTION 9. When action may be taken.—Any action required of the Commission may be taken at any meeting of the Commission, regular or special, and at such meeting a majority of the members of the Commission shall constitute a quorum for the purpose of transacting the business of the Commission.

SECTION 10. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of April, 1967.

An Act Making It Unlawful For Any Person Under The Age Of Twenty-One Years To Purchase, Or Knowingly Have In His Possession Any Alcoholic Liquors; To Amend Section 4-80, Code Of Laws Of South Carolina, 1962, Relating To Stock Displays And Prices In Retail Liquor Stores, So As To Eliminate Cer-

tain Restrictions; To Amend Section 4-83, Relating To Sales Of Alcoholic Liquors By Railroad And Pullman Companies, So As To Include Airlines; To Amend Section 4-100, Relating To The Drinking Of Alcoholic Liquors In Certain Public Conveyances, So As To Further Provide Therefor; To Amend Section 4-108.4, Relating To Monetary Penalties For Violations Of Alcoholic Liquor, Beer Or Wine Laws, So As To Correct An Erroneous Code Reference And To Authorize Additional Monetary Penalties; To Allow Certain Use Or Possession Of Beer, Wine Or Alcoholic Beverages By Minors; And To Repeal Section 4-72, Code Of Laws Of South Carolina, 1962, Relating To Maximum Sales Prices For Retailers And Wholesalers Of Alcoholic Liquors.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Unlawful for persons under twenty-one to purchase alcoholic liquors.—It shall be unlawful for any person under the age of twenty-one years to purchase, or knowingly have in his possession any alcoholic liquors. Any such possession shall be prima facie evidence that it was knowingly possessed. It shall also be unlawful for any person to falsely represent his age for the purpose of procuring alcoholic liquors.

Any person violating the provisions of this section shall be deemed guilty of a misdemeanor and upon conviction shall be fined not less than twenty-five dollars nor more than one hundred dollars or be imprisoned for not more than thirty days.

SECTION 2. Section 4-80 amended — display of prices and stock.—Section 4-80, Code of Laws of South Carolina, 1962, is amended by inserting a period after the word “size” on line three and by striking “and all sales shall be made from the shelves. Only surplus stocks, in excess of one case, of brands and sizes of alcoholic liquors prominently displayed on his shelves may be stored under counters and in other authorized storage spaces.” The section when amended shall read as follows :

“Section 4-80. Every retail dealer shall display all retail prices on the shelf under each brand and bottle size. No bottles of alcoholic liquors or packages containing alcoholic liquors shall be displayed in the front or windows of the store or place of business of any retail dealer.”

SECTION 3. Section 4-83 amended—exemptions for interstate carriers.—Section 4-83, Code of Laws of South Carolina, 1962,

is amended by striking the word "or" on line three and inserting in lieu thereof a comma; by inserting on line three after the word "Pullman" the words "or airline"; and by inserting on line four after the word "trains" the words "or aircraft". The section when amended shall read as follows:

"Section 4-83. The restrictive provisions of this article relating to retail dealers shall not apply to sales of alcoholic liquors by railroad, Pullman or airline companies to passengers on interstate trains or aircraft for consumption thereon, such sales being hereby permitted."

SECTION 4. Section 4-100 amended—drinking on certain public conveyances prohibited.—Section 4-100, Code of Laws of South Carolina, 1962, is amended by striking it out and inserting in lieu thereof the following:

"Section 4-100. Any person who drinks alcoholic liquors in any public conveyance in this State shall be deemed guilty of a misdemeanor and upon conviction shall be fined not more than one hundred dollars or be imprisoned not to exceed thirty days. This section shall not apply to any railroad dining or club car or to any aircraft of a commercial airline transporting passengers for hire."

SECTION 5. Section 4-108.4 amended—imposition of monetary penalties.—Section 4-108.4, Code of Laws of South Carolina, 1962, is amended by striking it out and inserting in lieu thereof the following:

"Section 4-108.4. For all violations of Chapters 1, 2 or 4 of this Title, or of Chapter 11 or 16 of Title 65, and for any violation of any regulation promulgated by the Tax Commission pertaining to beer, wine, or liquor, the Tax Commission may, in its discretion, impose a monetary penalty upon the holder of any beer, wine or liquor license in lieu of suspension or revocation thereof.

In such cases the amount of penalty imposed, if any, shall be determined within the limits prescribed hereafter in each case by the Tax Commission after a hearing as provided in Section 4-57 or 4-216. For any of such violations retail beer and wine licensees shall be subject to a penalty of not less than twenty-five dollars nor more than one thousand dollars. Wholesale beer and wine licensees and retail liquor licensees shall be subject to a penalty of not less than one hundred dollars nor more than one thousand five hundred dollars and wholesale liquor licensees shall be subject to a penalty of not less than five hundred dollars nor more than five

thousand dollars. In the event the Tax Commission imposes a monetary penalty, as provided above, and if, for any reason, the penalty is not paid within ten days after demand thereof by the Tax Commission, such license or licenses may be suspended or revoked by the Tax Commission."

SECTION 6. Exemptions.—No provision of law prohibiting the use or possession of beer, wine, or alcoholic beverages by minors shall apply to any minor in the home of his parents or guardian or to any such beverage used for religious ceremonies or purposes so long as such beverage was legally purchased.

SECTION 7. Section 4-72 repealed.—Section 4-72, Code of Laws of South Carolina, 1962, is repealed.

SECTION 8. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of April, 1967.

(R259, S101)

No. 187

An Act Making It Unlawful For Any Person Under The Age Of Eighteen Years To Purchase, Or Knowingly Have In His Possession Any Beer, Ale, Porter, Wine Or Any Other Similar Malt Or Fermented Beverage; Making It Unlawful To Drink Or Possess Beer Or Wine In An Open Container From Twelve O'Clock Saturday Night Until Sunrise Monday Morning At Any Place Licensed To Sell Beer Or Wine; To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 4-207 To Provide For Warrants To Collect Penalties Imposed For Violating Beer And Wine Laws; To Amend Section 4-204.1, Relating To The Declaration Of Beer Or Wine As Contraband Under Certain Conditions, So As To Provide For The Posting Of A Cash Bond For The Recovery Thereof; To Amend Section 4-213, Relating To Applications For Permits To Sell Beer Or Wine By Requiring The Posting Of A Bond In Certain Cases; To Amend Sections 4-213.1 And 65-735.1, Relating To Certificates Of Approval For Manufacturers Or Importers Selling To Beer Wholesalers And Taxes On Beer Received From Out Of State, So As To Include Wine Under The Provisions Of These Two Sections;

And To Repeal Section 4-202.2, Code Of Laws Of South Carolina, 1962, Which Provides A Maximum Mark Up For Retail Sales Of Beer And Wine.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Unlawful for persons under eighteen to purchase beer or wine.—It shall be unlawful for any minor under the age of eighteen years to purchase, or knowingly have in his possession any beer, ale, porter, wine or any other similar malt or fermented beverage. Any such possession shall be prima facie evidence that it was knowingly possessed. Any person violating the provisions of this section shall be deemed guilty of a misdemeanor and upon conviction shall be fined not less than twenty-five dollars nor more than one hundred dollars or be imprisoned for not more than thirty days.

This section shall not apply to any employee lawfully engaged in the sale or delivery of any such beverage in an unopened container.

SECTION 2. Certain drinking or possession of beer or wine unlawful.—Any person who drinks beer or wine or possesses beer or wine in an open container between the hours of twelve o'clock Saturday night and sunrise Monday morning at any place licensed to sell beer or wine shall be deemed guilty of a misdemeanor and upon conviction shall be fined not more than one hundred dollars or be imprisoned for not more than thirty days.

SECTION 3. Section 4-207 added—collection of unpaid penalties.—The Code of Laws of South Carolina, 1962, is amended by adding Section 4-207 to provide for warrants to collect penalties imposed for violating beer and wine laws to read as follows :

“Section 4-207. If any penalty imposed by this chapter remains due and unpaid for a period of ten days, the Commission shall issue a warrant under its bond and official seal in accordance with Article 7, Chapter 22 of Title 65 of the 1962 Code.”

SECTION 4. Section 4-201.1 amended—certain beer and wine made be declared contraband—cash bond.—Section 4-204.1, Code of Laws of South Carolina, 1962, is amended by adding at the end thereof the following: “*Provided*, that the person owning or claiming such beer or wine may retain possession of it by delivering to the peace officer a cash bond in an amount equal to the cost price of the beer or wine. The cost price shall not be less than the average price

charged for a like quantity of beer or wine by a licensed wholesaler. The peace officer receiving the bond shall deliver a written receipt to the person posting the bond. If the peace officer is a representative of the Tax Commission, the cash bond shall be deposited in the State Treasury. If the peace officer is a representative of a municipality, the cash bond shall be deposited in the treasury of the municipality. In all other cases, the cash bond shall be deposited in the treasury of the county in which the beer or wine was located when declared contraband. If the Tax Commission or court shall determine that the person charged with the violation which required the posting of a bond was not guilty of the offense charged, the bond shall be returned to the person posting such bond. If the person so charged shall be found guilty, the bond shall be forfeited to the State, county or municipality, as the case may be. The licensee shall have a right to appeal to the circuit court, any final order of the Tax Commission or inferior court, within ten days of the date of such order." The section when amended shall read as follows:

"Section 4-204.1. If any beer or wine is sold or delivered to anyone from any place of business between the hours of twelve o'clock Saturday night and sunrise Monday morning, all beer and wine found within the said place of business is hereby declared contraband and shall be seized by any peace officer and handled as contraband liquor. *Provided*, that the person owning or claiming such beer or wine may retain possession of it by delivering to the peace officer a cash bond in an amount equal to the cost price of the beer or wine. The cost price shall not be less than the average price charged for a like quantity of beer or wine by a licensed wholesaler. The peace officer receiving the bond shall deliver a written receipt to the person posting the bond. If the peace officer is a representative of the Tax Commission, the cash bond shall be deposited in the State Treasury. If the peace officer is a representative of a municipality, the cash bond shall be deposited in the treasury of the municipality. In all other cases, the cash bond shall be deposited in the treasury of the county in which the beer or wine was located when declared contraband. If the Tax Commission or court shall determine that the person charged with the violation which required the posting of a bond was not guilty of the offense charged, the bond shall be returned to the person posting such bond. If the person so charged shall be found guilty, the bond shall be forfeited to the State, county or municipality, as the case may be. The licensee shall have a right to appeal to the circuit court, any final order of

the Tax Commission or inferior court, within ten days of the date of such order.”

SECTION 5. Section 4-213 amended—applications for permits to sell beer or wine—bond may be required.—Section 4-213, Code of Laws of South Carolina, 1962, is amended by adding the following new paragraph at the end thereof which shall read as follows: “The Commission may, in those cases where it deems necessary, require an applicant to post a cash bond or surety bond with a bonding company approved by the State Insurance Commission, as an additional condition for a permit. The bond shall be in such amount as may be determined by the Commission and shall be subject to forfeiture in whole or in part for violations of law relating to the sale of beer or wine.” The section when amended shall read as follows:

“Section 4-213. When upon the filing of a verified application with the Tax Commission it is shown that the foregoing qualifications and conditions are met and when upon investigation of the Commission it is determined by the Commission that the applicant is a fit person to sell beer or wine and that the location of the proposed place of business is a proper one, the Commission shall issue a permit to such applicant to sell beer or wine on the premises described in the application upon the payment of the fee prescribed by law. Any misstatement or concealment of fact in an application shall be a sufficient ground for the revocation of the permit issued by reason of such application.

The Commission may, in those cases where it deems necessary, require an applicant to post a cash bond or surety bond with a bonding company approved by the State Insurance Commission, as an additional condition for a permit. The bond shall be in such amount as may be determined by the Commission and shall be subject to forfeiture in whole or in part for violations of law relating to the sale of beer or wine.”

SECTION 6. Section 4-213.1 amended—certificate of approval for manufacturers of beer or wine.—Section 4-213.1, Code of Laws of South Carolina, 1962, is amended by inserting “and wine” after the word “beer” where it first appears on line one and inserting “, wine” after the word “beer” where it appears the second time on line one. The section when amended shall read as follows:

“Section 4-213.1. Beer and wine wholesalers shall only purchase beer, wine or ale from manufacturers or importers who hold a cer-

tificate of approval issued by the Tax Commission to be purchased at an annual cost of one hundred dollars. All certificates shall expire on June thirtieth following the date of issue."

SECTION 7. Section 67-735.1 amended—importers for beer or wine to pay license tax.—Section 65-735.1, Code of Laws of South Carolina, 1962, is amended by inserting after the word "beer" on line three the words "or wine". The section when amended shall read as follows:

"Section 65-735.1. Every person, firm, corporation, club, or association, or any organization or individual within this State, importing, receiving, or acquiring from without the State or from any other sources whatever, beer or wine as defined in Section 65-731 on which the tax imposed by this chapter has not been paid, for use or consumption within the State, shall be subject to the payment of a license tax at the same rates provided in Sections 65-732 and 65-733."

SECTION 8. Section 4-202.2 repealed.—Section 4-202.2, Code of Laws of South Carolina, 1962, is repealed.

SECTION 9. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of April, 1967.

(R260, S172)

No. 188

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 61-48, And To Amend Act No. 799 Of 1962, As Amended, And Act No. 800 Of 1966, Relating To The South Carolina Retirement System, The South Carolina Police Officers' Retirement System And The Retirement System For Members Of The General Assembly Of The State Of South Carolina, So As To Provide For The Preservation Of Service In These Three Systems Under Certain Conditions.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 61-48 added—definitions—preservation of service.—The Code of Laws of South Carolina, 1962, is amended by adding Section 61-48, as follows:

"Section 61-48. As used in this section, 'correlated system' shall mean one or more of the following:

- (1) South Carolina Retirement System;
- (2) South Carolina Police Officers' Retirement System;
- (3) Retirement System for members of the General Assembly of the State of South Carolina.

Notwithstanding any other provision of law, if a member of any correlated system ceases to occupy a position covered under the system and if, within the protective period and under such conditions as are set forth in the correlated system for continuation of membership therein, he accepts a position covered by another correlated system, he shall notify the Director of each system of such employment, and his membership in the first system shall be continued so long as his membership in the other system continues. Service credited to the member under the provisions of the first system shall be considered service credits for the purpose of determining eligibility for benefits, but not the amount thereof, under the other system. Any benefit under any one of the correlated systems shall be computed solely on the basis of service and contributions credited under that system, and shall be payable at such times and subject to such age and service conditions as are set forth therein; *provided*, however, a member shall not be eligible to receive retirement payments so long as he is employed in a position covered by the South Carolina Retirement System or the South Carolina Police Officers' Retirement System."

SECTION 2. Section 4 of Act 799 of 1962 amended—definitions—preservation of service.—Section 4 of Act No. 799 of 1962, as amended, is further amended by adding a new item which shall read as follows:

"(8) As used in this item, 'correlated system' shall mean one or more of the following:

- (a) South Carolina Retirement System;
- (b) South Carolina Police Officers' Retirement System;
- (c) Retirement System for members of the General Assembly of the State of South Carolina.

Notwithstanding any other provision of law, if a member of any correlated system ceases to occupy a position covered under the system and if, within the protective period and under such conditions as are set forth in the correlated system for continuation of membership therein, he accepts a position covered by another correlated system,

he shall notify the Director of each system of such employment, and his membership in the first system shall be continued so long as his membership in the other system continues. Service credited to the member under the provisions of the first system shall be considered service credits for the purpose of determining eligibility for benefits, but not the amount thereof, under the other system. Any benefit under any one of the correlated systems shall be computed solely on the basis of service and contributions credited under that system, and shall be payable at such times and subject to such age and service conditions as are set forth therein; *provided*, however, a member shall not be eligible to receive retirement payments so long as he is employed in a position covered by the South Carolina Retirement System or the South Carolina Police Officers' Retirement System."

SECTION 3. Item 3 of Section 4 of Act 800 of 1966 amended—definitions—preservation of service.—Item (3) of Section 4 of Act No. 800 of 1966 is amended by striking it and inserting the following:

"(3) As used in this item 'correlated system' shall mean one or more of the following:

- (a) South Carolina Retirement System;
- (b) South Carolina Police Officers' Retirement System;
- (c) Retirement System for members of the General Assembly of the State of South Carolina.

Notwithstanding any other provision of law, if a member of any correlated system ceases to occupy a position covered under the system and if, within the protective period and under such conditions as are set forth in the correlated system for continuation of membership therein, he accepts a position covered by another correlated system, he shall notify the Director of each system of such employment, and his membership in the first system shall be continued so long as his membership in the other system continues. Service credited to the member under the provisions of the first system shall be considered service credits for the purpose of determining eligibility for benefits, but not the amount thereof, under the other system. Any benefit under any one of the correlated systems shall be computed solely on the basis of service and contributions credited under that system, and shall be payable at such times and subject to such age and service conditions as are set forth therein; *provided*, however, a member shall not be eligible to receive retirement payments so long as he is employed in a position covered by the South Carolina Retirement System or the South Carolina Police Officers' Retirement System."

Notwithstanding the foregoing, for the purpose of determining qualifications of a member of the system to make an election pursuant to item (2) of this section, service credits under a correlated system shall be deemed to be credited service hereunder."

SECTION 4. Item 2 of Section 5 of Act 800 of 1966 amended—creditable service.—Item (2) of Section 5 of Act No. 800 of 1966 is amended by striking it out and inserting in lieu thereof the following:

"(2) Notwithstanding any other provision of law, any member of the Retirement System for Members of the General Assembly who has rendered service which would have been creditable under a correlated system may establish such service with this system by paying the contributions which would have been necessary had this service actually been established with such correlated system.

(3) When membership in the system ceases for any reason other than death or retirement, the service previously credited to the member of the system shall be cancelled and, should be again become a member of the system, he shall enter the system as a new member of the system not entitled to credit for previous service."

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of April, 1967.

(R261, S370)

No. 189

An Act To Authorize The Town Of Lake City In Florence County To Furnish Fire Protection Beyond Its Corporate Limits.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Town of Lake City—furnishing of fire protection.—The Town of Lake City in Florence County is authorized to furnish fire protection to properties outside the corporate limits of the municipality and enter into contracts to furnish such protection.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of April, 1967.

(R262, S365)

No. 190**An Act To Create The Clarendon County Historic Preservation Commission, And To Prescribe Its Powers And Duties.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Clarendon County Historic Preservation Committee created.—There is hereby created and established the Clarendon County Historic Preservation Commission, hereinafter referred to as the Commission, with such duties, powers and authority as herein provided.

SECTION 2. To be corporate body.—The Commission is hereby declared to be a body politic and corporate and shall exercise and enjoy all the rights and privileges of such and be subject to the rules and regulations herein imposed.

SECTION 3. Members — appointment — terms — officers.—The Commission shall be composed of seven resident electors of the county to be appointed by the Governor upon the recommendation of the legislative delegation representing Clarendon County. The members shall serve for terms of five years and until their successors are appointed and qualify, except that the first appointments shall be as follows: three for five years, two for three years and two for one year. The terms of those first appointed shall be determined by lot.

Immediately upon the appointment of the Commission, it shall organize by electing one of its number as chairman, a second as vice-chairman and a third as secretary. The officers of the Commission shall hold office for terms of one year and until their successors shall be chosen and qualify. It shall be the duty of the Commission to see that a record of the appointees to the Commission shall be filed in the Clerk of Court's office in Clarendon County, so as to indicate the persons holding office as members of the Commission and the duration of their respective terms. No member of the Commission shall receive any compensation for his services as a member of the Commission. Membership on the Commission shall not be construed to be an office of honor or profit.

SECTION 4. Powers.—The Commission shall be empowered as follows:

- (1) To sue and be sued.
- (2) To adopt, use and alter a corporate seal.

(3) To contract with others in furtherance of its purposes and to charge admission fees to its facilities.

(4) To make bylaws for the management and regulation of its affairs.

(5) To acquire, own, hold in trust, preserve, restore, maintain, suitably mark, develop, advertise, and operate buildings and structures of historic significance, and the land upon which the same may be situate, in Clarendon County, and to receive funds, grants, donations and appropriations for the accomplishment of these purposes.

(6) To prescribe rules and regulations governing the use of the facilities.

(7) After first obtaining the approval and written consent of the legislative delegation representing Clarendon County, the Commission shall have authority to appoint agents, employees and servants, to prescribe their duties, to fix their compensation, to determine if and to what extent they shall be bonded for the faithful performance of their duties.

(8) To authorize and create advisory committees and special memberships and societies in furtherance of its purposes.

SECTION 5. Exempt from taxes.—All property of the Commission shall be exempt from all ad valorem taxes levied by the county or any municipality, division, subdivision or agency, direct or indirect.

SECTION 6. Fiscal year and audit.—The Commission shall conduct its affairs on the fiscal year basis employed by Clarendon County. As shortly after the close of its fiscal year as may be practicable an audit of its affairs shall be made by a certified public accountant of good standing, to be designated by the Commission with the prior written approval of the legislative delegation representing Clarendon County. Copies of such audit, incorporated into an annual report of the Commission, shall be filed with the county delegation and in office of the clerk of court for the county.

SECTION 7. Obligations not to be impaired.—The right to alter, amend or rescind this act is hereby expressly reserved and disclosed, but no such amendment or repeal shall operate to impair the operation of any otherwise lawful contract made by the authority pursuant to any power conferred by this act.

SECTION 8. Funds.—Funds for the operation of the Commission shall be such as may be provided in the annual appropriations for Clarendon County.

SECTION 9. When action may be taken.—Any action required of the Commission may be taken at any meeting of the Commission, regular or special, and at such meeting a majority of the members of the Commission shall constitute a quorum for the purpose of transacting the business of the Commission.

SECTION 10. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of April, 1967.

(R264, S375)

No. 191

An Act To Amend Section 43-511, Code Of Laws Of South Carolina, 1962, Setting Territorial Jurisdiction For Magistrates In Aiken County, So As To Extend The Jurisdiction Of The Magistrates To The Entire County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 43-511 amended—jurisdiction.—Section 43-511, of the Code of 1962, is amended by striking the section in its entirety and inserting in lieu thereof the following:

“Section 43-511. Each magistrate of Aiken County shall have jurisdiction throughout the entire county.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of April, 1967.

(R265, S376)

No. 192

An Act To Amend Section 47-112, Code Of Laws Of South Carolina, 1962, Specifying Two-Year Terms For Officers In Certain Towns, So As To Include The Town Of Monetta In Aiken County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 47-112 amended—terms of officers in certain towns.—Section 47-112, of the Code of 1962, is amended by

inserting between the words "McClellanville," and "Mt. Croghan" on line six the word "Monetta,". When so amended the section shall read as follows:

"Section 47-112. Notwithstanding the provisions of Section 47-111, in the towns of Aynor, Bethune, Bluffton, Bonneau, Cameron, Campobello, Central Pacolet, Chapin, Clio, Cross Hill, Eastover, Ehrhardt, Ellenton, Eutawville, Fort Lawn, Goose Creek, Gray Court, Hardeeville, Harleyville, Hemingway, Irmo, Jamestown, Jefferson, Johnsonville, Lake View, Lowrys, Lynchburg, McBee, McClellanville, Monetta, Mt. Croghan, Nichols, Norway, Olanta, Olar, Pamplico, Parksville, Patrick, Pelion, Pinewood, Plum Branch, Pomaria, Port Royal, Prosperity, Ravenel, Ridge Spring, Ridgeville, Ridgeway, Salem, Salley, Scranton, Sellers, Silverstreet, Ward, West Union and Yemassee, the intendant or mayor and wardens, aldermen or councilmen shall be elected every two years and their terms of office shall be for two years and until their successors shall have been elected and qualified."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of April, 1967.

(R266, S378)

No. 193

An Act To Amend Act No. 743, Acts And Joint Resolutions Of 1962, Creating The Greenville County Commission For Technical Education And Defining Its Functions, So As To Expand The Powers And Duties Of The Commission With Regard To Relations With Institutions Of Higher Learning And The Establishment Of Certain College Courses.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 3 of Act 743 of 1962 amended—subsections (14), (15) and (16) added—additional powers.—Section 3 of Act No. 743 of the Acts of 1962 is amended so as to expand the powers and duties of the Greenville County Commission for Technical Education by adding subsections (14), (15) and (16) at the end thereof, as follows:

“(14) To encourage and assist in the promotion of higher education in Greenville County and adjacent areas including, but not limited to, the establishment in Greenville County of facilities to offer standard freshman and sophomore courses at the college level and such other courses as may be deemed desirable.

(15) To enter into contracts and negotiate with educators and educational institutions and take other necessary actions to secure for Greenville County the educational facilities and courses described in subsection (14); *provided*, that Greenville County shall not be bound by or held liable for any acts of commission or omission of the Commission, nor any contract provision or agreement, expressed or implied, except upon written approval and consent of a majority of the Greenville County Legislative Delegation, including the Senators.

(16) To appoint from Greenville County and adjacent areas an advisory committee on higher education to assist and advise the Commission on such matters as the Commission may deem necessary.”

When so amended, Section 3 shall read:

“Section 3. The Commission is hereby authorized and empowered to do all things necessary or convenient to promote the objects of the program instituted by Section 23 of Act 323 of 1961, and without in any way limiting the generality of the foregoing, shall be empowered as follows:

- (1) To adopt and use a corporate seal.
- (2) To adopt such bylaws, rules and regulations for the conduct of business and the expenditure of its funds as it may deem advisable.
- (3) To acquire a site within Greenville County and to construct and equip thereon appropriate facilities in accordance with the standards and specifications promulgated by the State Advisory Committee established by Section 23 of Act 323 of 1961.
- (4) To acquire by gift, or purchase, or otherwise, all kinds and descriptions of real and personal property.
- (5) To accept gifts, grants, donations, devises and bequests.
- (6) To provide appropriate supervision of the maintenance of any facility established to promote vocational or technical education.
- (7) To provide the necessary administrative services required by the State program.
- (8) To employ such personnel as may be necessary to enable the Commission to fulfill its functions.
- (9) To establish, promulgate and enforce reasonable rules and regulations, in conjunction with those promulgated by the State agency, for the operation of its facilities.

(10) To operate its affairs on a fiscal year coinciding with that of Greenville County.

(11) To expend any funds received in any manner, including the proceeds derived from any bonds issued by Greenville County to defray any costs incident to the establishment of adequate facilities for the program, and thereafter to expend such funds for the operation, maintenance and improvement of the facilities.

(12) To apply for, receive, and expend moneys from all governmental agencies, both State and Federal.

(13) To exercise all powers contemplated for local agencies by Section 23 of Act 323 of 1961, and all other laws modifying, amending or implementing it.

(14) To encourage and assist in the promotion of higher education in Greenville County and adjacent areas including, but not limited to, the establishment in Greenville County of facilities to offer standard freshman and sophomore courses at the college level and such other courses as may be deemed desirable.

(15) To enter into contracts and negotiate with educators and educational institutions and take other necessary actions to secure for Greenville County the educational facilities and courses described in subsection (14); *provided*, that Greenville County shall not be bound by or held liable for any acts of commission or omission of the Commission, nor any contract provision or agreement, expressed or implied, except upon written approval and consent of a majority of the Greenville County Legislative Delegation, including the Senators.

(16) To appoint from Greenville County and adjacent areas an advisory committee on higher education to assist and advise the Commission on such matters as the Commission may deem necessary."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of April, 1967.

An Act To Create The State Commission On Higher Education, To Prescribe Its Duties, To Provide Funds Therefor And To Repeal Act No. 811, Acts And Joint Resolutions Of The General Assembly, 1962.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. State Commission on Higher Education created.

—There is hereby created the State Commission on Higher Education to be composed of seven members to be appointed by the Governor. The terms of the members shall be for four years, except that of those first appointed three shall be for four years, two shall be for three years and two shall be for two years. The Governor shall designate the member to serve as chairman. In addition to the seven members appointed by the Governor, the chairman of the board, or a representative from the board appointed by the chairman, of each state-supported institution of higher learning, including the Medical College, shall be a member of the commission *ex officio*.

No trustee, officer or employee of any state-supported institution of higher learning nor any holder of public office if elective or for which compensation is paid shall be eligible for appointment as a member of the commission. Not more than two persons who have attended the same state institution of higher learning shall be eligible to serve as members of the commission at the same time. *Provided*, that the prohibition set forth in this paragraph shall not apply to the members of the commission serving *ex officio*.

SECTION 2. Duties.—The commission shall meet regularly and is charged with the duty of making studies of the State's institutions of higher learning, relative to both short and long-range programs which shall include :

(a) the role of state-supported higher education in serving the needs of the State and the roles and participation of the individual institutions in the state-wide program ;

(b) enrollment trends, student costs, business management practices, accounting methods, operating results and needs and capital fund requirements ;

(c) the administrative setup and curriculum offerings of the several institutions and of the various departments, schools, institutes and services within each institution and the respective relationships to the services and offerings of other institutions ;

(d) areas of state-level coordination and cooperation with the objective of reducing duplication, increasing effectiveness and achieving economies and eliminating sources of friction and misunderstanding ;

(e) efforts to promote a clearer understanding and greater unity and good will among all institutions of higher learning, both public

and private, in the interest of serving the educational needs of the people of South Carolina on a state-wide level.

SECTION 3. Council of Presidents.—The commission shall establish a Council of Presidents consisting of the presidents of the state institutions of higher learning. The Council of Presidents shall appoint a chairman and such other officers and committees as it may see fit. It shall meet at least four times a year, of which two meetings will be held jointly with the commission. The Council of Presidents shall establish committees consisting of qualified personnel representing the various state-supported institutions of higher learning, either upon request of the commission or upon its own initiative, to investigate, study and report to the commission on such subjects as:

- (a) Academic planning
- (b) Business and financial coordination
- (c) Library utilization and coordination

SECTION 4. Recommendations—review budgets.—The commission shall make such recommendations to the State Budget and Control Board and the General Assembly as to policies, programs, curricula, facilities, administration and financing of all state-supported institutions of higher learning as may be considered desirable. The State Budget and Control Board may refer to the commission for investigation, study and report any requests of institutions of higher learning for new or additional appropriations for operating and for other purposes and for the establishment of new or expanded programs.

The commission shall review the annual budgets of the state-supported institutions of higher learning and shall make such recommendations to the State Budget and Control Board and the General Assembly concerning these budgets as may be considered desirable, and shall make such further recommendations from time to time to the State Budget and Control Board as the commission may deem in the interest of improving higher education in the State. No new program shall be undertaken by any state-supported institution of higher learning without the approval of the commission or the General Assembly.

SECTION 5. Reports.—The commission shall make reports to the Governor and the General Assembly at least annually on the status

and progress of higher education in the State, with such recommendations as may be appropriate.

SECTION 6. Funds—compensation.—Funds for the necessary technical, administrative and clerical assistance and other expenses of the commission, including stationery, shall be carried in the annual appropriation act for the State. The members of the commission shall be allowed such per diem and mileage as authorized by law for members of boards, commissions and committees. The sum appropriated for the use of the commission shall be expended upon warrants signed by the chairman.

SECTION 7. Repeal.—Act No. 811 of 1962 is repealed.

SECTION 8. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 27th day of April, 1967.

(R268, H1532)

No. 195

An Act To Amend Section 14-901, Code Of Laws Of South Carolina, 1962, Relating To The County Commissioners Of Bamberg County, So As To Specify The Dates On Which Their Terms Are To Commence.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-901 amended — terms of Bamberg County Commissioners.—Section 14-901, Code of Laws of South Carolina, 1962, is amended by adding at the end thereof the following: "The terms of the commissioners shall commence on July first following their election."

The section when amended shall read as follows:

"Section 14-901. The county commissioners of Bamberg County shall be elected by the qualified electors of the county at each general election and shall hold office for two years and until their successors are elected and qualify. The terms of the commissioners shall commence on July first following their election."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of April, 1967.

(R269, H1534)

No. 196

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 16-315 So As To Make It Unlawful To Intentionally Burn Lands Of Another Without Consent And To Provide A Penalty.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 16-315 added—unlawful to burn lands of another.—The Code of Laws of South Carolina, 1962, is amended by adding Section 16-315 to read as follows:

“Section 16-315. It shall be unlawful for any person without prior written consent of the landowner or his agent to intentionally set fire to lands of another, or to intentionally cause or allow fire to spread to lands of another, whereby any woods, fields, fences or marshes of any other person are burned. Any person violating the provisions of this act shall, upon conviction, be punished as follows: (a) for the first offense, by a fine of not more than one thousand dollars, or imprisonment for not more than one year, or both, (b) for a second or subsequent offense, by a fine of not more than five thousand dollars or imprisonment for not more than five years.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of April, 1967.

(R270, H1546)

No. 197

An Act To Abolish The Board Of Education For Allendale County And To Reconstitute A New Board Of Ten Members, Including The County Superintendent Of Education.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Allendale County Board of Education abolished.—The Board of Education for Allendale County created pursuant to Section 21-101, Code of Laws of South Carolina, 1962, and as constituted March 1, 1967, is hereby abolished and the terms of office of all members of the board shall expire when the new board created by this act shall be appointed and qualifies.

SECTION 2. Reconstituted.—There is hereby created a Board of Education for Allendale County, which shall consist of nine members plus the county superintendent of education who shall serve ex-officio as a member of the board. The board members shall be appointed as prescribed in Section 21-101, Code of Laws of South Carolina, 1962, and serve such terms as are provided for therein, except that initial appointments shall be made as soon as practicable after the effective date of this act.

SECTION 3. Powers and duties.—The powers, duties and responsibilities of the board shall be as prescribed in Section 21-101, Code of Laws of South Carolina, 1962.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of April, 1967.

(R271, H1572)

No. 198

An Act To Amend Section 21-1816, Code Of Laws Of South Carolina, 1962, Relating To Tax Levies For Schools, So As To Provide That The Levy Shall Be Set As Directed By The Board Of Trustees And To Delete Requirements For Referendums; And To Repeal Act 173 Of 1963, Relating To Tax Levies For School Purposes In Chester County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 21-1816 amended—Chester County school taxes.—Section 21-1816 of the 1962 Code is amended by striking on line three "after he has received" and inserting "as directed by" and by striking the third, fourth, fifth and sixth sentences in their entirety. The section when amended shall read:

"Section 21-1816. The auditor of Chester County shall levy the school taxes as provided in this chapter. All levies shall be set by the auditor as directed by written instructions from the board of trustees signed by the chairman and secretary. The county treasurer shall collect all school taxes, receive from the State and any other sources all school funds, and keep an accurate record of the receipt and disbursement of these funds. The treasurer shall pay out these funds only on special vouchers prepared for the purpose and carrying the

signatures of two bonded persons designated by the board of trustees to sign such vouchers. The treasurer and the board of trustees shall make arrangements whereby vouchers issued to individuals and corporations may clear at par through regular banking channels."

SECTION 2. Act 173 of 1963 repealed.—Act 173 of 1963 is repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of April, 1967.

(R273, H1391)

No. 199

An Act To Authorize Local Governments To Enter Into Contracts With Each Other To Provide Joint Public Facilities And Services.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Local governments may contract with each other.—Local governments, including counties, municipalities and special service districts, may enter into contractual agreements with each other to provide joint public facilities and services when considered mutually desirable.

The governing body of each local government entering into such agreements for joint public facilities and services shall approve the contractual agreement and be parties thereto.

SECTION 2. Not to affect present powers.—The provisions of this act shall not be construed to restrict the powers of the participating local governments nor permit the levy of taxes not otherwise authorized by law.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of April, 1967.

(R275, H1588)

No. 200

An Act To Amend Section 65-1523, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Specific Property Exemptions From Taxation, So As To Exempt Etiwan Masonic Lodge In Mt. Pleasant.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1523 amended—property exempt from taxes.—Section 65-1523, Code of Laws of South Carolina, 1962, as amended, is further amended by adding the following item:

“() All property of Etiwan Masonic Lodge in Mt. Pleasant shall be exempt from all local taxes.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of April, 1967.

(R278, H1628)

No. 201

An Act To Extend The Jurisdiction Of The Police Departments Of The Cities Of Belton And Honea Path In Anderson County To Include The Area Of The Belton-Honea Path High School.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Police jurisdiction at Belton-Honea Path High School.—The police departments of the Cities of Belton and Honea Path in Anderson County shall have joint jurisdiction over the area of the Belton-Honea Path High School for the purpose of law enforcement, and the police of the two cities shall have the same power and duties with respect to the area of the Belton-Honea Path High School in Anderson County as they have within the corporate limits of their respective municipalities.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of April, 1967.

(R279, H1630)

No. 202

An Act To Create The Board Of Tax Review And Appeals For Marion County; To Provide For Its Terms, Powers And Duties; To Provide For Appeals And To Dissolve The Marion County Board Of Equalization; And To Devolve Its Duties Upon The Board Of Tax Review And Appeals.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Board of Tax Review and Appeals created for Marion County.—There is hereby created the Board of Tax Review and Appeals for Marion County consisting of seven members. The members shall be appointed by the Governor upon the recommendation of a majority of the county legislative delegation for terms of four years and until their successors are appointed and qualify. Two members shall be appointed from School District No. 1, two from School District No. 2, one from School District No. 3, one from School District No. 4, and one from the county at large. The board shall elect such officers and adopt such rules and methods of procedure as it deems necessary for carrying out its functions.

Before entering upon the discharge of their duties, the members of the board shall qualify by taking the oath of office provided for other county officers. The members shall receive such compensation as may be provided in the annual county appropriations act and shall be paid the per diem and mileage provided by law for members of boards, commissions and committees.

The board shall review any actions or acts of the tax assessor when so requested in writing by a taxpayer and shall have the authority to confirm or modify any decision of the tax assessor. For their proper determination the records of the tax assessor's office shall be made available and the board may request the presence of the tax assessor at any of its meetings.

The minutes of all meetings of the board shall be a matter of public record and a copy certified by the secretary shall be forwarded to the tax assessor.

SECTION 2. Appeals.—Appeals may be taken by any property owner from the board to the South Carolina Tax Commission for such further relief as may be provided by law.

SECTION 3. Marion County Board of Equalization abolished.—The powers and duties of the Marion County Board of Equaliza-

tion are hereby devolved upon the Board of Tax Review and Appeals and the Marion County Board of Equalization is hereby abolished.

SECTION 4. Time effective.—This act shall take effect July 1, 1967.

Approved the 25th day of April, 1967.

(R280, H1641)

No. 203

An Act To Amend Section 4 Of Act No. 726, Acts And Joint Resolutions Of South Carolina, 1964, Relating To The Board Of Administrators For Richland County, So As To Further Provide Therefor, To Provide For The Initial Election Of An Additional Member And To Provide For The Election Of A Chairman Of The Board.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 4 of Act 726 of 1964 amended—Board of Administrators of Richland County created.—Section 4 of Act No. 726 of 1964 is amended so as to delete the provision for the county supervisor of Richland County serving as a member and chairman of the board of administrators and to provide for a fifth member to be elected to the board and to provide for the members of the board to elect a chairman and such other officers as they may deem necessary from among the membership by striking the section in its entirety and inserting in lieu thereof the following :

“Section 4. There is hereby created the Board of Administrators for Richland County which shall be composed of five members to be elected from the county at large by the qualified electors of the county. The terms of office of the members of the board shall be four years and until their successors are elected and qualify. In case of a vacancy prior to the expiration of the term of office for which elected the successor shall be elected for the unexpired portion of the term. At the first meeting of the board after the members elected in the general election of 1968 have qualified and each two years thereafter the board shall elect a chairman and such other officers as it may deem necessary from among its members.”

SECTION 2. Chairman.—The current members of the board of administrators except the county supervisor, shall continue to serve until the expiration of their current terms. At its first meeting after the effective date of this act the board shall elect one of its members as chairman and such other officers as it deems necessary.

SECTION 3. Election of additional member.—Notwithstanding the provisions of Section 1, the fifth member of the board provided for therein shall be initially elected in the general election of 1968.

SECTION 4. Time effective.—This act shall take effect on July 1, 1967.

Approved the 25th day of April, 1967.

(R281, H1642)

- No. 204

An Act To Amend Sections 47-317.1 And 59-173, Code Of Laws Of South Carolina, 1962, Relating To Elections In The Town Of Forest Acres In Richland County, So As To Increase The Terms Of Office For The Mayor, Councilmen And Commissioners From Two To Four Years.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 47-317.1 amended—Town of Forest Acres—election of officials.—Section 47-317.1 of the 1962 Code is amended so as to increase the terms of office for the mayor and councilmen of the Town of Forest Acres by changing the comma on line five to a period, striking the remainder of the section and adding the following: "The terms of office for the mayor and councilmen shall be for four years or until their successors are elected and qualify. *Provided*, however, that in the election in 1967 two councilmen shall be elected for terms of two years and two for terms of four years. Candidates shall announce whether they are candidates for the four-year term or the two-year term." When so amended, the section shall read:

"Section 47-371.1. There shall be an election in the town of Forest Acres in Richland County on the second Tuesday in June in each odd-numbered year. In the election provided for in this section there shall be elected a mayor of the town of Forest Acres and four councilmen. The terms of office for the mayor and council-

men shall be for four years or until their successors are elected and qualify. *Provided*, however, that in the election in 1967 two councilmen shall be elected for terms of two years and two for terms of four years. Candidates shall announce whether they are candidates for the four-year term or the two-year term."

SECTION 2. Section 59-173 amended—election of Commissioners of Public Works.—Section 59-173 of the 1962 Code is amended so as to increase the terms of the commissioners of the town of Forest Acres by striking "two" on line four and inserting "four", and by adding the following at the end thereof: "In the year 1967 only one commissioner shall be elected for a term of four years and two commissioners shall be elected for a term of two years. Candidates shall announce whether they are candidates for the two-year term or the four-year term." When so amended, the section shall read:

"Section 59-173. At the election provided for in Section 47-317.1 in the town of Forest Acres in Richland County, there shall be elected three commissioners of public works, all of whom shall serve for a period of four years or until their successors shall have been elected and qualified. In the year 1967 only one commissioner shall be elected for a term of four years and two commissioners shall be elected for a term of two years. Candidates shall announce whether they are candidates for the two-year term or the four-year term."

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of April, 1967.

(R282, H1647)

No. 205

An Act To Amend Section 14-2014, Code Of Laws Of South Carolina, 1962, Relating To The Payment Of Claims Against The County Of Georgetown By The Governing Body Of The County, So As To Change The Method Of Such Payments.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-2014 amended—payment of claims.—Section 14-2014 of the 1962 Code is amended so as to change the method of payment of claims against Georgetown County by strik-

ing beginning on line four the following: "board of county commissioners and signed by the chairman and countersigned by the clerk of the board" and inserting "governing body and signed by two persons duly designated by the governing body". The section when amended shall read as follows:

"Section 14-2014. No claim of any kind of indebtedness against the county shall be paid by any officer or employee of the county except upon a regularly issued warrant duly approved by the governing body and signed by two persons duly designated by the governing body."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of April, 1967.

(R284, S86)

No. 206

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Chapter 17 To Title 37, So As To Provide For The Licensing And Regulation Of Insurance Premium Service Companies In The State.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Title 37 amended—Chapter 17 added—licensing and regulation of insurance premium service companies.—Title 37, Code of Laws of South Carolina, 1962, is amended by adding Chapter 17 which shall read as follows:

"CHAPTER 17

INSURANCE PREMIUM SERVICE COMPANIES

Section 37-1301. The provisions of this chapter shall not apply to

- (a) any insurance company authorized to do business in this State,
- (b) any banking institution, savings and loan association, co-operative credit union or consumer finance company provided for in Act No. 988 of 1966 authorized to do business in this State,
- (c) the inclusion of a charge for insurance in connection with an installment sale of goods or services,

(d) to the advancing of premium by insurance agents and producers of record under provisions of H-1384 of 1967, which is a bill to regulate the advancing of premiums by insurance agents.

Section 37-1302. For the purposes of this chapter

(a) the term 'insurance premium service company' means a person engaged in the business of entering into insurance premium service agreements;

(b) the term 'premium service agreement' means an agreement by which an insured or prospective insured promises to pay to a premium service company the amount advanced or to be advanced under the agreement to an insurer or to an insurance agent or insurance broker in payment of premiums on an insurance contract together with a service charge as authorized by this chapter;

(c) the term 'licensee' means a premium service company holding a license issued by the Commissioner;

(d) the term 'Commissioner' means the Chief Insurance Commissioner of South Carolina.

Section 37-1303. (a) No person shall engage in the business of servicing insurance premiums in this State without first obtaining a license from the Commissioner. Any person who shall engage in the business of servicing insurance premiums in this State without obtaining a license shall be guilty of a misdemeanor and upon conviction shall be punished by a fine not exceeding five hundred dollars. Each transaction shall constitute a separate offense.

(b) The annual license fee shall be one hundred dollars payable on or before the thirty-first day of March in each year to the Commissioner, to be deposited by him in the State Treasury.

(c) The person to whom the license is issued shall file sworn answers, subject to the penalties of perjury, to such interrogatories as the Commissioner may require. The Commissioner shall have authority to require the applicant to disclose the identity of all stockholders, partners, officers and employees, and he may refuse to issue or renew a license in the name of any firm, partnership or corporation if he is not satisfied that any officer, employee, stockholder, or partner thereof who may materially influence the applicant's conduct meets the standards of this chapter.

Section 37-1304. (a) Upon the filing of an application and the payment of the license fee the Commissioner shall make an investigation of the applicant and shall issue a license if the applicant is qualified. If the Commissioner does not so find, he shall, within thirty

days after he has received such application, at the request of the applicant, give the applicant a full hearing.

(b) The Commissioner shall issue a license when he is satisfied that the person to be licensed

(1) is competent and trustworthy and intends to act in good faith in the capacity involved by the license applied for,

(2) has a good business reputation and has had experience, training, or education so as to be qualified in the business for which the license is applied for,

(3) if a corporation, is a corporation incorporated under the laws of this State or a foreign corporation authorized to transact business in this State,

(4) shall deposit with the Commissioner a fidelity bond in the amount of twenty-five thousand dollars or shall prove financial responsibility by depositing with the Commissioner acceptable securities in the amount of twenty-five thousand dollars. Such bond or such deposit of securities shall be held for the reimbursement of parties damaged through the acts, neglects, defaults or insolvency of such premium service company, and

(5) if directly or indirectly owned or controlled by, or affiliated with, an insurer, will not use the license to restrain trade, or so as to secure an unfair competitive advantage, or to falsify such insurer's financial condition, or so as to render deceptive or misleading any financial statement of the insurer, or in any other way so as to aid or assist such insurer in evading any provision of the insurance laws or regulations.

Section 37-1305. (a) The Commissioner may revoke or suspend the license of any premium service company after investigation if it appears to the Commissioner that

(1) any license issued to such company was obtained by fraud,

(2) there was any misrepresentation in the application for the license,

(3) the holder of such license has otherwise shown himself untrustworthy or incompetent to act as a premium service company,

(4) such company has violated any of the provisions of this chapter, or

(5) such company has been rebating directly or indirectly part of the service charge to any insurance agent, broker or employee of an insurance agent or insurance broker or to any other person as an

inducement to the financing of any insurance policy with the premium service company.

(b) Before the Commissioner shall revoke, suspend or refuse to renew the license of any premium service company, he shall give to such person an opportunity to be fully heard and to introduce evidence in his behalf. In lieu of revoking or suspending the license for any of the causes enumerated in this section, after hearing as herein provided, the Commissioner may subject such company to a penalty of not more than five hundred dollars for each offense when in his judgment he finds that the public interest would not be harmed by the continued operation of such company. The amount of such penalty shall be paid to the Commissioner to be deposited by him in the State Treasury. At any hearing provided by this section, the Commissioner shall have authority to administer oaths to witnesses. Anyone testifying falsely, after having been administered such oath, shall be subject to the penalty of perjury.

(c) If the Commissioner refuses to issue or renew any license or if any applicant or licensee is aggrieved by any action of the Commissioner the applicant or licensee shall have the right to a hearing and court proceeding as provided for in Section 37-70.

Section 37-1306. (a) Every licensee shall maintain records of its premium service transactions and the records shall be open to examination and investigation by the Commissioner. The Commissioner may at any time require any licensee to bring such records as he may direct to the Commissioner's office for examination.

(b) Every licensee shall preserve its records, including cards used in a card system, for at least three years after making the final entry in respect to any premium service agreement. The preservation of records in photographic form shall constitute compliance with this requirement.

Section 37-1307. The Commissioner shall, after a public hearing, have authority to make and enforce such rules and regulations as may be necessary to carry out the provisions of this chapter, but such rules and regulations shall not be contrary to nor inconsistent with the provisions of this chapter.

Section 37-1308. (a) A premium service agreement shall be at least eight-point type for the printed portion,

(1) be dated, signed by the insured and notarized by a Notary Public,

(2) contain the name and place of business of the insurance agent or insurance broker negotiating the related insurance contract, the

name and residence or the place of business of the insured as specified, the name and place of business of the premium service company to which payments are to be made, a description of the insurance contracts involved and the amount of the premium, and

(3) set forth the following items where applicable:

- (A) the total amount of the premiums,
- (B) the amount of the down payment,
- (C) the principal balance (the difference between items (A) and (B)),
- (D) the amount of the service charge,
- (E) the balance payable by the insured (sum of items (C) and (D)), and
- (F) the number of installments required, the amount of each installment expressed in dollars, and the due date or period thereof.

(b) The items set out in clause (3) of subsection (A) need not be stated in the sequence or order in which they appear in such clause, and additional items may be included to explain the computations made in determining the amount to be paid by the insured.

Section 37-1309. (a) A premium service company shall not write any credit life or accident and sickness insurance nor other insurance, nor sell any other service or commodity in connection with any premium service contract.

(b) A premium service company shall not charge, contract for, receive, or collect a service charge other than as permitted by this chapter.

(c) The service charge shall be computed on the balance of the premiums due (after subtracting the down payment made by the insured in accordance with the premium service agreement) from the effective date of the insurance coverage, for which the premiums are being advanced, to and including the date when the final installment of the premium service agreement is payable.

(d) There shall be permitted an initial charge of ten dollars per premium service contract which shall not be refunded upon cancellation or prepayment.

(e) The service charge shall be at the rate of three quarters of one per cent per month computed on the remainder of the outstanding balance. However, in the event of cancellation by the borrower prior to maturity of the contract, the unearned service charge shall be refunded on a short rate basis as determined by the Commission.

(f) No premium service company shall induce an insured to become obligated under more than one premium service agreement for the purpose of obtaining more than one non-refundable ten-dollar charge nor shall a premium service company intentionally cancel an insurance contract for the purpose of obtaining an additional ten-dollar non-refundable charge on a new premium service agreement accepted within sixty days of the cancellation on the prior agreement.

Section 37-1310. (a) When a premium service agreement contains a power of attorney enabling the company to cancel any insurance contract listed in the agreement, the insurance contract shall not be cancelled by the premium service company unless such cancellation is effectuated in accordance with this section.

(b) Not less than ten days' written notice shall be mailed to the insured of the intent of the premium finance company to cancel the insurance contract unless the default is cured within such ten-day period.

(c) Not less than five days after the expiration of such notice, the premium service company may thereafter request in the name of the insured, cancellation of such insurance contract by mailing to the insurer a notice of cancellation, and the insurance contract shall be cancelled as if such notice of cancellation had been submitted by the insured himself, but without requiring the return of the insurance contract. The premium service company shall also mail a notice of cancellation to the insured at his last address as set forth in its records, and such mailing shall constitute sufficient proof of delivery.

(d) All statutory, regulatory, and contractual restrictions providing that the insurance contract may not be cancelled unless notice is given to a governmental agency, mortgagee, or other third party shall apply where cancellation is effected under the provisions of this section. The insurer shall give the prescribed notice in behalf of itself or the insured to any governmental agency, mortgagee, or other third party on or before the second business day after the day it receives the notice of cancellation from the premium service company and shall determine the effective date of cancellation taking into consideration the number of days notice required to complete the cancellation.

(e) Whenever an insurance contract is cancelled the insurer shall return whatever gross unearned premiums are due under the insur-

ance contract to the premium service company which financed the premium for the account of the insured.

(f) In the event that the crediting of return premiums to the account of the insured results in a surplus over the amount due from the insured, the premium service company shall hold such surplus in a fiduciary capacity and promptly refund such excess to the insured provided that no such refund shall be required if it amounts to less than one dollar.

Section 37-1311. No filing of the premium service agreement shall be necessary to perfect the validity of such agreement as a secured transaction as against creditors, subsequent purchasers, pledgees, encumbrances, successors, or assigns.

Section 37-1312. Any minor eighteen years of age or over shall be deemed competent to enter into an agreement to finance automobile insurance, and to execute a power of attorney in connection with such financing, to the same extent and with the same effect as though he had attained the age of twenty-one years.

Section 37-1313. The Commissioner shall approve all forms and rate charges of premium service companies in accordance with the standards prescribed herein.

Section 37-1314. The minimum down payment for a premium service insurance contract shall be not less than ten per cent."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 26th day of April, 1967.

(R285, S209)

No. 207

An Act To Authorize The State Commission Of Forestry To Use The Income Received From The Sand Hills State Forest And The Carolina Sand Hills National Wildlife Refuge For Certain Purposes.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. State Commission of Forestry may use certain income.—The State Commission of Forestry is hereby authorized to use the income from the Sand Hills State Forest and the Carolina Sand Hills National Wildlife Refuge, in Chesterfield and

Darlington Counties, for the purposes mutually agreed upon by the State Commission of Forestry and the United States, as provided in the Cooperative and License Agreement between the United States of America and the State of South Carolina, dated April 20, 1939, and to promulgate such rules and regulations as are necessary to carry out the purposes of this act.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 26th day of April, 1967.

(R286, S256)

No. 208

An Act To Amend Section 55-349.1, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Prohibition Of Sale Of Prison-Made Products, So As To Permit Sale Of Products Of The Hobbycraft Department.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 55-349.1 amended—sale of prison-made products.—Section 55-349.1, Code of Laws of South Carolina, 1962, as amended, relating to the prohibition of sale of prison-made products, is further amended to permit certain sales by changing the period after “wheat” on line seven to a semicolon and inserting the following: “*provided*, however, that this section shall not apply to products sold by the Department of Corrections which are made by inmates in the ‘hobbycraft program.’” When so amended, the section shall read :

“Section 55-349.1. It shall be unlawful to sell or offer for sale on the open market of this State any articles or products manufactured or produced wholly or in part in this or any other state by convicts or prisoners of this State or any other state, except convicts or prisoners on parole or probation, and except the following agricultural products: cattle, cotton, tobacco (Turkish), soybeans and wheat; *provided*, however, that this section shall not apply to products sold by the Department of Corrections which are made by inmates in the ‘hobbycraft program.’ Any person violating the provisions of this section shall be guilty of a misdemeanor and, upon conviction, shall be punished by a fine of not less than two hundred dollars, nor more

than five thousand dollars, or by imprisonment in jail not less than three months nor more than one year, or by both such fine and imprisonment. Each such sale or offer for sale shall constitute a separate offense under this section. Proceeds of the sale of these raw agricultural products, when produced by an instrumentality under control of the State Board of Corrections, shall be applied as provided in Section 55-349."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 26th day of April, 1967.

(R287, S247)

No. 209

An Act To Amend Section 55-375, Code Of Laws Of South Carolina, 1962, Relating To Witnesses At Executions, So As To Reduce The Number Of Witnesses.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 55-375 amended—persons to be present at executions.—Section 55-375, Code of Laws of South Carolina, 1962, is amended so as to reduce the number of witnesses at executions by striking the section in its entirety and inserting in lieu thereof the following:

"Section 55-375. At such execution there shall be present the executioner and two assistants, the institutional physician, the electrician and a group of not more than four respectable citizens of the State designated by the executioner. The Counsel of the convict and a minister of the Gospel may be present."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 26th day of April, 1967.

(R288, S366)

No. 210

An Act To Delete The Town Of Cowpens In Spartanburg County From The Provisions Of Section 47-244, Code Of Laws Of South Carolina, 1962, Relating To Certain Municipal Tax Limitations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 47-244 not applicable to Town of Cowpens.—The provisions of Section 47-244, Code of Laws of South Carolina, 1962, shall not apply to the Town of Cowpens in Spartanburg County.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 26th day of April, 1967.

(R289, S1617)

No. 211

An Act To Exempt The Joseph Kershaw Academy In Kershaw County From Taxation.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Property exempt from taxation.—All property, both real and personal, of the Joseph Kershaw Academy in Kershaw County, shall be exempt from all county taxes.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 26th day of April, 1967.

(R290, H1622)

No. 212

An Act To Amend Section 27-421, Code Of Laws Of South Carolina, 1962, Relating To Fees For Magistrates And Constables In Marion County, So As To Increase Certain Fees.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 27-421 amended—Magistrates and constables fees for Marion County.—Section 27-421, Code of Laws of South Carolina, 1962, is amended so as to increase certain fees for magistrates and constables in Marion County by striking the entire section and inserting in lieu thereof the following:

“Section 27-421. The following costs shall be collected by magistrates and constables of Marion County in all civil cases:

- (a) For writing and issuing summons and complaints and all copies, and for taking a return of service of the same, five dollars;
- (b) For issuing a jury summons, five cents each;
- (c) For issuing subpoenas to witnesses, five cents each;
- (d) For swearing a jury, twenty-five cents;
- (e) For swearing all witnesses and taking testimony in writing, twenty-five cents;
- (f) For writing and issuing a summons, complaint and affidavit and taking bond in claim and delivery, and all copies, five dollars;
- (g) For writing an attachment and issuing an attachment, complaint and affidavit, taking bond in attaching and taking return of service, five dollars;
- (h) For issuing a notice of ejectment between landlord and tenant, three dollars;
- (i) For issuing an ejectment of tenants from the premises, five dollars;
- (j) For each juror sitting in a case, two dollars;
- (k) For service of summons and complaint and making a return, five dollars for the first defendant and three dollars for each defendant, and ten cents per mile one way to be charged for only one defendant;
- (l) For serving all papers in claim and delivery, five dollars, and ten cents per mile one way;
- (m) For serving all papers in an attachment and attaching property named in the attachment, five dollars, and ten cents per mile one way;
- (n) For serving summons to jury, ten cents each member served;
- (o) For serving summons or subpoenas to witnesses, twenty cents each and ten cents per mile one way;
- (p) For serving ejectment between landlord and tenant, three dollars;
- (q) For an ejectment proceeding, five dollars;
- (r) For issuance of a warrant based on giving a worthless check and collection of the same, the magistrate shall receive a minimum of one dollar and a maximum of ten dollars, and the constable shall re-

ceive one dollar and ten cents per mile one way, all fees to be paid by the offending party;

(s) For issuing distress warrants, summons for debt or affidavit with rule to show cause, the magistrate shall receive five dollars;

(t) For issuing any other civil papers not enumerated herein, the magistrate shall receive three dollars;

(u) If a trial or hearing is held, the magistrate shall receive an additional fee of ten dollars.

Any magistrate or constable who violates the provisions of this section shall be liable upon his bond and shall be subject to removal from office."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 26th day of April, 1967.

(R291, H1634)

No. 213

An Act Making It Unlawful To Start Fires In Forestry District 32 (Lexington County) Except Under Certain Conditions And Providing Penalties For Violations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Unlawful to start certain fires in Forest District 32.—It shall be unlawful for any owner or lessee of land or any employee of any such owner or lessee or other person to start, or cause to be started, any fire in any woodlands, brushlands, grasslands, ditchbanks or hedgerows, or in any debris, leaves or other flammable material adjacent thereto in Forestry District 32 (Lexington County) except under the following conditions:

(a) Proper notification shall be given to the State Forester, or his duly authorized representative, or other persons designated by the State Forester. Such notice shall contain all information required by the State Forester or his representative.

(b) Such persons shall have cleared around such area and have immediately available sufficient equipment and personnel to adequately secure such fire and prevent its spread.

(c) Such person starting such burning shall supervise carefully any such fire started and have it under control prior to leaving the area.

SECTION 2. Permission of land owner required.—A lessee of any land, or any employee of any landowner or lessee of land, or other person, must receive prior authorization from the landowner to conduct such burning, in addition to complying with the other provisions of this act.

SECTION 3. Exceptions.—The provisions of this act shall not apply to fires which may be started within the corporate limits of any town or city, nor to fires started on rights of way of railroads by their duly authorized employees to remove fire hazards unless the State Forester, or his representative, after investigation shall notify such railroad that its practices are disapproved on account of the failure to exercise such safeguards against the spread of fire.

SECTION 4. Burning prohibited during emergencies.—No burning shall be carried out during any period which the Governor has declared that an emergency exists in connection with forest fires.

SECTION 5. State Forester may prohibit burning.—The State Forester may direct at any time, when deemed necessary in the interest of public safety, that fires covered by this act not be started.

SECTION 6. Penalties.—Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction shall be fined not less than ten dollars nor more than one hundred dollars or imprisoned for not less than ten days nor more than thirty days. For any second or subsequent offense, a fine of not less than twenty-five dollars nor more than five hundred dollars or imprisonment for not more than one year may be imposed in the discretion of the court.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 26th day of April, 1967.

An Act To Amend Section 23-192, Code Of Laws Of South Carolina, 1962, Relating To The Designation Of Voting Precincts In Pickens County, So As To Designate The Old Stone Church As A Voting Precinct.

Whereas, by a favorable election and Act No. 45 of 1967, that certain area known as the Old Stone Church in Oconee County was annexed to Pickens County; and

Whereas, it is essential that this newly annexed territory to Pickens County constitute a voting precinct of such county so that the electors therein may have a designated area in which to exercise their franchise. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-192 amended—voting precincts in Pickens County designated.—Section 23-192, Code of Laws of South Carolina, 1962, is amended on line eight by inserting “Old Stone Church” between the words “View;” and “and”. The section when amended shall read as follows :

“Section 23-192. In Pickens County there shall be the following voting precincts: Pickens; Pickens Mill; Six Mile; Clemson; Central; Central Mill; Liberty; Big Mill Liberty; Little Mill Liberty; Easley; Glenwood Mill; Easley Mill No. 1; Alice Mill; Ariail Mill; Cateechee Mill; Norris; Mile Creek; Praters; Eastatoe; Rocky Bottom; Shady Grove; Holly Springs; Pumpkintown; Pleasant Grove; Peters Creek; Ben Hendrick’s Store; Cross Roads; Cross Plains; Crosswell; Dacusville; Durham’s Store; Flat Rock; Griffin; Mountain View; Old Stone Church and Zion.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 26th day of April, 1967.

(R293, H1653)

No. 215

An Act To Amend Section 14-893, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Powers And Duties Of The Fire Protection Commission Of Anderson County, So As To Permit The Commission To Borrow Money For A Two-Year Period.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Subsection (5) of Section 14-893 amended—may borrow money.—Subsection (5) of Section 14-893, of the 1962 Code,

as amended, is amended by striking "in any year needed" on line one and inserting "for a period of two years" and by striking "year" on line three and inserting "years," so that, when so amended, the subsection shall read:

"(5) To borrow money for a period of two years for its purposes in its name in advance and in anticipation of the collection of taxes so levied for such years, and to pledge such taxes as security for the payment of any and all such notes;"

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 26th day of April, 1967.

(R294, H1662)

No. 216

An Act To Change The Name Of The Civil And Criminal Court Of Union To Union County Court.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Name of court changed.—The name of the Civil and Criminal Court of Union, established pursuant to Section 15-1681 of the 1962 Code, is changed to Union County Court.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 26th day of April, 1967.

(R295, H1631)

No. 217

An Act To Provide For The Issuance Of Construction Permits In Marion County; To Prohibit Public Utility Companies, Rural Electric Cooperatives Or Any Agency Furnishing Electric Current At Retail From Making Electrical Connections To A Building Constructed Or Improved Without A Permit; And To Provide A Penalty For Violation.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Building permits required in Marion County.—It shall be unlawful for any person to construct or improve any building at a cost in excess of five hundred dollars, in Marion County, unless an application has been filed with and a permit granted by the tax assessor, or a magistrate for such construction or improvement; *provided*, that no application or permit shall be required for construction or improvement of buildings situate within any incorporated municipality which requires a permit therefor.

SECTION 2. Application forms—information.—The tax assessor shall prepare and furnish the county magistrates the application forms, which shall show information to be of assistance to him in locating the real estate on which the construction or improvement is to be made and in checking tax returns. This information shall include, but shall not be limited to, the following: (a) name of owner of the real estate; (b) school district; (c) street number or road and rural post office box number; (d) estimated cost of construction or improvement; (e) type of construction or improvement; (f) type of roof; (g) number of stories; (h) number of rooms; and (i) approximate distance from the limits of the nearest municipality

SECTION 3. Issuance.—The tax assessor or a county magistrate shall issue the permit upon the applicant's paying a fee of three dollars if the cost of construction does not exceed ten thousand dollars, or five dollars if the cost exceeds that amount. The fees shall be remitted to the county treasurer for deposit in the general fund of the county on the last Monday of each month, together with a copy of each permit issued since previous remittance. The permits shall be numbered and be made in triplicate; the original shall be filed with the tax assessor and one copy with the county auditor.

The permit when issued shall be kept at the building or place where such construction or improvement is being done and on demand shall be produced by the person in charge of such work for inspection by any police officer or properly designated agent of the tax assessor's office, and it shall be unlawful to continue the work after demand unless and until the permit is produced for inspection.

SECTION 4. Municipalities to issue permit.—Every incorporated municipality in the county is hereby required to issue a permit for the construction or improvement of a building upon the real estate situate within the municipality. The permits shall be numbered and made in triplicate. One copy shall be filed with the tax assessor and one copy with the county auditor.

SECTION 5. Penalties.—Any person violating any of the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be subject to a fine not exceeding one hundred dollars nor less than five dollars or imprisonment not exceeding ten or less than three days. In case of a violation of the provisions of Section 1 of this act, each day that a violation is continued shall constitute a separate offense.

SECTION 6. Electricity not to be furnished without permit.—It shall be unlawful for any public utility company, rural electric cooperative or any agency furnishing electric current at retail to make a new connection of electrical energy to a building requiring a permit under this act unless such permit was acquired for the construction or improvement of the building. Any company, cooperative or agency making a connection within an incorporated municipality which does not issue building permits shall report to the county tax assessor's office on or before the tenth of each month the location of each connection.

SECTION 7. Time effective.—This act shall take effect July 1, 1967.

Approved the 26th day of April, 1967.

(R296, H1536)

No. 218

An Act To Amend Section 28-334, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Open And Closed Seasons For Hunting In Game Zone No. 2, So As To Further Provide For The Hunting Of Opossum And Raccoons.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Item 4 of Section 28-334 amended—opossum and raccoon season.—Item (4) of Section 28-334, Code of Laws of South Carolina, 1962, is amended on line two by striking "September" and inserting "October". The item when amended shall read as follows:

"(4) The open season for the hunting of opossum and raccoons shall be from October first to March first of each year;"

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 26th day of April, 1967.

(R297, H1564)

No. 219**An Act To Amend Section 65-1987, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Taxpayer Discounts In Certain Counties, So As To Exclude Marion County.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1987 amended—taxpayer discounts in certain counties.—Section 65-1987, Code of Laws of South Carolina, 1962, as amended, is further amended so as to eliminate certain tax discounts in Marion County by striking “, Lee and Marion” on lines one and two and inserting “and Lee” so that, when so amended, the section shall read :

“Section 65-1987. All persons against whom taxes are assessed in Clarendon and Lee Counties shall be allowed a discount on such taxes if paid within the year in which they are assessed on or by the following dates upon a percentage basis as follows:

(1) On or before October fifteenth of each year a discount of three per cent ;

(2) On or before November fifteenth of each year a discount of two per cent ; and

(3) On or before December fifteenth of each year a discount of one per cent.”

SECTION 2. Time effective.—This act shall take effect January 1, 1968.

Approved the 26th day of April, 1967.

(R298, S248)

No. 220**An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 55-303.1 So As To Provide For Furloughs For Qualified Inmates Of The State Prison System And To Provide Penalties.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 55-303.1 added—inmates of State Prison System—furloughs.—The Code of Laws of South Carolina, 1962, is amended by adding Section 55-303.1 so as to provide for furloughs for qualified inmates of the State prison system to read as follows :

"Section 55-303.1. The Director may extend the limits of the place of confinement of a prisoner, as to whom there is reasonable cause to believe he will honor his trust, by authorizing him, under prescribed conditions, to leave the confines of that place unaccompanied by a custodial agent for a prescribed period of time to:

- (1) Contact prospective employers; or
- (2) Secure a suitable residence for use when released on parole or upon discharge; or
- (3) Obtain medical services not otherwise available; or
- (4) Participate in a training program in the community or any other compelling reason consistent with the public interest; or
- (5) Visit or attend the funeral of a spouse, child (including stepchild, adopted child or child as to whom the prisoner, though not a natural parent, has acted in the place of a parent), parent (including a person though not a natural parent, has acted in the place of a parent), brother or sister.

The willful failure of a prisoner to remain within the extended limits of his confinement or to return within the time prescribed to the place of confinement designated by the Director shall be deemed an escape from the custody of the Director punishable as provided in Section 55-6."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of May, 1967.

(R300, S371)

No. 221

An Act To Create The Aiken County Air And Water Pollution Commission And To Define Its Powers And Duties.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Aiken County Air and Water Pollution Committee created.—There is hereby created the Aiken County Air and Water Pollution Commission to be composed of eleven members who shall be appointed by the Governor upon the recommendation of a majority of the county legislative delegation, including the senators, for terms of four years. The commission shall meet as soon as practicable after appointment and shall organize itself by electing one

of its members as chairman and such other officers as may be necessary; *provided*, that the first chairman shall be designated by a majority of the county legislative delegation, including the senators. Thereafter the commission shall meet on the call of the chairman or a majority of the members. The term of office of the chairman shall be for one year and he may succeed himself.

SECTION 2. Duties.—It shall be the duty of the commission to maintain a constant surveillance to insure a reasonable degree of purity of the air and water resources of the county, consistent with public health and welfare and the public enjoyment thereof, the industrial development of the county, the propagation of flora and fauna, and the protection of physical property and other resources. The commission shall investigate when and where necessary the streams, lakes, waters, and sources of air pollution of the county to determine the quality of the water and purity of the air. The commission shall give particular attention to nuisances created by smoke and other means of air contamination, and water discharged from manufacturing plants and any other sources susceptible to pollution. A chemical analysis shall be made in any doubtful case.

The Commission shall report the results of all investigations to the legislative delegation from the county with recommendations which make use of all available practicable and reasonable methods of preventing and controlling air and water pollution. The General Assembly believes that this can be accomplished most effectively by **focusing on goals to be achieved by a maximum of cooperation** among all parties concerned. All persons shall be encouraged in voluntary cooperation in controlling air and water pollution and contamination. The formulation and execution of plans by cooperative groups or associations who, severally or jointly, are or may be the source of air and water pollution, for prevention and abatement, shall be encouraged.

SECTION 3. Contracts—gifts and grants.—The commission is authorized to contract with the Federal Government, the State or any political subdivision thereof, or with any agency or person in connection with the duties imposed upon it. The commission is authorized to accept grants from the Federal Government or gifts from any person.

SECTION 4. Investigations.—The commission is authorized to investigate and hold hearings in connection with its duties, and is

authorized to subpoena any witness for appearance who is subject to its jurisdiction.

SECTION 5. Not to affect State Pollution Control Authority.

—It is not the intent of this act to infringe upon the duties imposed by law upon the Pollution Control Authority of this State, but the duties of the commission are intended to assist the legislative delegation by furnishing facts and recommendations looking to the preservation of the health and welfare of the people of the county. The recommendations to the legislative delegation should be clearly premised upon scientific knowledge of causes as well as effects, and should be within the limits set by the South Carolina Pollution Control Authority for pure water and pure air.

SECTION 6. Compensation.—The commissioners shall receive no

salaries, but shall be entitled to such mileage, subsistence and per diem as authorized by law for boards, committees and commissions, which shall be paid from the general fund of the county upon vouchers signed by the chairman of the commission.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of May, 1967.

(R301, H1381)

No. 222

An Act To Provide For The Inspection And Regulation Of Meat, Meat Food Products And Meat By-Products, To Provide An Appropriation, To Provide Penalties For Violations, And To Repeal Sections 6-601 Through 6-609 And 47-401, Code Of Laws Of South Carolina, 1962, Relating To The Inspection, Sale And Transportation Of Meat And Meat Products.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Citation of Act.—This act may be cited as the "South Carolina Meat and Meat Food Regulations and Inspection Law of 1967."

SECTION 2. Policy of State.—Meat, meat food products and meat by-products are an important source of the supply of human food in this State and legislation to assure that such food supplies

are wholesome, unadulterated, and otherwise fit for human consumption, and properly labeled is in the public interest. Therefore, it is hereby declared to be the policy of this State to provide for the inspection as herein provided of livestock slaughtered, and the carcasses, parts thereof, meat food products processed therefrom, and meat by-products, for human food, at certain establishments to prevent the distribution in intrastate commerce, for human consumption, of livestock carcasses and parts thereof, meat food products and meat by-products which are unwholesome, adulterated or otherwise unfit for human food or improperly labeled.

SECTION 3. Definitions.—For purposes of this act:

(a) The term “intrastate commerce” means commerce within this State.

(b) The term “Director”, who will have the responsibility of administering this act, means the Director of the Livestock-Poultry Health Department of Clemson University or any person authorized to act in his stead.

(c) The term “livestock” means cattle, sheep, swine or goats.

(d) The term “carcass” means all parts, including viscera, of slaughtered livestock that are capable of being used for human food.

(e) The term “meat” means the edible part of the muscle of cattle, sheep, swine or goats which is skeletal or which is found in the tongue, in the diaphragm, in the heart, or in the esophagus, with or without the accompanying and overlying fat, and the portions of bone, skin, sinew, nerve, and blood vessels which normally accompany the muscle tissue and which are not separated from it in the process of dressing. It does not include the muscle found in the lips, snout and ears.

(f) The term “meat by-products” means any edible part other than meat which has been derived from one or more cattle, sheep, swine, or goats.

(g) The term “meat food product” means any article of food, or any article intended for or capable of use as human food, which is derived or prepared, in whole or in part, from any portion of any livestock, unless exempted by the Director upon his determination that the article (1) contains only a minimal amount of meat and is not represented as a meat food product or (2) is for medicinal purposes and is advertised only to the medical profession.

(h) The term “wholesome” means sound, healthful, clean, and otherwise fit for human food.

(i) The term “unwholesome” means (1) unsound, injurious to health, containing any biological residue not permitted by rules or regulations prescribed by the Director, or otherwise rendered unfit for human food; (2) consisting in whole or in part of any filthy, putrid, or decomposed substance; (3) processed, prepared, packed, or held under unsanitary conditions whereby any livestock carcass or part thereof or any meat food product or meat by-product may have become contaminated with filth or may have been rendered injurious to health; (4) produced in whole or in part from livestock which has died otherwise than by slaughter; or (5) packaged in a container composed of any poisonous or deleterious substance which may render the contents injurious to health.

(j) The term “adulterated” shall apply to any livestock carcass, part thereof, meat food product or meat by-product under one or more of the following circumstances: (1) if it bears or contains any poisonous or deleterious substance which may render it injurious to health; but, in case the substance is not an added substance, such article shall not be considered adulterated under this clause if the quantity of such substance does not ordinarily render it injurious to health; (2) if it bears or contains any added poisonous or added deleterious substance, unless such substance is permitted in its production or unavoidable under good manufacturing practices as may be determined by rules and regulations prescribed by the Director. *Provided*, that any quantity of such added substances exceeding the limit so fixed shall also be deemed to constitute adulteration; (3) if any substance has been substituted, wholly or in part, therefor; (4) if damage or inferiority has been concealed in any manner; (5) if any valuable constituent has been in whole or in part omitted or abstracted therefrom; (6) if any substance has been added thereto or mixed or packed therewith so as to increase its bulk or weight, or reduce its quality or strength, or make it appear better or of greater value than it is.

(k) The term “inspector” means an employee or official of this State authorized by the Director to inspect livestock or carcasses or parts thereof, meat food products, or meat by-products under the authority of this act. A “veterinary inspector” means an inspector who is a graduate veterinarian approved by the Director and acting under his authority.

(1) The term “official inspection mark” means any symbol, formulated pursuant to rules and regulations prescribed by the

Director, for the marking of livestock, carcasses, parts of carcasses and containers of meat or meat products.

(m) The term "inspection service" means the official government service within the Livestock-Poultry Health Department of Clemson University of this State designated by the Director as having the responsibility for carrying out the provisions of this act. The "inspection service" shall be administered by a veterinarian approved by the Director and acting under his authority.

(n) The term "container" and "package" include any box, can, tin, cloth, plastic, or any other receptacle, wrapper, or cover.

(o) The term "official establishment" means any establishment in this State as determined by the Director at which inspection of the slaughter of livestock or the processing of livestock or parts thereof, meat food products, or meat by-products, is maintained under the authority of this act.

(p) The term "label" means any written, printed, or graphic material upon the shipping container, if any, or upon the immediate container, including but not limited to an individual consumer package, of an article, or accompanying such article.

(q) The term "shipping container" means any container used or intended for use in packaging the article packed in an immediate container.

(r) The term "immediate container" means any consumer package or any other container in which an article, not consumer packaged, is packed.

(s) The term "Federal Meat Inspection Act" means the act of Congress approved March 4, 1907, as amended.

SECTION 4. Director to make inspections.—(a) For the purpose of preventing the entry into or movement in intrastate commerce of any livestock carcass, part thereof, meat food product or meat by-product which is unwholesome or adulterated and is intended for or capable of use as human food, the Director shall, where and to the extent considered by him necessary, cause to be made by inspectors ante-mortem inspection of livestock in any official establishment where livestock is slaughtered.

(b) For the purpose stated in paragraph (a), the Director whenever slaughtering or other processing operations are being conducted, shall cause to be made by inspectors post-mortem inspection of the carcasses and parts thereof of each animal slaughtered in any such official establishment and shall cause to be made by inspectors an

inspection of all meat food products processed in any official establishment in which meat food products are processed for intrastate commerce.

(c) The Director shall also cause, at any time, such quarantine, segregation, and reinspection of livestock, livestock carcasses and parts thereof, meat food products and meat by-products in official establishments as he deems necessary to effectuate the purposes of this act.

(d) All livestock carcasses and parts thereof, meat food products and meat by-products found by an inspector to be unwholesome or adulterated in any official establishment shall be condemned and shall, if no appeal be taken from such determination of condemnation, be destroyed for human food purposes under the supervision of an inspector. *Provided*, that articles, which may by reprocessing be made wholesome and not adulterated, need not be so condemned and destroyed if so reprocessed under the supervision of an inspector and thereafter found to be wholesome and not adulterated. If an appeal be taken from such determination, the articles shall be appropriately marked and segregated pending completion of an appeal inspection, which appeal shall be at the cost of the appellant if the Director determines that the appeal is frivolous. If the determination of condemnation is sustained, the articles shall be destroyed for human food purposes under the supervision of an inspector.

(e) For the purposes stated in Section 4 all condemnations of livestock, livestock carcasses, parts thereof, meat food products or meat by-products, will be made only by authority of a veterinary inspector.

SECTION 5. Regulation of certain establishments.—(a) Each official establishment at which livestock is slaughtered or livestock carcasses or parts thereof, meat food products and meat by-products are processed for intrastate commerce shall have such premises, facilities, and equipment, and be operated in accordance with such sanitary practices, as are required by rules or regulations prescribed by the Director for the purpose of preventing the entry into and movement in such commerce of carcasses, parts thereof, meat food products, and meat by-products which are unwholesome or adulterated. No livestock carcasses or parts thereof, meat food product or meat by-product shall be admitted into any official establishment unless they have been prepared only under inspection pursuant to this act or the Federal Meat Inspection Act, or their admission is per-

mitted by rules or regulations prescribed by the Director under this act.

(b) The Director shall refuse to render inspection to any establishment whose premises, facilities, or equipment, or the operation thereof, fail to meet the requirements of this section. The Director shall immediately notify the South Carolina State Board of Health of the name and address of any establishment for which the Director shall refuse to render veterinary inspection service.

SECTION 6. Containers to show certain information—false or misleading information.—(a) Each shipping container of any meat, meat food product, or meat by-product inspected under the authority of this act and found to be wholesome and not adulterated, shall at the time such product leaves the official establishment bear, in distinctly legible form, the official inspection mark and the approved plant number of the official establishment in which the contents were processed. Each immediate container of any meat, meat food product or meat by-product inspected under the authority of this act and found to be wholesome and not adulterated, shall at the time such product leaves the official establishment bear, in addition to the official inspection mark, in distinctly legible form, the name of the product, a statement of ingredients if fabricated from two or more ingredients, including a declaration as to artificial flavors or colors, if any, the net weight or other appropriate measure of the contents, the name and address of the processor and the approved plant number of the official establishment in which the contents were processed. The name and address of the distributor may be used in lieu of the name and address of the processor if the approved plant number is used to identify the official establishment in which the article was prepared and packed. Each livestock carcass and each primal part of such a carcass shall bear the official inspection mark and approved plant number of the establishment. The Director may by rules or regulations require additional marks or label information to appear on livestock carcasses or parts thereof, meat food products or meat by-products when they leave the official establishments or at the time of their transportation or sale in this State, and he may permit reasonable variations and grant exemptions from the marking and labeling requirements of this paragraph in any manner not in conflict with the purposes of this act. Marks and labels required under this paragraph shall be applied only by, or under the supervision of an inspector.

(b) The use of any written, printed or graphic matter upon or accompanying any livestock carcass, or part thereof, meat food product or meat by-product inspected or required to be inspected pursuant to the provisions of this act, or the container thereof, which is false or misleading in any particular is prohibited. No livestock carcasses or parts thereof, meat food products or meat by-products inspected or required to be inspected pursuant to the provisions of this act shall be sold or offered for sale by any person under any false or deceptive name; but established trade names which are usual to such articles and which are not false or deceptive and which shall be approved by the Director are permitted. If the Director has reason to believe that any label in use or prepared for use is false or misleading in any particular, he may direct that the use of the label be withheld unless it is modified in such manner as he may prescribe so that it will not be false or misleading. If the person using or proposing to use the label does not accept the determination of the Director, he may request a hearing, but the use of the label shall, if the Director so directs, be withheld pending hearing and final determination by the Director. Any such determination by the Director shall be conclusive unless within thirty days after the receipt of notice of such final determination the person adversely affected thereby appeals to the court of common pleas or county court of the county in which he has his principal place of business.

SECTION 7. Certain acts prohibited.—The following acts or the causing thereof within this State are hereby prohibited:

(a) The processing for, or the sale or offering for sale, transportation, or delivery or receiving for transportation, in intrastate commerce, of any livestock carcass or part thereof, meat food product or meat by-product, unless such article has been inspected for wholesomeness and unless the article and its shipping container and immediate container, if any, are marked in accordance with the requirements under this act or the Federal Meat Inspection Act.

(b) The sale or other disposition for human food of any livestock carcass or part thereof, meat food product, or meat by-product which has been inspected and declared to be unwholesome or adulterated under this act.

(c) Falsely making or issuing, altering, forging, simulating, or counterfeiting, or using without proper authority any official inspection certificate, memorandum, mark, or other identification, or device

for making such mark or identification used in connection with inspection under this act, or causing, procuring, aiding, assisting in, or being a party to, such false making, issuing, altering, forging, simulating, counterfeiting, or unauthorized use, or knowingly possessing, without promptly notifying the Director or his representative, uttering, publishing, or using as true, or causing to be uttered, published, or used as true, any such falsely made or issued, altered, forged, simulated, or counterfeited official inspection certificate, memorandum, mark, or other identification, or device for making such mark or identification, or representing that any article has been officially inspected under the authority of this act when such article has in fact not been so inspected, or knowingly making any false representation in any certificate prescribed by the Director in rules and regulations under this act or any form resembling any such certificate.

(d) Using in intrastate commerce a false or misleading label on any livestock carcass or part thereof, meat food product, or meat by-product.

(e) The use of any container bearing an official inspection mark except for the article in the original form in which it was inspected and covered by such mark unless the mark is removed, obliterated, or otherwise destroyed.

(f) The refusal to permit access by any duly authorized representative of the Director, at all reasonable times, to the premises of an establishment in this State at which livestock is slaughtered or the carcasses or parts thereof, meat food products, or meat by-products are processed for intrastate commerce, upon presentation of appropriate credentials.

(g) The refusal to permit access to and the copying of any record as authorized by Section 9 of this act.

(h) The using by any person to his own advantage, or revealing, other than to the authorized representatives of any government agency in their official capacity, or to the courts when relevant in any judicial proceeding, any information acquired under the authority of this act, concerning any matter which as a trade secret is entitled to protection.

(i) Delivering, receiving, transporting, selling, or offering, for sale or transportation in intrastate commerce, for human consumption, any livestock carcass or part thereof, meat food product or meat by-product which has been processed in violation of any re-

quirements under this act, except as may be authorized by and pursuant to rules and regulations prescribed by the Director.

(j) Delivering, receiving, transporting, selling, or offering for sale or transportation in intrastate commerce any livestock carcass or part thereof, meat food product or meat by-product which is exempted under Section 10 of this act, and which is unwholesome or adulterated, and is intended for human consumption.

(k) Applying to any livestock carcass or part thereof, meat food product or meat by-product, or any container thereof, any official inspection mark or label required under this act, except by, or under the supervision of, an inspector.

(1) For any person, or any agent or employee thereof, to give, pay, or offer, directly or indirectly, to any department employee, who is not an executive officer within the meaning of Sections 16-211 and 16-212, Code of Laws of South Carolina, 1962, authorized to perform any duty prescribed by this act or regulations, any money, or other thing of value with intent to influence such employee in the discharge of his duty. It is also unlawful for any department employee engaged in the performance of any duty prescribed by this act or the regulations to accept from any person, or from any agent or employee of such person, any gift, money, or other thing of value given with intent to influence action, or to receive or accept from any person engaged in intrastate commerce any gift, money, or any other thing of value given for any purpose or intent whatsoever.

SECTION 8. Establishments to comply with act.—Subject to the provisions of Section 15 (a), no establishment in this State shall slaughter any livestock or process any livestock carcasses, or parts thereof, meat food products or meat by-products, for human consumption, except in compliance with the requirements of this act.

SECTION 9. Intrastate commerce—records.—For the purpose of enforcing the provisions of this act, persons engaged in this State in the business of processing for intrastate commerce or transporting, shipping or receiving in such commerce livestock slaughtered for human consumption, or meat, meat food products or meat by-products, or holding such articles so received, shall maintain such records as the Director by regulation may require, showing, to the extent that they are concerned therewith, the receipt, delivery, sale, movement, or disposition of such articles and shall, upon the request of a duly authorized representative of the Director, permit him at rea-

sonable times to have access to and to copy all such records. Any record required to be maintained by this section shall be maintained for such period of time as the Director may by regulations prescribe.

SECTION 10. Exemptions.—The provisions of this act requiring inspection by the Director shall not apply:

(1) To livestock slaughtered by any producer on the farm for the personal or family use of such owner.

(2) To retail dealers with respect to meat or meat products sold directly to household consumers in retail stores; *provided*, that the only processing operation performed by such retail dealers is the cutting up of meat products which have been inspected under the provisions of this act. Products, product content, and labeling of all meat processed by chopping, canning, curing, and similar methods of manufacture by these retail dealers shall be subject to the provisions of this act and to the provisions of regulations promulgated by the South Carolina Department of Agriculture.

(3) Persons slaughtering livestock or otherwise processing or handling livestock carcasses or parts thereof, meat food products or meat by-products, which have been or are to be processed as required by recognized religious dietary laws, to the extent that the Director determines is necessary to avoid conflict with such requirements while still effectuating the purposes of this act.

SECTION 11. Penalties.—(a) Any person who shall violate any of the provisions of Sections 7, 8, or 9 of this act shall be guilty of a misdemeanor and upon conviction shall be fined not more than one thousand dollars or imprisoned for not more than one year, or both, in the discretion of the court.

(b) When construing or enforcing the provisions of this act, the act, omission, or failure of any person acting for or employed by an individual, partnership, corporation, association, or other business unit, within the scope of his employment or office, shall in every case be deemed the act, omission, or failure of such individual, partnership, corporation, association, or other business unit, as well as of such person.

(c) No carrier or warehouseman shall be subject to the penalties of this act, other than the penalties for violation of Section 9, by reason of his receipt, carriage, holding, or delivery, in the usual course of business, as a carrier or warehouseman, of livestock carcasses, parts thereof, meat food products or meat-by-products owned

by another person, unless the carrier or warehouseman has knowledge, or is in possession of facts which would cause a reasonable person to believe, that such articles were not inspected or marked in accordance with the provisions of this act or were not otherwise in compliance with this act.

SECTION 12. Notice required prior to prosecution.—Before any prosecution for violation of this act is instituted by the Director, the person against whom such proceeding is contemplated shall be given reasonable notice of the alleged violation and opportunity to present his views orally or in writing to the Director with regard to such contemplated proceeding. Nothing in this act shall be construed as requiring the Director to institute criminal prosecutions for violations of this act whenever he believes that the public interest will be adequately served and compliance with the act obtained by a suitable written notice or warning.

SECTION 13. Licenses required.—(a) Any person operating an establishment in which cattle, sheep, swine or goats are slaughtered, or in which meat, meat by-products, or meat food products of, or derived from cattle, sheep, swine, or goats are wholly or in part canned, cured, smoked, salted, packed, rendered or otherwise prepared, which are offered for sale as food for humans shall secure a license from the Director, except that this provision shall not be applicable to persons exempted from inspection under the provisions of Section 10, paragraphs (1) and (2).

(b) The license fee shall be twenty-five dollars annually or for any part of a year. The license year shall be from July 1 to June 30. The funds shall be deposited with the Comptroller of Clemson University and credited to the Clemson Livestock-Poultry Health Department account.

(c) Applications for licenses shall be in writing to the Director on forms prescribed by rules and regulations as may be adopted.

(d) The Director, for cause, may refuse to grant a license or may revoke or suspend a license issued under the provisions of this act when an establishment is being operated contrary to or in violation of the provisions of this act or any rules or regulations promulgated under the authority of the act. *Provided*, that the operator of an establishment whose license has been refused, revoked or suspended may request a hearing before the Director. Veterinary inspection will not be conducted in an establishment whose license has been denied, suspended, or revoked. The Director shall notify the South

Carolina State Board of Health of all licenses that have been denied, suspended or revoked immediately after such action.

SECTION 14. Rules and regulations.—The Director shall promulgate such rules and regulations and appoint such veterinarians and other qualified personnel as are necessary to carry out the purposes or provisions of this act. Such rules and regulations shall be in conformity with the rules and regulations under the Federal Meat Inspection Act and the South Carolina State Board of Health as now in effect and with subsequent amendments thereof unless they are considered by the Director as not to be in accord with the objectives of this act.

SECTION 15. Exemptions.—(a) This act shall not apply to any act or transaction subject to regulations under the Federal Meat Inspection Act.

(b) The Director shall cooperate with the South Carolina State Board of Health and may cooperate with the Federal Government in carrying out the provisions of this act or the Federal Meat Inspection Act.

(c) The provisions of this act shall be applied in such a manner as to maintain the support and cooperation of all State and local agencies dealing with animals, animal diseases and human diseases, and in no way shall this act restrict the authority given to the State Board of Health, the State Department of Agriculture or any other agency under the General Statutes of South Carolina.

(d) No person shall be prohibited from the operation of a business regulated by this act because of the inability of the Director to provide adequate personnel for inspection within two years from the effective date of this act.

SECTION 16. Cost of inspection.—The cost of inspection rendered under this act shall be borne by this State except that the cost of overtime and holiday work performed in establishments subject to the provisions of this act at such rates as the Director may determine shall be borne by such establishments. Sums received by the Director in reimbursement of sums paid out by him for such premium pay work shall be available without fiscal year limitations to carry out the purposes of this section.

SECTION 16A. Appropriation.—The sum of one hundred fifty thousand dollars is hereby appropriated from the general fund of the State to be used by the Livestock and Poultry Health Depart-

ment of Clemson University in order to carry out the purposes of this act for the fiscal year July 1, 1967 - June 30, 1968.

SECTION 17. Saving clause.—If any provision of this act or the application thereof to any person or circumstances is held invalid, the validity of the remainder of the act and of the application of such provisions to other persons and circumstances shall not be affected thereby.

SECTION 18. Sections repealed.—Sections 6-601 through 6-609 and Section 47-401, Code of Laws of South Carolina, 1962, are hereby repealed.

SECTION 19. Time effective.—This act shall take effect July 1, 1967.

Approved the 1st day of May, 1967.

(R302, H1563)

No. 223

An Act To Provide For The Control Of Atomic Energy And Radiation And To Provide Penalties For Violations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that remarkable scientific developments have occurred in the fields of atomic energy and related sciences. Present emphases and plans for further developments in these fields by the Federal Government and by private industry are creating broad opportunities and also responsibilities for the states. Careful consideration must be given to these developments as they relate to or influence the welfare of South Carolina in order that technological developments achieved in these areas can be fully exploited to advance the economic and social well-being of our people. Recognition is given to the existence in South Carolina of major federal and private atomic energy installations which will inevitably produce additional satellite industries. Of necessity, the beneficial growth of atomic energy and related sciences will exert influence on the exercise of state functions. It is prudent and wise that the State provide the means, which do not now exist, for discharging proper functions of State Government with full consideration of the health and safety re-

quirements of its people. It is likewise important in nuclear energy affairs that the State maintain appropriate liaison with agencies of the Federal Government, the United States Congress, certain national foundations and associations, with other states and regional groups active in this field. Hence, it is important that the State diligently pursue those activities and programs which shall accrue to the benefit of the State. Particular consideration must be given to the promotion and treatment of atomic energy industries in a manner which will meld such industries into the balanced economy of the State. In view of the above findings, the General Assembly has determined to enact the Atomic Energy and Radiation Control Act, by which name this act shall be cited.

SECTION 2. Definitions.—For the purpose of this act, the following words shall have the meaning indicated:

1. "By-product material" means any radioactive material (except special nuclear material) yielded in or made radioactive by exposure to the radiation incident to the process of producing or utilizing special nuclear material.

2. "Ionizing radiation" means gamma rays and X-rays, alpha and beta particles, electrons, neutrons, protons, and other atomic particles; but not sound or radio waves, or visible, infrared, or ultra-violet light.

3. "General license" means a license effective pursuant to regulations promulgated under the provisions of this act without the filing of an application to transfer, acquire, own, possess or use quantities of, or devices or equipment utilizing by-product, source, special atomic energy materials, or other radioactive materials occurring naturally or produced artificially.

4. "Specific license" means a license, issued after application, to use, manufacture, produce, transfer, receive, acquire, own, or possess quantities of, or devices or equipment utilizing by-product, source, special atomic energy materials, or other radioactive materials occurring naturally or produced artificially.

5. "Atomic energy" means all forms of energy released in the course of nuclear fission or nuclear fusion or other atomic transformations.

6. "Source material" means (a) uranium, thorium, or any other material which the Governor declares by order to be source material after the United States Atomic Energy Commission, or any successor thereto, has determined the material to be such; or (b) ores

containing one or more of the foregoing materials, in such concentration as the Governor declares by order to be source material after the United States Atomic Energy Commission, or any successor thereto, has determined the material in such concentration to be source material.

7. "Special atomic energy materials" mean (a) plutonium, uranium 233, uranium enriched in the isotope 233 or in the isotope 235, and any other material which the Governor declares by order to be special nuclear materials after the United States Atomic Energy Commission, or any successor thereto, has determined the material to be such, but does not include source material; or (b) any material artificially enriched by any of the foregoing, but does not include source material.

SECTION 3. State Development Board—powers and duties.—

The State Development Board, hereinafter in this section referred to as the board, is hereby designated as the agency of the State which shall be responsible for the promotion and development of atomic energy resources in South Carolina.

In accordance with the laws of this State, the board shall employ, compensate, and direct the activities of such individuals as may be necessary to carry out the provisions of this act. The board shall have the following powers and duties in the promotion and development of atomic energy industries, and resources, in addition to its other duties as imposed by law:

1. Promote and assist in the establishment of private atomic energy facilities such as nuclear fuel manufacturing, fabrication, and reprocessing plants; radioisotope facilities; waste-disposal sites; test reactor sites; transportation facilities; and others which are necessary or desirable for the promotion and development of atomic energy resources within the State.

2. Assist the Governor, the General Assembly, and other agencies of State Government in the development and promotion of atomic energy resources and industrial activities.

3. Coordinate the atomic energy industrial development activities of the State, recognizing the regulatory authority of the State Department of Health and the duties of other departments of State Government.

4. Maintain a close liaison with the industrial community, the Federal Government, the governments of other states, and regional bodies concerned with the promotion and development of industrial activity in the field of atomic energy.

5. Cooperate with institutions of higher learning in order to take full advantage of all research activities which will support atomic energy development and industrial activities.

6. Accept and administer loans, grants, and other funds or gifts, conditional or otherwise, in the furtherance of its promotion and development functions, from the Federal Government and other sources, public or private.

SECTION 4. State Budget and Control Board — powers and duties.—For purposes of this act, the State Budget and Control Board, hereinafter in this section referred to as the board, is hereby designated as the agency of the State which shall have the following powers and duties that are in accord with its already established responsibilities for custody of state properties, and for the management of all state sinking funds, insurance, and analogous fiscal matters that are relevant to state properties:

1. Expend state funds in order to acquire, develop and operate land and facilities which the board believes will foster the development of the State's economic potential in the atomic energy field. Such acquisition may be by lease, dedication, purchase, or other arrangements; *provided*, however, that the State's functions under the authority of this paragraph shall be limited to the specific purposes of this act.

2. Lease, sublease, or sell real and personal properties to public or private bodies when the board believes that such transactions will foster the development of the State's economic potential in the atomic energy field.

3. Assure the maintenance of such insurance coverage by state licenses, lessees, or sublessees as will in the opinion of the board protect the citizens of the State of South Carolina against nuclear incidents that may occur on state-controlled atomic energy facilities.

4. Assume responsibility for perpetual custody and maintenance of radioactive materials held for custodial purposes at any publicly or privately operated facility located within the State, in the event the parties operating such facilities abandon their responsibility, and whenever the Federal Government or any of its agencies has not assumed the responsibility.

In order to finance such perpetual custody and maintenance as the board may undertake, the board may collect fees from private or public parties holding radioactive materials for custodial purposes; *provided*, that the fees shall be sufficient in each individual case to

defray the estimated cost of the board's custodial management activities for that individual case. All such fees, when received by the board, shall be transmitted to the State Treasurer. The treasurer shall place the money in a special account, in the nature of a revolving trust fund, which may be designated "perpetual maintenance fund," to be disbursed on authorization of the board. Monies in the perpetual maintenance fund shall be invested by the Board in the manner as other state monies; *provided*, however, that any interest accruing as a result of investment shall accrue to this special perpetual maintenance fund. The perpetual maintenance fund shall be used exclusively for maintenance costs, or for otherwise satisfying custodial and maintenance obligations.

5. Enter into an agreement with the Federal Government or any of its authorized agencies to assume perpetual maintenance of lands donated, leased, or purchased from the Federal Government or any of its authorized agencies and used for development of atomic energy resources or as custodial site for radioactive material.

SECTION 5. State Board of Health—powers and duties.—The State Board of Health, hereinafter in this section referred to as the board, is designated as the agency of the State which shall be responsible for the control and regulation of radiation sources, but, notwithstanding anything in this act to the contrary, shall not have power to regulate, license, or control nuclear reactors or facilities or operations incident thereto in duplication of any activity of the Federal Government which has not been discontinued by agreement pursuant to Section 6 of this act.

In accordance with the laws of this State, the board shall employ, compensate and prescribe the powers and duties of such individuals as may be necessary to carry out the provisions of this act as it pertains to the board. The board shall establish a technical advisory council to assist it in performing its specialized responsibilities.

There shall be established a Technical Advisory Radiation Control Council, hereinafter called the Council, responsible to and reporting to the State Department of Health, which Council shall have the duty of advising the Department on matters pertaining to ionizing radiation and standards, rules and regulations to be adopted, modified, promulgated or repealed by the Department. No Standards, rules or regulations shall be adopted, modified, promulgated or repealed by the Department of Health except after consultation with the Council. The Council shall consist of five (5) members and one ex officio member

from the State Department of Health (designated by the State Health Officer). The five members of the Council shall be appointed by the Governor as follows: one member from the South Carolina Medical Association, one member from the South Carolina Dental Association, one member from the South Carolina Radiological Society, one member having recognized knowledge in the field of ionizing radiation and its biological effects from the Associated Industries of South Carolina, one member from the State at large having recognized knowledge in the field of ionizing radiation and its biological effects. The terms of office of the members first appointed shall be as follows: The member from the South Carolina Medical Association shall be appointed for a term of one (1) year, the members from the South Carolina Dental Association and the South Carolina Radiological Society shall be appointed for a term of two (2) years, and the other two members shall be appointed for a term of three (3) years, and the successors shall be appointed in full terms of three (3) years each.

When on business of the Council, members shall be entitled to receive per diem and expenses as shall be set and approved by the Budget Bureau conformable to rates and allowances set for members of other State Boards. The Council shall meet at least as frequently as semi-annually or at call of the Chairman, and minutes of the meetings of the Council shall be included in the minutes of the meeting of the Department of Health next occurring after the preparation of such minutes.

A consulting radiation physicist, certified by the American Board of Radiology, shall be available to the advisory council at its regular meetings and on request. The consulting physicist shall be paid on a per diem basis from budgeted funds.

The Board shall have the following powers and duties in connection with the control and regulation of radiation sources, in addition to its other duties as imposed by law:

1. Develop and conduct programs for evaluation of hazards associated with the use of radiation sources.
2. Develop and conduct programs for the control, surveillance, and regulation of radiation sources, not inconsistent with those prescribed by the U. S. Atomic Energy Commission, and with due regard for controls and regulations in effect in other states.
3. Formulate, adopt, promulgate, and repeal rules and regulations relating to the control of ionizing radiation.
4. Issue such orders or modifications thereof as may be necessary in connection with proceedings under this act.

5. Advise the Governor, the Legislature and relevant state agencies with regard to the status of radiation control, and consult and cooperate with the various departments, agencies, and political subdivisions of the State, the Federal Government, other states, interstate agencies, and with public and private groups concerned with the control of radiation sources and hazards.

6. Accept and administer loans, grants, or other funds or gifts, conditional or otherwise, in furtherance of its functions, from the Federal Government and from other sources, public or private.

7. Encourage, participate in, or conduct studies, investigation, training, and demonstrations relating to control of radiation sources.

8. Collect and disseminate information relating to control of radiation sources. The Board of Health is authorized to provide, by rule and regulation, for the licensing or registration of radiation sources or devices or equipment utilizing such sources. Such rules or regulations shall provide for amendment, suspension, or revocation of licenses.

No person shall receive, use, possess, or transfer any source of ionizing radiation unless registered, licensed, or exempted by the board.

The board is authorized to exempt certain radiation sources or kinds of uses or users from the licensing or regulation requirements set forth in this section, when the board makes a finding that the exemption of such radiation sources or kinds of uses or users will not constitute a significant risk to the health of the public.

The board or its duly authorized representatives shall have the power to enter at all reasonable times upon any private or public property for the purpose of determining whether or not there is compliance with or violation of the provisions of this act and rules and regulations issued thereunder. Any report of investigation or inspection or any information concerning trade secrets or secret industrial processes obtained under this act shall not be disclosed or opened to public inspection except as may be necessary for the performance of the functions of the board. The board shall require each person who possesses or uses any radiation source to maintain records relating to its receipt, storage, transfer, or disposal and such other records as the board may require, subject to such exemptions as may be provided by rules or regulations. Copies of these records shall be submitted to the board on written request. The board shall require each person who possesses or uses a radiation source to

maintain appropriate records showing the radiation exposure of all individuals for whom personnel monitoring is required by the rules and regulations of the board. Copies of these records and those required to be kept shall be submitted to the board on written request.

Any person possessing or using a radiation source shall furnish to each employee for whom personnel monitoring is required, or to such employee's physician, a copy of such employee's personal record at such times as the board, by rule or regulation, may prescribe.

Opportunity for public hearing shall be provided by the board in the case of issuance of modification of rules and regulations; granting, suspending, revoking or amending any license; and determining compliance with, or granting exceptions from, rules and regulations of the board. Any final order entered in any proceeding shall be subject to judicial review.

Whenever in the judgment of the board any person has engaged in or is about to engage in any acts or practices which constitute a violation of any provision of this act, or any rule, regulation, or order issued thereunder, at the request of the board, the Attorney General may make application to the court of common pleas for any order enjoining such acts or practices, or for any order directing compliance, and upon a showing by the board that such person has engaged in or is about to engage in any such acts or practices, a permanent or temporary injunction, restraining order, or other order may be granted.

In the case of an emergency, the board may impound sources of ionizing radiation in the possession of any person who is not equipped to comply with, or fails to comply with, the provisions of the act or the rules and regulations.

The board is authorized, subject to the approval of the Governor, to enter into agreements with the Federal Government, or other state or interstate agencies for the purpose of performing on a cooperative basis inspections or other functions relating to control of sources of ionizing radiation. The board is empowered to institute training programs for the purposes of qualifying personnel to carry out the provisions of this act.

Ordinances, resolutions, or regulations now or hereafter in effect, of the governing body of an agency or political subdivision of the State relating to radiation sources, shall not be superseded by this act if such ordinances or regulations are and continue to be consistent with the provisions of this act, amendments thereto and rules and regulations thereunder.

SECTION 6. Agreements with Federal Government—expiration of present licenses.—(a) The Governor, on behalf of the State, is authorized to enter into agreements with the Federal Government providing for discontinuance of certain of the Federal Government's activities with respect to radiation sources and the assumption thereof by the State toward the end of instituting and maintaining a regulatory program compatible with the standards and regulatory programs of the Federal Government and consonant in so far as possible with those of other states.

(b) Any person who on the effective date of an agreement under subsection (a) of this section possesses a license issued by the Federal Government authorizing activities, the regulation of which is assumed by the State under such agreement, shall be deemed to possess a license issued under this act, which shall expire either ninety days after receipt from the State Board of Health of a notice of expiration of such license, or ninety days after the date of expiration specified in the federal license, whichever is earlier.

SECTION 7. Penalties.—Any person who shall wilfully violate any rule or regulation promulgated pursuant to this act shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not less than one hundred dollars nor more than five hundred dollars or by imprisonment for a term of not more than one year, or by both such fine and imprisonment, for each separate violation. Each day upon which such violation occurs shall constitute a separate offense.

SECTION 8. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of May, 1967.

(R303, H1596)

No. 224

An Act To Amend Section 15-278, Code Of Laws Of South Carolina, 1962, Relating To Terms Of Court In The Ninth Judicial Circuit, So As To Provide For An Additional Term Of The Court Of Common Pleas For Berkeley County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Item 1 of Section 15-278 amended—terms of court for Berkeley County.—Item (1) of Section 15-278, Code of Laws

of South Carolina, 1962, is amended, so as to provide for an additional term of the court of common pleas for Berkeley County, by inserting on line five between the words "week" and "and" "the second Monday in June for two weeks". The item when amended shall read:

"(1) Berkeley County. The court of general sessions for Berkeley County shall be held at Moncks Corner on the second Monday in May and on the second Monday in October, in each case for one week. The court of common pleas for the county shall be held at Moncks Corner on the third Monday in March for one week, the second Monday in June for two weeks and on the fourth Monday in September for two weeks."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of May, 1967.

(R304, H1637)

No. 225

An Act To Amend Sections 14-2711 And 14-2712, Code Of Laws Of South Carolina, 1962, Relating To The Board Of County Commissioners Of Lexington County, So As To Increase The Number Of Commissioners From Four To Five, To Provide For The Election Of The Additional Commissioner And To Establish His Term Of Office.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 14-2711 amended—Lexington County to be governed by commission.—Section 14-2711 of the 1962 Code is amended by striking on line two "four" and inserting "five". The section when amended shall read:

"Section 14-2711. The county government shall be administered by five commissioners to be known as the county board of commissioners of Lexington County."

SECTION 2. Section 14-2712 amended—election of commissioners.—Section 14-2712 of the 1962 Code is amended by adding after the figures "14-2715" "and one commissioner shall be elected by the county at large". The section when amended shall read:

"Section 14-2712. At each alternate general election there shall be elected one commissioner from each of the districts designated in Section 14-2715 and one commissioner shall be elected by the county at large for a term of four years unless sooner removed from office by the Governor for good cause shown."

SECTION 3. Election of additional members.—Notwithstanding the provisions of Section 14-2712 of the 1962 Code, an election shall be held on the second Tuesday in June of 1967, at which time the additional member added to the county board of commissioners by this act shall be elected by a majority of the qualified electors voting in the election provided herein for a term of five years. Successors shall be elected for terms of four years beginning with the general election in 1972. Candidates for the office of the commissioner shall be elected by the county at large and shall qualify by petition of two hundred qualified electors of the county which shall be filed with the commissioners of election of the county by ten a. m. on Monday, May 8, 1967. The election of the commissioner shall be a special election and shall be governed by the election laws relative to such elections. A second election shall be held between the two candidates receiving the highest number of votes two weeks from the holding of the first election in the event no candidate receives a majority. The commissioners of election of Lexington County shall canvass the results of the election and shall certify them to the **Clerk of Court of Lexington County** and to the Secretary of State. The commissioner elected hereunder shall take office thirty days after his election is certified to the Clerk of Court of Lexington County.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor

Approved the 1st day of May, 1967.

(R305, H1666)

No. 226

An Act To Amend Section 14-1198.8, Code Of Laws Of South Carolina, 1962, Providing For Annual Salaries For Certain Officers In Charleston County, So As To Increase The Salary Of The Register Of Mesne Conveyances.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-1198.8 amended—salaries of certain Charleston County officials.—Section 14-1198.8, Code of Laws of 1962, is amended on line eight by striking “12,500.00” and inserting “14,500.00”. The section when amended shall read as follows:

“Section 14-1198.8. Notwithstanding the provisions of Article 4, Chapter 26, Title 14, upon the expiration of the present term of office of the county sheriff, clerk of court, county treasurer, probate judge, master in equity, register of mesne conveyances, county auditor and the county coroner, such officers shall be paid the following annual salaries to be appropriated by county council:

County Coroner	\$ 9,000.00
Register of Mesne Conveyances	14,500.00
County Auditor	12,500.00
County Treasurer	14,500.00
County Sheriff	14,500.00
Clerk of Court	15,000.00
Probate Judge	17,000.00
Master in Equity	17,000.00

After the commencement of such annual salary, the fees and costs required by law to be collected by such county officers shall be paid by the collecting officer to the county treasurer for deposit to the general fund of the county.”

SECTION 2. Time effective.—This act shall take effect July 1, 1967.

Approved the 1st day of May, 1967.

(R306, H1668)

No. 227

An Act To Alter The County Lines Of Charleston And Dorchester Counties By Annexing A Portion Of The Lincolville Area In Charleston County To Dorchester County.

Whereas, an election was held pursuant to an Order by the Honorable Robert E. McNair, Governor of South Carolina, by the Commissioners of Election for Charleston County on March 14, 1967, to determine whether a part of the Lincolville area in Charleston County should be annexed to Dorchester; and

Whereas, no petition was filed pursuant to Section 14-101.1, Code of Laws of South Carolina, 1962, by the electors of Dorchester County; and

Whereas, in the election one vote was cast in favor of the annexation and no votes were cast against the annexation, which result satisfied the provisions of Section 7 of Article VII of the State Constitution, this being more than two-thirds of the votes cast. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Lincolnville area of Charleston County annexed to Dorchester County.—That portion of the Lincolnville area in Charleston County which was the subject of an election held March 14, 1967, by the Commissioners of Election for Charleston County, the results of which election were favorable to the annexation, and the General Assembly having found that all provisions of the Constitution of South Carolina, 1895, governing the alteration of county lines having been satisfactorily complied with, is hereby transferred to Dorchester County and annexed to that county. The proper proportion of the existing county indebtedness of the area so transferred shall be assumed by Dorchester County, the county to which the area is transferred.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of May, 1967.

(R309, S253)

No. 228

An Act To Create The State Mental Retardation Department, To Create A Commission Therefor, To Define Its Powers And Duties, To Provide That Whitten Village, Pineland And The South Carolina Retarded Children's Habilitation Center Shall Be Administered By The Commission, And To Repeal Act 314 Of 1963, Chapter 6 Of Title 32 And Item (3) Of Section 32-931, Code Of Laws Of South Carolina, 1962, Relating To The South Carolina Retarded Children's Habilitation Center, Whitten Village And Pineland.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. State Mental Retardation Department created.—

There is hereby created the State Mental Retardation Department, hereinafter referred to as the department, which shall have jurisdiction over all of the State's mental retardation hospital clinics and centers.

SECTION 2. Powers and duties and appropriations transferred to.—All the powers and duties vested in the Board of Trustees for Whitten Village, The Board of Trustees of the South Carolina Retarded Children's Habilitation Center and the South Carolina Mental Health Department, relative to Pineland or mentally retarded children, on July 1, 1968, shall be transferred to and vested in the State Mental Retardation Department. Any proceedings pending on July 1, 1968, before any State institutions or departments for the mentally retarded are transferred to the State Mental Retardation Department. If there are unexpended appropriations made to such institutions or departments for mental retardation purposes, they shall be transferred to the department. All records, files and other papers necessary to the administration of such institutions or departments shall be transferred to the department but copies of such records and other papers may be retained as part of the records and files of the institution or department.

SECTION 3. South Carolina Mental Retardation Commission created.—

There is hereby created for the department the South Carolina Mental Retardation Commission, hereinafter referred to as the commission. The commission shall consist of seven members, one to be a resident of each Congressional District and one from the State at large to be appointed by the Governor upon the advice and consent of the Senate. The initial members of the commission shall take office on July 1, 1967. They shall serve for terms of four years and until their successors are appointed and qualify, except of those first appointed the members appointed from the First and Second Congressional Districts shall serve for terms of one year and until their successors are appointed and qualify, and the members appointed from the Third and Fourth Congressional Districts shall serve for terms of two years and until their successors are appointed and qualify. The members appointed from the Fifth and Sixth Congressional Districts shall serve for terms of three years and until their successors are appointed and qualify and the member appointed from the State at large shall serve for a term of four years and

until his successor is appointed and qualifies. The Governor shall have the power to remove any member of the commission for cause. Any vacancy shall be filled by the Governor for the unexpired portion of the term. The commission shall determine the policy and adopt necessary rules and regulations governing the operation of the department and the employment of professional staff and personnel. The members of the commission shall receive such subsistence, mileage and per diem as may be provided by law for members of boards, committees and commissions. The commission shall appoint and in its discretion remove a State Commissioner of Mental Retardation, hereinafter referred to as commissioner, who shall be the chief executive officer of the department. Subject to the supervision, direction and control of the commission, the commissioner shall administer the policies, rules and regulations established by the commission. The commissioner shall have the power to appoint and in his discretion remove all other officers and employees of the department subject to the approval of the commission.

SECTION 4. Department may be divided into separate divisions.—The department may be divided into such divisions as may be determined by the commissioner and approved by the commission. The commissioner may appoint a superintendent of each institution with the approval of the commission. Each superintendent shall be responsible for the employment of all personnel at his institution subject to the approval of the Commissioner.

SECTION 5. Administration of Federal funds.—The department is hereby designated as the State's mental retardation authority for purposes of administering Federal funds allocated to South Carolina for mental retardation programs. *Provided*, nothing herein shall be construed to include any of the functions or responsibilities now granted to the State Board of Health or the administration of the State Hospital Construction Act (Hill-Burton Act) as provided in the Code of Laws of South Carolina, 1962, as amended.

SECTION 6. When signatures required.—Whenever reference is made requiring the signature of the superintendent of any institution it shall mean the superintendent or his designee.

SECTION 7. Repeal.—Act 314 of 1963, Chapter 6 of Title 32 and Item (3) of Section 32-931, Code of Laws of South Carolina, 1962, as amended, are repealed on July 1, 1968.

SECTION 8. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 4th day of May, 1967.

(R310, S391)

No. 229

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 15-1281.33, So As To Confer Upon The Juvenile And Domestic Relations Court Of Greenville County Jurisdiction To Terminate Parental Rights In Certain Cases.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 15-1281.33 added—termination of parental rights.—The Code of Laws of South Carolina, 1962, is amended by adding Section 15-1281.33 so as to confer upon the Juvenile and Domestic Relations Court of Greenville County jurisdiction to terminate parental rights in certain cases, as follows:

“Section 15-1281.33. The court shall have jurisdiction to consider petitions relating to abandoned children and render judgments in proper cases terminating parental or guardianship rights prescribed in Chapter 2 of Title 31.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of May, 1967.

(R311, S392)

No. 230

An Act To Amend Section 59-534, Code Of Laws Of South Carolina, 1962, Relating To Special Provisions For Municipal Public Works For Cities And Towns In Certain Counties, So As To Include All Cities And Towns In Aiken County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 59-534 amended—special provisions for certain cities and towns.—Section 59-534, Code of Laws of South Carolina, 1962, is amended by inserting “Aiken,” before “Anderson” on line one so that, when so amended, the section shall read:

"Section 59-534. All cities and towns in Aiken, Anderson, Kershaw, McCormick, Oconee, Spartanburg and York Counties owning water plants, light plants or sewage disposal systems, or any one or more of them, may, through the proper officials of the city or town, enter into contract with persons without the corporate limits to furnish such persons electric current, water or sewage disposal facilities, or any one or more of them, and, in Anderson County, in connection therewith, such street facilities as may be required, upon such terms, rates and charges as may be fixed by the contract or agreement between the parties to this effect, either for domestic or industrial purposes, or both, when in the judgment of the city or town council or those in charge of public works it is for the best interest of the municipality so to do. No such contract shall be for a longer period than fifty years but any such contract may be renewed from time to time for periods not exceeding fifty years."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of May, 1967.

(R312, S393)

No. 231

An Act To Amend Section 14-400.357, Code Of Laws Of South Carolina, 1962, Relating To The Preparation Of Area Community Rural Water And Sewer Systems By The Jasper County Development Board, So As To Delete The Provisions Creating A Board For Such Systems.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 14-400.357 amended—provisions creating board deleted.—Section 14-400.357 of the 1962 Code is amended so as to delete the provisions creating a board for area community rural water and sewer systems by the Jasper County Development Board by striking beginning on line nine the following: "The area water and sewer system shall function under the direction of an area board which shall be known as the Area Community Rural Water and Sewer System Board. The board shall consist of five members who shall be appointed in the same manner as the members of the county board are appointed for terms of four

years. The area board shall have the same authority in relation to the area as the county board has to the county.

Any area board shall be authorized to exercise the power of eminent domain pursuant to Section 17, Article I of the Constitution of South Carolina, 1895, and such power shall be exercised as provided for municipalities in Sections 25-161 to 25-170."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of May, 1967.

(R313, S397)

No. 232

An Act To Increase The Number Of Petit Jurors To Be Drawn In Lancaster County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Number of petit jurors for Lancaster County.

Notwithstanding the provisions of Section 38-61, Code of Laws of South Carolina, 1962, as amended, the Jury Commissioners of Lancaster County shall draw fifty petit jurors.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of May, 1967.

(R315, H1384)

No. 233

An Act To Regulate The Advancing Of Premiums By Insurance Agents.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Authority for agents.—It shall be permissible for the duly authorized agent of an insurer, or a producer of record in the case of the South Carolina Automobile Assigned Risk Plan, to advance to the insurer on behalf of an insured or an applicant for insurance the premium for a policy of insurance.

SECTION 2. *Notice to insurer required.*—Any agent or producer of record who shall advance the premium for a policy of insurance shall give the insurer written notice of such advancement.

SECTION 3. *Cancellation for nonpayment of premium permitted.*—Failure by an insured or applicant to reimburse the agent or producer of record as agreed shall constitute a request upon the part of the insured for cancellation of the policy. Upon failure of the insured to reimburse the agent or producer of record as agreed and upon written request of the agent or producer of record, each respective insurer shall promptly issue a notice of cancellation in accordance with the provisions of each policy affected.

SECTION 4. *Return of unearned premiums.*—In the event of any cancellation or reduction in premium of a policy of insurance, the premium for which has been advanced by an agent or producer of record as herein authorized, unearned premium shall be payable to the agent or producer to the extent of the balance to which the agent or producer is entitled under the premium advance agreement and any excess of unearned premium over the balance shall be payable to the insured.

SECTION 5. *Permissible service charges.*—An agent or producer advancing premium on behalf of an insured or applicant may make a charge for such premium advance in an amount not to exceed three-fourths of one per cent per month, calculated on the premium advanced, subject to a minimum charge of one dollar and fifty cents per month and service charges shall be strictly prorated upon prepayment or policy cancellation; *provided*, that the minimum down payment for a policy upon which premiums are advanced by an agent or producer shall be not less than twenty-five per cent; *provided*, however, that should cancellation be for nonpayment of premium and should the agent or producer not enter into another premium advance agreement with the insured for a period of not less than sixty days from the effective date of such cancellation, a minimum service charge of ten dollars shall be permitted. The service charges herein permitted shall not be treated as insurance premiums.

SECTION 6. *Padding prohibited.*—The premiums for the policy desired by the insured shall be the sole subject of the premium advance agreement between the agent or producer and the insured and no charges other than those set forth by this act shall be made by any agent or producer of record for any reason whatsoever. Interest

on money borrowed by an agent or producer to cover the advancing of premiums shall be at the expense of the agent or producer.

SECTION 7. *Agent's authority personal.*—Accounts receivable developed by agents or producers under the terms of this act may not be sold or assigned nor may the right to cause cancellation for non-payment of premium be assigned except in the event of the sale of an entire agency.

SECTION 8. *Conflict of interest (constructive fraud) prohibited.*—Insurance agencies owned or controlled in whole or in part, directly or indirectly, by an insurer, or by the management of an insurer or related interests shall not be permitted to enter into premium advance agreements coming within the provisions of this act.

SECTION 9. *Endorsement of policies not required.*—Premium advance agreements coming within the provisions of this act shall not be subject to the provisions of Section 37-147, Code of Laws of South Carolina, 1962.

SECTION 10. *Time Effective.*—This act shall take effect upon approval by the Governor.

Approved the 3rd day of May, 1967.

(R316, H1675)

No. 234

An Act To Create The Marlboro Airport Commission And To Provide For Its Powers And Duties.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Marlboro Airport Commission created.—There is hereby created the Marlboro Airport Commission consisting of five members to be appointed by the Marlboro County Legislative Delegation for terms of four years and until their successors are appointed and qualify. The commission shall elect from its membership a chairman and a secretary-treasurer and shall keep a record of the minutes of its meetings. Any three members of the commission shall constitute a quorum.

SECTION 2. Powers and duties.—The commission shall have general authority concerning the lands, moneys and properties of the

airport in cooperation with the State and Federal Government and subject to such agreements as have been heretofore entered into concerning the same; shall generally assist the State and Federal Government in matters concerning the airport and its lands, moneys and properties; shall obtain information as requested by the officials of Marlboro County and generally assist the county in all matters affecting the airport; shall hold all moneys and funds of the county which may be set aside for the construction and development of the airport; and shall control and handle the expenditure thereof in accordance with the purposes for which such moneys and funds were intended and in accordance with the provisions of this act. The powers and authority granted to the commission under the provisions of this act are in addition to all powers and authorities the commission may have by virtue of the provisions of any other law.

SECTION 3. Expenditures.—The commission may make expenditures of the moneys and funds under its control, or so much thereof as may be necessary, for the purpose of acquiring approaches and obstruction and clearance rights to the airport and other lands adjacent thereto which shall be deemed necessary for the construction, maintenance and use of the airport, buildings and facilities and may pay the expenses incident thereto.

SECTION 4. Sale or lease of property.—Upon the written approval of the members of the Marlboro County Legislative Delegation, the commission may sell, lease or trade such airport land, property and rights, or any portion thereof, to the United States Government or any agency thereof or may sell, lease or trade any such land or property, or portion thereof, not needed for the use of such airport. Any such transaction shall be either public or by the submission of sealed bids. If a public sale is held it shall be duly advertised and conducted in the same manner as sales held by the clerk of court in mortgage foreclosure cases. If a sale is made by submission of sealed bids, advertisement shall be made in a newspaper published in Marlboro County for at least two weeks prior to the time fixed for opening the bids and the bids shall be opened in public.

SECTION 5. May lease property to State Aeronautics Commission.—The commission upon written approval of the members of the Marlboro County Legislative Delegation may lease so much of the property as may be necessary for the operation of an

airport to the State Aeronautics Commission or to any person on such terms and conditions as may be determined by the commission.

SECTION 6. Deed to prohibit hazards.—In every conveyance of any part of such land it shall be specifically provided that no construction or growth of any structure or object on such land shall be permitted so as to be a hazard to the landing, taking off or maneuvering of aircraft at the airport or otherwise limit the usefulness of the airport as an airport, nor shall such land be used in any manner that might be hazardous to or limit the usefulness of the airport as an airport.

SECTION 7. Execution of deeds—proceeds.—Upon meeting the requirements and conditions of this act, the commission may execute and deliver a proper deed in the name of Marlboro County, conveying title to such property. No revenue stamps shall be required to be affixed to any deed, instrument or writing by which any lands, tenements or other realty are granted, assigned, transferred or otherwise conveyed to, for or from the airport. The proceeds of sale and all other transactions with respect to such property shall be kept in a separate account, apart from all other county funds, and shall be used only for the purpose set forth in this act.

SECTION 8. Bond of secretary-treasurer.—The secretary-treasurer shall, before assuming the duties of his office, deliver to the Marlboro County Board of Commissioners his fidelity bond with corporate surety in the penal sum of one thousand dollars, payable to Marlboro County in the form of other official bonds, subject to approval both as to form and surety by the Marlboro County Board of Commissioners. After approval the bond shall be recorded and filed in the office of the Clerk of Court for Marlboro County. The commission shall pay the premiums on such bond.

SECTION 9. Funds — audit — reports.—The commission shall keep its accounts and funds separate from those of the county but they shall be subject to inspection and audit by the proper officials of the county at any time. The commission shall prepare an annual report of its receipts and disbursements and for what purpose and an inventory of its assets and outstanding obligations and contracts as of July first of each year and shall file copies thereof with the Marlboro County Board of Commissioners.

SECTION 10. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of May, 1967.

(R317, H1680)

No. 235

An Act To Amend Section 59-174, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Those Towns And Cities Which Are Not Required To Have A Board Of Commissioners Of Public Works, So As To Provide That The Town Of Ware Shoals Shall Be Included Among Those Municipalities Wherein The Board Of Commissioners Of Public Works Has Been Abolished And The Duties And Powers Of The Board Have Been Vested In The Town Council.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Town of Ware Shoals not to have Board of Commissioners of public works.—In addition to the cities and towns set out in Section 59-174, Code of Laws of South Carolina, 1962, as amended, which shall not have boards of commissioners of public works, the Town of Ware Shoals in Greenwood and Abbeville Counties shall not have such a board and the powers, duties and responsibilities vested in such boards in other cities and towns shall be vested in the Town Council of the Town of Ware Shoals.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of May, 1967.

(R319, H1692)

No. 236

An Act Authorizing The Treasurer Of Horry County To Provide A Revolving Loan Account To The Horry County Technical Education Commission.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Revolving loan account for Horry County Technical Education Commission.—The Treasurer of Horry County is

hereby authorized to provide from the General Funds of the County a revolving loan account to the Horry County Technical Education Commission in an amount not to exceed seventy-five hundred dollars.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of May, 1967.

(R321, H1679)

No. 237

An Act To Authorize The Town Of Ninety Six In Greenwood County To Grant An Exclusive Franchise To The Commissioners Of Public Works Of The City Of Greenwood To Construct, Operate And Maintain A Natural Gas Distribution System In The Town Of Ninety Six, And To Authorize The Commissioners Of Public Works Of The City Of Greenwood To Accept And Operate Such Franchise.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Town of Ninety Six may grant franchise to City of Greenwood for natural gas distribution purposes.—The Town of Ninety Six in Greenwood County is authorized to grant by ordinance of its Town Council to the Commissioners of Public Works of the City of Greenwood an exclusive franchise for a period of twenty-five years to construct, operate and maintain a system of natural gas distribution within the town limits of Ninety Six, pursuant to Section 59-365.1, Code of Laws of South Carolina, 1962, with an option to the Town of Ninety Six to renew for an additional twenty-five years. The franchise shall include authority to use the streets, public rights of way, alleys and other public property of the Town of Ninety Six for laying, repairing and replacing pipelines and other necessary facilities in connection with the operation of the system. The terms of the franchise shall be as agreed to by the contracting parties.

SECTION 2. Operation of franchise.—The Commissioners of Public Works of the City of Greenwood are authorized to accept and operate the franchise described in Section 1 and contract with the Town of Ninety Six to construct and operate the gas distribution system within the corporate limits of Ninety Six, with all pow-

ers and immunities with respect to the system as they would have within the City of Greenwood, subject only to the terms of the franchise.

SECTION 3. Additional powers.—The powers granted to municipalities in Section 59-365.1, Code of Laws of South Carolina, 1962, are granted to the Commissioners of Public Works of the City of Greenwood and to the Town Council of Ninety Six, notwithstanding the fact that the City of Greenwood now operates a gas distribution system and the City is located between its source of supply and the Town of Ninety Six. The term 'transmission line' as used in Section 59-365.1 shall apply to the existing gas line owned by the Commissioners of Public Works of the City of Greenwood which passes through Ninety Six.

SECTION 4. Contracting parties.—References in this act to Greenwood and Ninety Six as contracting parties for the franchise and other necessary arrangements shall mean the Mayor and Town Council of Ninety Six and the Commissioners of Public Works of the City of Greenwood who are hereby specifically authorized to contract for the construction and operation of a natural gas system for the benefit of the Town of Ninety Six under such terms and conditions as the parties shall agree.

SECTION 5. Powers to be additional.—The powers granted in this act are in addition to existing powers and are not to be construed as limitations.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of May, 1967.

(R324, S89)

No. 238

An Act To Amend Section 71-96, Code Of Laws Of South Carolina, 1962, Relating To Aid To Dependent Children, So As To Require That Mentally Competent Dependent Children Of School Age Attend A School Recognized By The State Superintendent Of Education To Qualify For Aid.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 71-96 amended—amount of grant to dependent children—exceptions.—Section 71-96, Code of Laws of South Carolina, 1962, is amended by adding at the end thereof the following: "No such aid shall be granted for any child of school age who does not attend a school recognized by the State Superintendent of Education unless such child is found by the State Department to be mentally unsuited for such school or unless such child falls within the exemptions of an Act of 1967 bearing Ratification No. 183." The section when amended shall read as follows:

"Section 71-96. In granting aid for dependent children the amount granted shall not exceed thirty dollars per month for one child in any home, nor twenty-one dollars per month for each additional child in the same home, and shall not exceed thirty dollars per month for a needy relative with whom any dependent child is living. No such aid shall be granted for any child of school age who does not attend a school recognized by the State Superintendent of Education unless such child is found by the State Department to be mentally unsuited for such school or unless such child falls within the exemptions of an Act of 1967 bearing Ratification No. 183."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R325, S93)

No. 239

An Act To Amend Section 46-169, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Expiration And Renewal Of Drivers' Licenses, So As To Require Re-Examination Prior To Such Renewal.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 46-169 amended—expiration date—renewal—vision test may be required—re-examination.—Section 46-169, Code of Laws of South Carolina, 1962, as amended by Act No. 362 of 1965, is further amended by adding at the end thereof the following: "No license shall be renewed until the licensee is re-examined as provided in Section 46-162, except that the licensee shall not be required to take the road test provided in Section 46-

162; provided, further, that only the visual examination shall be required of those persons who have no more than four points for moving traffic violations in the three years prior to making application for renewal. For cause shown, the Department may require the submission by the applicant of evidence satisfactory to the Department of the applicant's mental and physical fitness to drive, and his knowledge of traffic laws and regulations. If such evidence is not satisfactory to the Department, the Department may require an examination of the applicant as upon an original application. Provided, further, that parallel parking shall not be required as a part of the driver test."

This Section when amended shall read as follows:

"Section 1. Section 46-169, Code of Laws of South Carolina, 1962. 'Every license issued on and after July 1, 1965, shall expire on the licensee's birth date which occurs within the fourth calendar year after the calendar year in which the license is issued. Every license issued prior to July 1, 1965, shall expire on the licensee's first birth date occurring after June 30, 1969. Every license shall be renewable on or before its expiration date upon application therefor and the payment of the required fee. The Department shall require a vision test of the applicant: provided, that the vision examination may be waived upon the submission of a certificate from any person authorized by law to examine eyes.

No license shall be renewed until the licensee is re-examined as provided in Section 46-162, except that the licensee shall not be required to take the road test provided in Section 46-162; provided, further, that only the visual examination shall be required of those persons who have no more than four points for moving traffic violations in the three years prior to making application for renewal. For cause shown, the Department may require the submission by the applicant of evidence satisfactory to the Department of the applicant's mental and physical fitness to drive, and his knowledge of traffic laws and regulations. If such evidence is not satisfactory to the Department, the Department may require an examination of the applicant as upon an original application. Provided, further, that parallel parking shall not be required as a part of the driver test.'"

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of May, 1967.

(R326, S377)

No. 240

An Act To Amend Chapter 28 Of Title 21, Code Of Laws Of South Carolina, 1962, Relating To The Educational System Of Cherokee County, By Adding Article 4, So As To Vest The Board Of Trustees Of School District No. 1 Of Cherokee County With Continuing Authority To Issue Bonds Under Certain Terms And Conditions.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Chapter 28, Title 21, amended—Article 4 added—School District No. 1 of Cherokee County—issuance of bonds.—Chapter 28 of Title 21, Code of Laws of South Carolina, 1962, is amended by adding Article 4, so as to vest the Board of Trustees of School District No. 1 of Cherokee County with continuing authority to issue bonds, which shall read as follows:

“Article 4

Section 21-1730. The Board of Trustees of Cherokee County School District No. 1 is hereby vested with continuing authority to issue bonds of the district to obtain funds for school purposes, and the board, under the authority hereby conferred, shall be empowered from time to time, to issue bonds of the district, within the constitutional debt limit, as now or hereafter established at such times as the board sees fit. The constitutional debt limit, as now or hereafter established, is fixed as the statutory debt limit of the district.

Section 21-1731. All bonds issued shall mature serially in successive annual installments of such amounts as the board shall determine, except that the maturity schedule of any issue of bonds shall be arranged so that the last annual installment shall fall due not later than thirty years from the date such issue shall bear. Any bond issued pursuant to this article may contain a provision permitting its redemption prior to its stated maturity at such redemption premium as may be established by the board. Bonds issued pursuant to this article shall bear such dates and such rates of interest and shall be in such denominations and shall be payable at such place or places as the board may determine. The bonds may be issued with the privilege to the holder of having them registered as to principal on the books of the treasurer of Cherokee County and the principal thus made payable to the registered holder, unless the last registered transfer shall have been to bearer, upon such conditions as the board may prescribe.

Section 21-1732. The proceeds of any issue of bonds, issued pursuant hereto, shall, in the discretion of the board, be expended for school purposes including but not limited to the following:

- (1) For the purchase of real property for school purposes;
 - (2) For the construction of new school buildings;
 - (3) For the repair or improvement of existing school buildings;
- and
- (4) For equipment for any public schools operated by the district.

Section 21-1733. Each issue of bonds, issued pursuant hereto, shall be sold at public sale. The form, manner and occasion of the advertisement for public sale shall be determined by the board. No bonds shall be sold at less than par and accrued interest to the date of delivery. *Provided*, that any issue of bonds may be sold to the United States of America, or any agency thereof, at private sale, on such terms as may be agreed upon.

Section 21-1734. All bonds issued pursuant to this article and the coupons appertaining thereto shall be executed in such manner as the board may prescribe.

Section 21-1735. The proceeds derived from the sale of bonds, issued pursuant hereto, shall be deposited with the treasurer of Cherokee County in a special fund, separate and distinct from all other funds. The proceeds shall be applied solely for the purposes for which the bonds are issued, except that accrued interest and premium, if any, shall be deposited in the account to be established by the treasurer of Cherokee County, for the payment of the principal of and interest on the bonds. The funds shall be expended upon warrants of the board.

Section 21-1736. The bonds, both as to principal and interest, shall have the tax exempt status prescribed by Section 65-4.1 of the 1962 Code.

Section 21-1737. For the payment of the principal of and interest on the bonds, as they respectively mature, the full faith, credit and resources of the district are hereby irrevocably pledged, and there shall be levied annually by the auditor of Cherokee County and collected by the treasurer of Cherokee County, in the same manner as county taxes are levied and collected such tax as may be necessary without limit on all taxable property in the district, to pay the principal of and interest on the bonds as they respectively mature.

Section 21-1738. Any action required by the board may be taken at any meeting of the board, regular or special, through the adoption

of a resolution or resolutions to take effect immediately upon their adoption; and at such meeting a majority of the members of the board shall constitute a quorum for the purpose of adopting a resolution providing for the issuance of bonds pursuant to this article, awarding the sale of such bonds, or taking any other action permitted or required of the board by the provisions of this article; *provided*, any action required of the board concerning the issuance of bonds pursuant to this article shall be voted upon favorably by a majority of the members."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R329, S433)

No. 241

An Act To Authorize Berkeley County Jury Commissioners To Draw Fifty Petit Jurors For General Sessions And Common Pleas Courts.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Number of jurors for Berkeley County.—Notwithstanding the provisions of Section 38-61 of the 1962 Code the jury commissioners of Berkeley County shall draw fifty petit jurors for both general sessions and common pleas courts.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R330, S443)

No. 242

An Act To Amend Section 6 Of Act No. 385 Of 1963, As Amended, Relating To Fees For The Clerk Of Court For Berkeley County, So As To Provide That No Fees Shall Be Charged By The Clerk For The Recording Of Deeds Of Conveyance Of Cemetery Lots And To Provide That The Clerk Shall Require All Deeds Of Conveyance Of Real Estate Recorded In Berkeley County To Have The Resident Address Of The Grantee Endorsed Upon The Instrument.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Item 5 of Section 6, of Act No. 385, of 1963 amended—no fee for recording deeds of cemetery lots.—Item 5 of Section 6 of Act No. 385 of 1963, as amended, is further amended by adding at the end thereof the following: “*Provided*, that the Clerk of Court for Berkeley County shall not charge a fee for recording deeds of conveyance of cemetery lots.”

The item when amended shall read as follows :

“(5) The charges and fees for recording instruments in the office of the Clerk of Court for Berkeley County shall be in amounts as follows :

(a) for deeds, real estate mortgages, leases, contracts, agreements, powers of attorney, bonds for title, mechanics’ and materialmen’s liens, real estate attachments, any instruments concerning real estate and any other instruments entitled to recordation not herein specifically provided for, including chattel mortgages and other instruments whereby the holder retains or claims an interest in personal property, with or without notes, to secure a principal debt of more than one hundred dollars, one dollar for the first legal-cap-size page, or fraction thereof, and twenty-five cents for each additional page or fraction thereof, required to complete recording, twenty-five cents for each additional dower and each additional probate, and twenty-five cents for each additional name to be indexed in excess of two; (b) for chattel mortgages securing a principal debt of one hundred dollars or less, one dollar; (c) for assignments, cancellations, dowers and other matters pertaining to any of the instruments above named, recorded after the original recordation, fifty cents; (d) for a cancellation without affidavits, fifty cents and with affidavits, one dollar; (e) for plats, one dollar for each page measuring 15” x 18” or less and for all other plats two dollars for each page; (f) for charters, two dollars; and (g) for homestead proceedings, seven and one-half dollars. Any page above referred to, having writing, stamps or other written matter to be recorded on both sides, shall be counted and charged as two pages. If any document offered for record contains more than ten pages, each additional ten pages or portion thereof shall be considered a separate document for the purpose of fixing the recording fees herein provided for.

The willful or intentional collection by the clerk of any fee, payment or gratuity as compensation for any service performed by him

as clerk, other than as provided in this section, shall be cause for his removal from office.

Provided, that the Clerk of Court for Berkeley County shall not charge a fee for recording deeds of conveyance of cemetery lots."

SECTION 2. Address of grantee required.—The Clerk of Court of Berkeley County shall not record any deeds of conveyance of real estate unless the resident address of the grantee is endorsed upon the instrument.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R331, S441)

No. 243

An Act Making It Unlawful To Start Fires In Forestry District No. 8, Berkeley County, Except Under Certain Conditions And Providing Penalties For Violations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Unlawful to start certain fires in Berkeley County (Forestry District No. 8).—It shall be unlawful for any owner or lessee of land or any employee of any such owner or lessee or other person to start, or cause to be started, any fire in any woodlands, brushlands, grasslands, ditchbanks or hedgerows or in any debris, leaves or other flammable material adjacent thereto in Forestry District No. 8, Berkeley County, except under the following conditions:

(a) Proper notification shall be given to the State Forester, or his duly authorized representative or other persons designated by the State Forester. The notice shall contain all information required by the State Forester or his representative.

(b) Such persons shall have cleared by plowing, discing or raking around the area and have immediately available sufficient equipment and personnel to adequately secure the fire and prevent its spread.

(c) The person starting the burning shall supervise carefully, in person or by a competent representative, any such fire started and have it under control prior to leaving the area.

SECTION 2. Permission of owner required.—A lessee of any land, or any employee of any landowner or lessee of land or other person must receive prior authorization from the landowner to conduct such burning, in addition to complying with the other provisions of this act.

SECTION 3. Exceptions.—The provisions of this act shall not apply to fires which may be started within the corporate limits of any municipality having an adequate fire protection department, nor to fires started on rights of way of railroads by their duly authorized employees to remove fire hazards unless the State Forester, or his representatives, after investigation shall notify such railroad that its practices are disapproved on account of the failure to exercise such safeguards against the spread of fire.

SECTION 4. No burning during emergencies.—No burning shall be carried out during any period which the Governor has declared that an emergency exists in connection with forest fires.

SECTION 5. State Forester may prohibit burning.—The State Forester may direct at any time, when deemed necessary in the interest of public safety, that fire covered by this act shall not be started.

SECTION 6. Penalties.—Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction shall be fined not less than ten dollars nor more than one hundred dollars or be imprisoned for not less than ten days nor more than thirty days. For any second or subsequent offense, a fine of not less than twenty-five dollars nor more than five hundred dollars or imprisonment for not more than one year may be imposed in the discretion of the court.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R332, S128)

No. 244

An Act To Amend Section 56-97, Code Of Laws Of South Carolina, 1962, Authorizing The Supreme Court To Promulgate Rules And Regulations Concerning The Practice Of Law, So As To Authorize The Establishing Of An Organized Bar And To Authorize A Fee For Those Persons Practicing Law In South Carolina; And To Provide For The Disbursement Of Funds Of The Bar.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 56-97 amended—Item (e) added—organized bar may be established.—Section 56-97 of the Code of Laws of South Carolina, 1962, is amended by striking the word “and” at the end of subsection (c) and inserting in lieu thereof a comma, by changing the period at the end of subsection (d) to a comma, and by adding thereto the following :

“(e) organizing and governing an association to be known as the South Carolina State Bar which shall be composed of the attorneys at law of the State, and which shall act as an administrative agency of the Supreme Court of South Carolina for the purpose of improving the administration of justice, and (f) fixing an annual license fee for the practice of law in this State, the payment of which shall entitle but not require any attorney to be a member in the South Carolina State Bar and providing for the collection and the disbursement of such license fees. At such time as the South Carolina State Bar is established all offices, appointments or official duties heretofore delegated or given to the South Carolina Bar Association or any officer of the same by statute or appointment of the State of South Carolina or any branch thereof shall be vested in the South Carolina State Bar and its officers.” When so amended, Section 56-97 shall read as follows :

“Section 56-97. The Supreme Court may from time to time prescribe, adopt, promulgate and amend such rules and regulations as it may deem proper (a) defining and regulating the practice of law, (b) determining the qualifications and requirements for admission to the practice of law, (c) prescribing a code of ethics governing the professional conduct of attorneys at law, (d) prescribing the procedure for disciplining, suspending, disbaring and reinstating attorneys at law, (e) organizing and governing an association to be known as the South Carolina State Bar which shall be composed

of the attorneys at law of the State, and which shall act as an administrative agency of the Supreme Court of South Carolina for the purpose of improving the administration of justice, and (f) fixing an annual license fee for the practice of law in this State, the payment of which shall entitle but not require any attorney to be a member in the South Carolina State Bar and providing for the collection and the disbursement of such license fees. At such time as the South Carolina State Bar is established all offices, appointments or official duties heretofore delegated or given to the South Carolina Bar Association or any officer of the same by statute or appointment of the State of South Carolina or any branch thereof shall be vested in the South Carolina State Bar and its officers."

SECTION 2. Fees and disbursements.—All fees collected by the South Carolina State Bar, pursuant to the terms of this act, shall be placed in the State Treasury immediately upon collection and shall be credited to a fund which shall be known as the State Bar Fund. All disbursements from the bar fund shall be made upon warrants signed by such officer of the bar as the South Carolina State Bar may authorize in accordance with such rules and regulations governing the fund as may be promulgated by the Supreme Court of South Carolina.

No person shall receive any compensation from the State Bar Fund for service performed in the administration of the South Carolina State Bar if at the time of the performance of the service he was a regular employee of the State of South Carolina. No rule promulgated under this act shall relate to or prescribe fees to be charged by attorneys.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of May, 1967.

An Act To Amend Section 14-1381, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Government Of Chester County, So As To Further Provide For The Appointment Of The County Attorney.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-1381 amended—appointment of county attorney.—Section 14-1381 of the 1962 Code, as amended, is further amended by inserting after the word “body” on line two “upon the recommendation of a majority of the county legislative delegation” so that when amended the section shall read as follows:

“Section 14-1381. The county attorney for the county shall be appointed by a majority of the county governing body upon the recommendation of a majority of the county legislative delegation. The term for each appointment shall be for a period of one year, dating from July first of each year, and shall be at such compensation as may be provided in the annual county appropriation, payable in monthly installments. In case a vacancy occurs an appointment shall be made as provided for an appointment for a full term and shall be for the balance of the term.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R336, H1322)

No. 246

An Act To Increase The Membership Of The Darlington County Board Of Public Welfare From Three To Five Persons.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Membership of Darlington County Board of Public Welfare increased.—Notwithstanding the provisions of Section 71-31, Code of Laws of South Carolina, 1962, the Darlington County Board of Public Welfare is increased from three to five members. The two additional members shall be appointed in the same manner as prescribed in Section 71-31 and shall serve terms of three years or until their successors are appointed and qualify, except that one of the members appointed shall be appointed initially for a term of four years.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R337, H1345)

No. 247

An Act To Amend Section 14-1667 (2)(c), Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Powers Of The County Commission Of Darlington County, So As To Delete The Requirement Of Legislative Delegation Approval For Conveyances Of Real Estate.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-1667 (2) (c) amended—disposal of real estate.—Section 14-1667, Code of Laws of South Carolina, 1962, as amended, is further amended to delete the requirement of legislative delegation approval for conveyances of real estate by striking the last sentence in item (c) subsection (2) of the section. Item (c), when amended, shall read as follows :

“(c) ‘To lease, sell or otherwise dispose of real and personal property in the name of the county, including all property now owned by the county ; *provided*, always, that no lease or sale shall be effected except upon sealed proposals after notice thereof is given by published advertisement at least once not less than seven days prior to the occasion fixed for the opening of bids.’”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R338, H1346)

No. 248

An Act To Amend Act No. 570, Acts And Joint Resolutions Of South Carolina, 1965, Creating The Darlington County Historical Commission, So As To Require The Historical Commission To Obtain Prior Approval Of The County Commission To Incur Obligations And Expend County Funds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 3 of Act No. 570 of 1965 amended—powers and duties.—Section 3 of Act No. 570, of the Acts of 1965, creating the Darlington County Historical Commission, is amended so as to require the Historical Commission to obtain prior County Com-

mission approval for incurring obligations or expending county funds, by adding the following at the end thereof:

"The commission shall not incur any financial obligations or expend any county funds without prior approval of the County Commission." When so amended, Section 3 shall read:

"Section 3. The commission shall have the following powers and duties:

(1) To procure such documents, transcripts and other materials relating to the county as it may deem necessary or important;

(2) To take care and custody of the archives of the county;

(3) To adopt a seal and make rules for its own government;

(4) To have direction and control over the marking of historical sites;

(5) To acquire historical sites by purchase or otherwise at its discretion;

(6) To accept donations;

(7) To employ a secretary, who shall serve at the pleasure of the commission, receive such remuneration as the commission may determine and perform such duties as the commission may direct; and

(8) To do such other things as may be necessary to carry out the intent of this act.

The commission shall not incur any financial obligations or expend any county funds without prior approval of the County Commission."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R339, H1373)

No. 249

An Act To Make It Unlawful To Use Nets Or Seines For Catching Shad In Certain Areas Of The Savannah River In Game Zone 3.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Unlawful to use nets or seines for catching shad in certain areas of the Savannah River in Game Zone 3.—In Game Zone 3 it shall be unlawful to use nets or seines for catching shad

in the Savannah River from the New Savannah Bluff Lock and Dam to a point where Spirit Creek empties into the Savannah River.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R340, H1407)

No. 250

An Act To Amend Act No. 1049 Of The Acts And Joint Resolutions Of The General Assembly Of South Carolina, 1966, Authorizing The Entry Of The State Into The Compact For Education, So As To Increase The Membership Of The Steering Committee From Thirty To Thirty-Two Members, And To Provide That One-Fourth Of The Voting Membership Shall Be Governors, One-Fourth Shall Be Legislators, And The Remainder Shall Consist Of Other Members Of The Educational Commission Of The States.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act No. 1049 of 1966 amended—steering committee.—Act No. 1049 of 1966 is amended in Section 1 by deleting paragraph A of Article VI and inserting in lieu thereof the following, which increases the membership of the steering committee from thirty to thirty-two members, and provides that one-fourth of the voting membership shall consist of Governors, one-fourth shall be legislators, and the remainder shall consist of other members of the Educational Commission of the States. When so amended paragraph A shall read as follows:

“A. To assist in the expeditious conduct of its business when the full Commission is not meeting, the Commission shall elect a steering committee of thirty-two members which, subject to the provisions of this compact and consistent with the policies of the Commission, shall be constituted and function as provided in the bylaws of the Commission. One-fourth of the voting membership of the steering committee shall consist of Governors, one-fourth shall be legislators, and the remainder shall consist of other members of the Commission. A Federal representative on the Commission may serve with the steering committee, but without vote. The voting members of the steering

committee shall serve for terms of two years, except that members elected to the first steering committee of the Commission shall be elected as follows: sixteen for one year and sixteen for two years. The chairman, vice chairman, and treasurer of the Commission shall be members of the steering committee and, anything in this paragraph to the contrary notwithstanding, shall serve during their continuance in these offices. Vacancies in the steering committee shall not affect its authority to act, but the Commission at its next regularly ensuing meeting following the occurrence of any vacancy shall fill it for the unexpired term. No person shall serve more than two terms as a member of the steering committee; provided that service for a partial term of one year or less shall not be counted toward the two term limitation."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R342, H1607)

No. 251

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 65-1646, So As To Limit The Filing Of Property Statements In Darlington County To Four-Year Intervals.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 65-1646 added—when property returns to be made in Darlington County.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-1646, so as to limit the filing of property statements in Darlington County to four-year intervals, which shall read as follows:

"Section 65-1646. The filing of annual statements listing real and personal property with the auditor required by Section 65-1644 shall not apply to Darlington County and persons making such returns every fourth year shall not be subject to penalties of any kind."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R345, H1422)

No. 252

An Act To Amend Act No. 885 Of 1966, Relating To The Florence County Planning Commission, So As To Increase The Membership.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act 885 of 1966 amended—Florence County Planning Commission created.—Section 1 of Act No. 885 of 1966 is amended on line two by striking “nine” and inserting “ten” and on lines five, six and seven by striking “, except that four of the original appointees shall serve for two years only. The length of the terms of each member shall be decided by lot” and inserting in lieu thereof “; *provided*, that one of the members shall be appointed from the membership of the Home Builders Association of the greater Pee Dee”. The section when amended shall read as follows:

“Section 1. There is hereby created the Florence County Planning Commission which shall consist of ten members, to be appointed by the Governor upon the recommendation of a majority of the county legislative delegation for terms of four years and until their successors are appointed and qualify; *provided*, that one of the members shall be appointed from the membership of the Home Builders Association of the greater Pee Dee. Vacancies shall be filled for the unexpired portion of the terms in the same manner as the original appointments.”

SECTION 2. Term of additional member.—The initial terms of the member appointed from the Home Builders Association of the greater Pee Dee shall terminate at the same time as those members who were appointed for an initial term of two years.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R346, H1699)

No. 253

An Act To Ratify An Amendment To Section 7 Of Article VIII And Section 5 Of Article X Of The Constitution Of South Carolina, 1895, Limiting The Amount Of Bonded Indebtedness Which May Be Incurred By Political Subdivisions Of This State, So As To Increase The Limitation On The Bonded Indebtedness Of The Town Of Summerville.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 7, Article VIII, State Constitution amended—bonded indebtedness, Town of Summerville.—The amendment to Section 7 of Article VIII and Section 5 of Article X of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1209 of the Acts and Joint Resolutions of South Carolina, 1966, having been submitted to the qualified electors in the manner prescribed by Section 1 of Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution, so that there will be added at the end of Article VIII, Section 7, Constitution of South Carolina, 1895, the following: "*Provided*, That the limitations imposed by Section 7 of Article VIII and by Section 5 of Article X of the Constitution shall not apply to any indebtedness incurred by the Town of Summerville as now or hereafter constituted, but in addition to the powers now possessed, the Town of Summerville may increase its bonded indebtedness to an amount not exceeding fifteen per cent of the taxable property therein where the proceeds of the bonds are applied to the proper corporate purposes for the Town of Summerville, including the payment of indebtedness already incurred for such purposes, when the question of incurring such indebtedness is submitted to the freeholders and qualified voters of the municipality as provided by law. *Provided*, however, that nothing herein contained shall be construed to limit the operation of the amendment to Section 7 of Article VIII of the Constitution, approved February 3, 1911, by which the limitations imposed by Section 7 of Article VIII and by Section 5 of Article X of the Constitution were removed from any municipal corporation when the proceeds of the bonds are applied solely and exclusively for the purchase, establishment and maintenance of a waterworks plant, or sewerage system, or lighting plant, and when the question of incurring such indebtedness is submitted to the

freeholders and qualified voters of the municipality as provided in the Constitution upon the question of other bonded indebtedness, and the amendment of February 3, 1911, shall remain in full force and effect and the Town of Summerville shall have the full benefit thereof."

Ratified the 9th day of May, 1967.

(R347, H1704) (R353, S418)

No. 254

An Act To Ratify An Amendment To Section 5 Of Article X Of The Constitution Of South Carolina, 1895, Relating To Bonded Indebtedness, So As To Permit Any School District Comprising All Or Any Part Of Aiken County And Parts Of Any County Or Counties Which Shall Be Adjacent To Aiken County To Incur Bonded Indebtedness To An Amount Not Exceeding Twenty-five Per Cent Of The Assessed Value Of All Taxable Property Therein.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Article X, Section 5, State Constitution amended—bonded indebtedness—school district comprising part of Aiken County and parts of other counties.—The amendment to Section 5 of Article X of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1174 of the Acts and Joint Resolutions of 1966, having been submitted to the qualified electors in the manner prescribed by Section 1 of Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution, so that there will be added at the end of Section 5 of Article X, the following: "*Provided*, that the limitations imposed by Section 5 of Article X of the Constitution of this State shall not apply to any school district comprising all or any part of Aiken County (as such County is now or hereafter constituted) and parts of any county or counties which shall be adjacent to Aiken County, but in such instances any school district which shall comprise all or any part of Aiken County and parts of other counties adjacent to Aiken County may incur bonded indebtedness to an amount not exceeding twenty-five per cent of the assessed value of all taxable property therein;

and the indebtedness of any such school district shall not be considered in determining the power of any county or other political subdivisions or municipal corporations of any County or the State covering or extending over any portion of the territory of such school district to incur bonded indebtedness."

Ratified the 9th day of May, 1967.

(R348, H1711)

No. 255

An Act To Amend Section 32-243, Code Of Laws Of South Carolina, 1962, Relating To The Florence County Board Of Health, So As To Increase The Term Of The Members Of The Board.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 32-243 amended—terms of members.—Section 32-243, Code of Laws of South Carolina, 1962, is amended on line two by striking "one year" and inserting "two years".

The section when amended shall read as follows:

"Section 32-243. The members of the county board of health shall serve for a term of two years and until their successors have been elected and qualified."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R349, H1714)

No. 256

An Act To Amend Section 6-134, Code Of Laws Of South Carolina, 1962, Relating To Dogs Which Have Not Been Inoculated Against Rabies In Lexington County, So As To Make The Provisions Of The Section Applicable To Richland County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 6-134 amended—certain dogs not to be construed as property.—Section 6-134 of the 1962 Code is amended

by striking "County" on the last line and inserting "or Richland Counties".

The section when amended shall read:

"Section 6-134. No dog that has not been inoculated against rabies in accordance with the provisions of this article shall be held to be property in any of the courts of Lexington or Richland Counties."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R350, S83)

No. 257

An Act To Provide For The Regulation Of Dealers And Handlers Of Agricultural Products And To Provide A Penalty.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Definitions.—For the purpose of this act the following words shall mean:

(1) "Dealer in agricultural products" means any person, association, itinerant dealer, copartnership or corporation engaged in the state in the business of buying, receiving, selling, exchanging, negotiating, processing for resale or soliciting the sale, resale, exchange, or transfer of any agricultural products purchased from the producer or his agent or representative or received on consignment from the producer or his agent or representative or received to be handled on net return basis from the producer.

(2) "Commissioner" means the commissioner of agriculture.

(3) "Agricultural products" shall mean and include the natural products of the farm, orchard, vineyard, garden and apiary, raw and manufactured; livestock and poultry products but shall not include tobacco, cotton, dairy products and timber products.

(4) "Net return basis" means a purchase for sale of agricultural products from a producer or shipper at an unfixed or unstated price at the time the agricultural products are shipped from the point of origin, and it shall include all purchases made "at the market price," "at net worth," and on similar terms, which indicate that the buyer is the final arbiter of the price to be paid.

(5) "On consignment" means any receiving or sale of agricultural products for the account of a person, other than the seller, wherein the seller acts as the agent for the owner.

(6) "Producer" means any producer of agricultural products produced in the State.

SECTION 2. Exemptions.—The provisions of this act shall not apply to:

(1) Resident farmers or groups of resident farmers in the sale or purchase of agricultural products.

(2) All persons who buy for cash and pay at the time of purchase with United States currency or all persons who buy in small quantities for personal use or consumption.

(3) A dealer in agricultural products who operates as a bonded licensee under the federal packers and stockyards act.

(4) An operator of a road-side stand doing business within the State who pays for agricultural products by cash or check.

(5) Any person who submits a financial statement acceptable to the Commissioner of Agriculture.

SECTION 3. Licenses required.—From and after July 1, 1967, it shall be unlawful for any dealer in agricultural products, who comes within the provisions of this act, to engage in such business in this State without a state license issued by the commissioner.

SECTION 4. Applications for license.—Every dealer in agricultural products, desiring to transact business within the State, shall, prior to transacting such business, file an application for a license with the commissioner. License shall be renewed annually on its anniversary date. The application shall be on a form furnished by the commissioner and, together with such other information as the commissioner shall require, shall state:

(1) The kind of agricultural products the applicant proposes to handle;

(2) The full name or title of the applicant, or if the applicant be an association or copartnership, the name of each member of such association or copartnership, or if the applicant be a corporation, the name of each officer of the corporation;

(3) The name of the local agent of the applicant, if any;

(4) The cities, and towns, within which places of business of the applicant will be located, together with the street or mailing address of each.

SECTION 5. Issuance of licenses.—Unless the commissioner refuses the application on one or more of the grounds hereinafter provided, he shall issue to an applicant, upon the payment of a fee and the execution and delivery of a bond, a state license entitling the applicant to conduct business as a dealer in agricultural products for one year from the date of issue. The license fee for the principal place of business for a dealer in agricultural products shall be based upon the amount of agricultural dealer's surety bond furnished by each dealer under the provisions of Section 6 as follows: For bonds in the amount of one thousand dollars to four thousand nine hundred and ninety-nine dollars, the license fee is ten dollars. For bonds in the amount of five thousand dollars to nine thousand nine hundred and ninety-nine dollars, the license fee is twenty dollars. For bonds in the amount of ten thousand dollars to fourteen thousand nine hundred and ninety-nine dollars, the license fee is thirty dollars. For bonds in the amount of fifteen thousand dollars to twenty thousand dollars or more, the license fee is forty dollars. For each additional place of business which the applicant desires to conduct and names in the application, the additional license fee shall be ten dollars annually. Should any dealer in agricultural products fail, refuse or neglect to apply and qualify for the renewal of a license on or before the date of expiration thereof, a penalty of ten dollars shall apply to and be added to the original license fee and shall be paid by the applicant before the renewal license may be issued.

SECTION 6. Bonds required.—(1) Before any license shall be issued the applicant shall make and deliver to the commissioner a surety bond in the amount of at least three thousand dollars or in such greater amount as the commissioner may determine, not exceeding the maximum amount of business done or estimated to be done in any month by the applicant, executed by a surety corporation authorized to transact business in the State. Such bond shall be upon a form prescribed or approved by the commissioner and shall be conditioned to secure the faithful accounting for any payment to producers, their agents or representatives, of the proceeds of all agricultural products handled or sold by such dealer.

(2) The amount of such bond shall, upon the order of the commissioner at any time, be increased, if in his discretion the commissioner finds such increase to be warranted by the volume of agricultural products being handled by the principal or maker of such bond. In the same manner, the amount of such bond may be

decreased when a decrease in volume of products handled warrants such decrease in bond. These provisions shall apply to any bond, regardless of the anniversary date of its issuance, expiration or renewal.

(3) In order to effectuate the purposes of this section, the commissioner or his agents may require from any licensee verified statements of the volume of his business, and failure to furnish such statement or make and deliver a new or additional bond shall be cause for suspension of license. If, at a hearing after reasonable notice, the commissioner finds such failure to be willful, the license may be revoked.

SECTION 7. Complaints against dealers.—Any person claiming himself to be damaged by any breach of the conditions of a bond given by a licensed dealer in agricultural products may enter a complaint to the commissioner, which complaint shall be a written statement of the facts constituting such complaint. Such complaint shall be filed within six months from the date of the last transaction between the complaining producer and the dealer complained against. Upon filing such complaint, the commissioner shall investigate the charges made; whereupon, if in the opinion of the commissioner the facts contained in the complaint warrant such action, a copy of the complaint shall be forwarded by the commissioner to such dealer who shall be called upon to answer the complaint in writing within a reasonable time to be prescribed by the commissioner. At his discretion the commissioner may order a hearing before him giving the complainant and the respondent notice of the time and place of such hearing. At the conclusion of such hearing the commissioner shall report his findings and make his order upon the matters complained of to the complainant and the respondent in each case, who shall then have fifteen days in which to make effective and satisfy the commissioner's order. If such settlement is not effected within such time, the commissioner or the producer may maintain a civil action against the principal and surety on the bond of the party against whom the order was directed, setting forth briefly in the complaint in such civil action the causes for which damages are complained. In any such suit, if the party who was successful before the commissioner finally prevails, he shall be allowed court costs and a reasonable attorney's fee to be taxed and collected as a part of the cost of the suit. If the order of the commissioner is against the producer and if the producer is not satisfied with such ruling, he may com-

mence and maintain an action against the principal and surety on the bond of the parties complained of and the party prevailing shall be entitled to court costs and attorney's fee to be taxed and collected as a part of the suit. If the bond thus posted is insufficient to pay in full the valid claims of producers, the commissioner shall direct that the proceeds of such bond be divided pro rata among such producers.

SECTION 8. Consignments to other merchants.—No dealer in agricultural products or commission merchant to whom any consignment of an agricultural product by a South Carolina producer, his agent or representative, has been made shall consign such consignment to another commission merchant or broker and receive, collect, or charge more than one commission or brokerage for making the sale thereof for the consignor, unless by written consent by such consignor.

SECTION 9. Records and payments.—Every dealer in agricultural products shall, upon the receipt of agricultural products on consignment basis and as he handles and disposes of them, make and preserve for at least one year a record, specifying the name and address of the producer consigning such agricultural products, the date of receipt and the kind and quality of such produce. The dealer shall make payment in settlement for such shipment to the producer within ten days after the sale of such agricultural products, unless otherwise agreed in writing.

SECTION 10. Investigation of complaints.—The commissioner shall have power to investigate upon complaint of any interested person or upon his own initiative, the record of any applicant or licensee, or any transaction involving the solicitation, receipt, sale or attempted sale of agricultural products, the failure to make proper and true accounts and settlements at prompt and regular intervals, the making of false statements as to condition, quality or quantity of goods received or while in storage, the making of false statements as to market conditions with intent to deceive, or the failure to make payment for goods received, or other alleged injurious transactions. For such purposes the commissioner or his agents may examine, at the place or places of business of the applicant or licensee, his ledgers, books of accounts, memoranda, and other documents which relate to the transaction involved, and may take testimony under oath.

SECTION 11. Inspection of spoiled or damaged produce.—

Whenever produce is shipped to or received by a licensed dealer for handling, purchase or sale in this State at any market point, and the dealer finds such to be in a spoiled, damaged, unmarketable or unsatisfactory condition, unless both parties shall waive inspection before sale or other disposition, he shall cause it to be examined by an inspector of the South Carolina Department of Agriculture or by a qualified inspector licensed by the United States Department of Agriculture, and such inspector shall execute and deliver a certificate to the applicant stating the day and the time and place of such inspection and the condition of such produce, and mail or deliver a copy of such certificate to the shipper.

SECTION 12. When licenses may be refused, suspended or revoked.—The commissioner may decline to grant a license or may suspend or revoke a license already granted if he is satisfied that the applicant or licensee has either :

- (1) Suffered a money judgment to be entered against him upon which execution has been returned unsatisfied; or
- (2) Made false charges for handling or services rendered; or
- (3) Failed to account promptly and properly, or to make settlements with any producer; or
- (4) Made any false statement or statements as to condition, quality or quantity of goods received or held for sale when he could have ascertained the true condition, quality or quantity by reasonable inspection; or
- (5) Made any false or misleading statement as to market conditions or service rendered; or
- (6) Been guilty of a fraud in the attempt to produce or the procurement of a license; or
- (7) Directly or indirectly sold agricultural products received on consignment or on a net return basis for his own account, without prior authority from the producer, consigning such products, or without notifying such producer.

SECTION 13. Notice prior to refusal or revocation.—Before the commissioner shall refuse a license or revoke any license he shall give ten days' notice, by registered mail, to the applicant or licensee of a time and place of hearing. At such hearing the applicant or licensee shall be privileged to appear in person or by or with counsel and to produce witnesses. If the commissioner shall find the applicant or licensee shall have been guilty of any of the

acts provided in Section 12, the commissioner may refuse, suspend or revoke such license, and shall give immediate notice of his action to the applicant or licensee.

SECTION 14. Rules and regulations.—The commissioner shall adopt rules and regulations necessary to carry out the provisions of this act.

SECTION 15. May employ personnel.—The commissioner may employ all help and services as may be necessary and fix their compensation.

SECTION 16. Disposition of fees.—All moneys received as license fees shall be placed in the general fund of the State.

SECTION 17. Penalties.—(1) Any dealer in agricultural products violating the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction shall for the first offense be fined not less than one thousand dollars or, in the case of individuals, the members of a partnership, and the responsible officers and agents of an association or corporation, imprisoned not exceeding six months, and for a second or subsequent offense shall, upon conviction thereof, be fined not less than Three Thousand Dollars or imprisoned not exceeding one year or both in the discretion of the Court.

(2) In addition to the remedies provided in this chapter and notwithstanding the existence of any adequate remedy at law, the commissioner is hereby authorized to make application for injunction to a circuit court and such circuit court shall have jurisdiction upon hearing and for cause shown to grant a temporary or permanent injunction, or both, restraining any person from violating or continuing to violate any of the provisions of this act, or any rule or regulation, such injunction to be issued without bond.

SECTION 18. Nonresidents—attorney for service of process.—Every dealer who is a nonresident or every resident dealer who subsequently becomes a nonresident of this State shall be deemed to have appointed the Commissioner of Agriculture as his true and lawful attorney in fact for the service of process upon him in any action in the courts of this State for any violation of the provisions of this act.

SECTION 19. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R352, S358)

No. 258

An Act To Abolish The County Board Of Education For Cherokee County And To Devolve Its Duties And Responsibilities Upon The Board Of Trustees Of School District No. 1.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Board of Education for Cherokee County abolished.—The Board of Education for Cherokee County is hereby abolished and its powers, duties and responsibilities are devolved upon the Board of Trustees of School District No. 1 of Cherokee County and its assets and liabilities are transferred to the board of trustees. The board of trustees of District No. 1 shall provide the county superintendent with suitable office space in as close proximity as possible to the offices of general school administration.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R354, H1323)

No. 259

An Act To Establish A Board Of Tax Appeals For Darlington County And To Repeal Section 65-1868, Code Of Laws Of South Carolina, 1962, And Act No. 261, Acts And Joint Resolutions Of South Carolina, 1963, Relating To The Board Of Review For Tax Assessments For Darlington County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Darlington County Board of Tax Appeals created.—There is hereby created the Darlington County Board of Tax Appeals which shall be composed of seven members. Six members shall be appointed by the Governor upon recommendation of the county legislative delegation for terms of four years or until their successors are appointed and qualify. The county tax assessor shall serve ex officio as the seventh member of the board and shall act as chairman.

Valuation placed upon property in the county may be reviewed by the board under such rules and procedures as the board may promulgate. Any person who objects to the valuation and assessment placed

upon his property may appeal to the board in the manner provided by law for appeals to county boards of equalization. The provisions of this act do not relieve any county official from duties or responsibilities now provided by law.

Members of the board shall serve without salary but shall be paid per diem of twenty dollars for each meeting attended.

SECTION 2. Repeal.—Section 65-1868, Code of Laws of South Carolina, 1962, and Act No. 261, Acts and Joint Resolutions of South Carolina, 1963, relating to the Board of Review for Tax Assessments for Darlington County, are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R355, H1551)

No. 260

An Act To Provide That Certain Persons Shall Not Be Required To Have Their Picture Taken To Secure A Driver's License.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Pictures not required on driver's license for certain persons.—Notwithstanding any other provision of law a person shall not be required to have his picture taken or placed upon a South Carolina driver's license if he shall sign a sworn affidavit at the time of securing such driver's license that the taking of such picture would violate the tenets and beliefs of the religion or sect of which he is an active participating member.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of May, 1967.

(R356, H1652)

No. 261

An Act To Create A Legal Presumption That In Cherokee County Persons Unconscious And In Apparent Need Of Ambulance Service Request Such Service, And To Provide For Payment Of Court Costs And Attorneys' Fees To Collect For Such Service.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Ambulance service—legal presumption.—Any person in Cherokee County who is unconscious and in apparent need of ambulance service shall be presumed to have granted permission to anyone to request such service. In the case of a minor, the parent or guardian shall be presumed to have granted such permission.

SECTION 2. Collection for service.—If it shall be necessary for a person furnishing ambulance service to require legal assistance to collect a reasonable service charge, then the person receiving the service shall be required to pay the court costs in addition to a reasonable attorney's fee, which shall not be less than fifteen dollars.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R357, H1689)

No. 262

An Act To Create An Ambulance Service District In Colleton County And To Provide A Penalty.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Colleton Ambulance District created.—The Colleton Ambulance District is hereby created and shall include all of Colleton County. The governing body of the county shall act as the governing body of the district.

SECTION 2. Duties of governing body.—It shall be the duty of the governing body to see that the district is provided with adequate ambulance service. It may provide such ambulance service or may grant franchises to private concerns, under such terms and conditions as it deems necessary, for the right to furnish ambulance

service in the district and may enter into agreement with municipalities to jointly furnish such service.

SECTION 3. Ambulance service—legal presumption.—Any person who is unconscious and in apparent need of ambulance service shall be presumed to have granted permission to anyone to request such service. In the case of a minor, the parent or guardian shall be presumed to have granted such permission.

SECTION 4. Collection for service.—If it shall be necessary for a person furnishing ambulance service to require legal assistance to collect such service charge, then the person receiving the service shall be required to pay court costs in addition to reasonable attorney's fee which shall not be less than fifteen dollars.

SECTION 5. Penalties.—It shall be unlawful for any person to operate an ambulance service in the district without a franchise or written permission from the governing body. Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction shall be fined not more than one hundred dollars or be imprisoned for not more than thirty days. Each violation shall constitute a separate offense.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R358, H1701)

No. 263

An Act To Amend Sections 21-1921 And 21-1926, Code Of Laws Of South Carolina, 1962, Relating To School District Budgets In Chesterfield County, So As To Change The Required Time For Submission Of Such Budgets.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Sections 21-1921 and 21-1926 amended—when school budgets to be submitted.—Sections 21-1921 and 21-1926 of the 1962 Code are amended so as to change the required time for submission of school district budgets in Chesterfield County by adding "or within fifteen days after the adjournment of the General Assembly," after "year" on line two of Section 21-1921 and after

"year" on line three of Section 21-1926. When so amended, the sections shall read:

"Section 21-1921. On or before the fifteenth day of May in each year, or within fifteen days after the adjournment of the General Assembly, the board of trustees of each school district of Chesterfield County shall prepare and submit to the county board of education a proposed written budget containing an itemized and detailed written statement of the anticipated income of the particular school district from every source during the next ensuing fiscal year and an itemized and detailed written statement of every proposed expenditure to be made by such school district during the next ensuing fiscal year for the maintenance and operation of all the public schools in the particular school district, including debt service, transportation and all other purposes whatsoever."

"Section 21-1926. If any board of trustees shall fail or neglect to submit a proposed budget, as herein directed, on or before the fifteenth day of May in any year, or within fifteen days after the adjournment of the General Assembly, the county board of education shall prepare and file a budget for such school district. When such budget shall have been made by the county board of education and certified by the county auditor it shall thereupon become the official budget of the particular school district."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R359, H1702)

No. 264

An Act To Amend Section 21-1945, Code Of Laws Of South Carolina, 1962, Relating To Employment Of Teachers In Chesterfield County, So As To Permit Hiring Of Teachers After The First Of January Of Each Year.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 21-1945 amended—employment of teachers.—Section 21-1945 of the 1962 Code is amended so as to permit the hiring of teachers in Chesterfield County after the first of January of each year by striking "fifteenth day of April" and in-

serting "first day of January" so that, when so amended, the section shall read:

"Section 21-1945. No teacher in any school district in Chesterfield County shall be elected or employed for a longer period than one scholastic year; and no school district trustees shall elect or employ the teachers for their school district for the next scholastic year before the first day of January of the year in which such teachers are to be employed. When an election is ordered in any school district no teacher shall be employed for such district for the next scholastic year until the trustees elected at such election have been duly commissioned and qualified."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R360, S160)

No. 265

An Act To Amend Section 56-983 And Section 56-993, As Amended, Code Of Laws Of South Carolina, 1962, Relating To Qualifications Of Registered Nurses And Practical Nurses, So As To Reduce The Age Requirements For Licensing To Eighteen Years.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 56-983 amended—qualifications of applicants.—Section 56-983, Code of Laws of South Carolina, 1962, is amended to reduce the age requirement of registered nurses to eighteen years by striking "twenty" on line two and inserting in lieu thereof "eighteen". When amended, the section shall read as follows:

"Section 56-983. Each applicant shall furnish evidence satisfactory to the Board that he is at least eighteen years of age, is a citizen of the United States or has legally declared his intention of becoming a citizen, is of good moral character, is in good physical and mental health, has completed at least four years of work in a high school accredited by the state board of education in the state in which such school is located or the equivalent of such work, satisfactory evidence of which shall be furnished to the Board, has com-

pleted a course of study in an accredited school of nursing and holds a diploma therefrom, and shall meet such other preliminary qualification requirements as the Board may prescribe.”

SECTION 2. Section 56-993 amended—qualifications of applicants.—Section 56-993, Code of Laws of South Carolina, 1962, as amended, is further amended by striking “nineteen” on line three and inserting in lieu thereof “eighteen”, so as to lower the age requirement. When amended, the section shall read as follows:

“Section 56-993. Each applicant for a license to practice as a licensed practical nurse shall submit evidence satisfactory to the Board that he is at least eighteen years of age, is a citizen of the United States or has legally declared his intention of becoming a citizen, is of good moral character, is in good physical and mental health, has successfully completed two years of work in an accredited high school or the equivalent of such work, satisfactory evidence of which shall be furnished to the Board, has successfully completed the course of study in, and holds the certificate of, a school for the training of practical nurses approved by the Board, or has completed a course of study determined by the Board to be the equivalent thereof and has met such other preliminary qualifications requirements as the Board may prescribe.”

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1967.

(R361, S416)

No. 266

An Act To Authorize The State Highway Department To Pay Into The Police Officers Retirement System Fund Prior To July 1, 1967, On Behalf Of Active Highway Patrol Member Employees A Designated Amount And Set Forth The Manner For Determining Such Amount And To Designate The Uses And Disbursements Of The Amount Paid Into The Fund.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Highway Department may pay money into Police Officers Retirement System.—The State Highway Department is hereby authorized to pay into the Police Officers Retirement System

Fund prior to July 1, 1967, on behalf of active highway patrol member employees, an amount equal to the sum such members would be required to contribute to the fund for creditable prior service pursuant to Section 13A (a) of Act No. 799 of 1962 which was added pursuant to Section 14, Part II of Act No. 994 of 1966. The amounts paid into the fund shall be used for the payment of retirement benefits under the Police Officers Retirement System or shall be refunded to the Highway Department. None of the monies paid into the fund pursuant to this act shall be disbursed in any other manner to patrol member employees upon termination of employment with the department nor shall any such funds be paid to a patrol member employee's surviving beneficiary as a residual credit to any patrol member employee's account which may have existed upon his death. *Provided*, however, that the interest accruing after July 1, 1967 on the amount paid into the fund may be credited to the patrol member employee's account just as if he had made the contribution for creditable prior service for his account. Any time that the Police Officers Retirement System closes the account of an active patrol member employee because of death or termination of employment with the department the system shall refund to the department the amount that it has paid into the fund on behalf of patrol member employees for creditable prior service under the supplemental allowance program of the system.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1967.

(R362, S434)

No. 267

An Act To Amend Act No. 794, Acts And Joint Resolutions Of South Carolina, 1966, As Amended, Relating To The Creation Of The Old Pendleton District Historical Commission For Anderson, Oconee And Pickens Counties, So As To Change The Name Of The Commission To The Pendleton District Historical And Recreational Commission.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Pendleton Historical and Recreational Commission created.—Section 1 of Act No. 794 of 1966, as amended, is

further amended so as to change the name of the Commission by striking the words "a Historical Commission" on line one and inserting "an Historical and Recreational Commission" and by striking the words "Old Pendleton District Historical Commission" commencing on line two and inserting "the Pendleton District Historical and Recreational Commission". The section when amended shall read as follows:

"Section 1. There is hereby created an Historical and Recreational Commission for Anderson, Oconee and Pickens Counties to be known as the Pendleton District Historical and Recreational Commission. The Commission shall be composed of nine members, three each from Anderson, Oconee and Pickens Counties, who shall be appointed by the Governor on recommendation by a majority of the county legislative delegation of the respective counties. The members of the Commission shall be appointed for terms of six years and until their successors are appointed and qualify, except that of those first appointed, one member from each county shall serve for two years, one member from each county shall serve four years, and one member from each county shall serve for six years. In case of any vacancy, the appointment to fill the vacancy shall be made in the same manner as provided for the original appointment. The commissioners, upon being appointed, shall meet and elect a chairman and secretary-treasurer. The members of the Commission shall serve without compensation. They may employ a director and a secretary who shall perform such duties as the Commission may direct. Compensation paid the director and secretary shall be fixed by the Commission."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1967.

An Act To Ratify An Amendment To Section 5 Of Article X Of The Constitution Of South Carolina, 1895, Relating To The Limit Of Bonded Indebtedness Of Certain Political Subdivisions, So As To Permit School District No. 2 Of Dorchester County To Incur Bonded Indebtedness Up To Twenty-Five Per Cent Of The Assessed Value Of The Taxable Property Therein, And To

Exclude Such Indebtedness From The Limitation Of Aggregate Indebtedness Upon Any Territory In The County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Article X, Section 5, State Constitution ratified—bonded indebtedness—School District of Dorchester County.—The amendment to Section 5 of Article X of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1261 of the Acts and Joint Resolutions of South Carolina, 1966, having been submitted to the qualified electors in the manner prescribed by Section 1 of Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution, so that there will be added at the end of Section 5 of Article X, Constitution of South Carolina, 1895, the following: "*Provided*, that the limitations as to bonded indebtedness imposed by this section shall not apply to the bonded indebtedness of School District No. 2 of Dorchester County and the school district may incur bonded debt to the extent of not exceeding twenty-five per cent of the assessed value of all taxable property therein. Bonded debt incurred by School District No. 2 of Dorchester County within the twenty-five per cent limitation herein created shall not affect or limit the power of other political subdivisions or municipal corporations, covering or extending over any portion of the territory of the school district, to incur bonded indebtedness."

Ratified the 16th day of May, 1967.

(R366, H1749)

No. 269

An Act To Amend Sections 65-3645.6 And 65-3645.7, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Richland County Boards Of Assessment Control And Assessment Appeals, So As To Reconstitute Both Boards In Accordance With The Annexation Of School District No. 5 Into School District No. 1.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-3645.6 amended—Richland County Board of Assessment created.—Section 65-3645.6, Code of Laws of

South Carolina, 1962, as amended, is further amended, so as to re-constitute the Richland County Board of Assessment Control, by striking "two" on line seven and inserting "three", by striking "one who is a resident of School District No. 5 by the Board of Trustees of School District No. 5," on lines ten and eleven, and by striking the period after "No. 6" on line thirteen and inserting: "; *provided*, that one of the appointees of the Board of District No. 1 shall be a resident of the area known as District No. 5 prior to annexation of that district to District No. 1." When amended, the section shall read as follows:

"Section 65-3645.6. There is hereby created the Richland County Board of Assessment Control to be composed of nine members, to be appointed as follows: One who is a resident of School District No. 1 residing within the City of Columbia by the City Council of the City of Columbia; three who are residents of Richland County by a majority of the Richland County Legislative Delegation, including the Senator; three who are residents of School District No. 1 by the Board of Trustees of School District No. 1; one who is a resident of School District No. 2 by the Board of Trustees of School District No. 2; and one who is a resident of School District No. 6 by the Board of Trustees of School District No. 6; *provided*, that one of the appointees of the Board of District No. 1 shall be a resident of the area known as District No. 5 prior to annexation of that district to District No. 1. The terms of the members of the Board of Assessment Control shall be for three years or until their successors are appointed and qualify. The members of the Board may succeed themselves. The Board shall appoint a chairman and a secretary. The Board shall establish methods and policies and make and promulgate rules and regulations for the fair and equitable assessment of all taxable property within Richland County. It shall authorize the employment of such clerical or other personnel as may, in the judgment of the Board, be found necessary for the proper and efficient administration of the provisions of this article, and shall direct all residents of Richland County who are required by law to make returns of personal property to make returns of real estate and improvements thereon when such returns are deemed necessary by the the Board of Assessment Control."

SECTION 2. Section 65-3645.7 amended—Richland County Board of Assessment Appeals created.—Section 65-3645.7, Code of Laws of South Carolina, 1962, as amended, is further amended,

to reconstitute the Richland County Board of Assessment Appeals, by striking "one by the Board of Trustees of School District No. 1 of Richland County, who shall be a resident of School District No. 1;" on lines eight, nine and ten and inserting "two by the Board of Trustees of School District No. 1 of Richland County, who shall be residents of School District No. 1 and one of these shall reside in the area of the school district known as School District No. 5 prior to annexation;"; by striking on lines twelve, thirteen and fourteen "one by the Board of Trustees of School District No. 5 of Richland County, who shall be a resident of School District No. 5;" and by adding on line twenty-five after "No. 5" the phrase "(now annexed to School District No. 1)". When amended, the section shall read as follows:

"Section 65-3645.7. There is hereby created the Richland County Board of Assessment Appeals. The powers and duties of the Richland County Board of Equalization are hereby devolved upon such Board of Assessment Appeals. The Board of Assessment Appeals shall consist of seven members to be appointed as follows: One by the City Council of the City of Columbia, who shall reside within the corporate limits of Columbia; two by a majority of the Richland County Legislative Delegation, including the Senator; two by the Board of Trustees of School District No. 1 of Richland County, who shall be residents of School District No. 1 and one of these shall reside in the area of the school district known as School District No. 5 prior to annexation; one by the Board of Trustees of School District No. 2 of Richland County, who shall be a resident of School District No. 2; and one by the Board of Trustees of School District No. 6 of Richland County, who shall be a resident of School District No. 6. One of the members appointed by the Richland County Legislative Delegation shall be a person actively engaged in the real estate business. The Board shall appoint a chairman and a secretary. The terms of the members of the Board of Assessment Appeals shall be for three years or until their successors are appointed and qualify, except that of the members of the Board first appointed, the one appointed by School District No. 1 and the one appointed by the City of Columbia shall serve for terms of one year, the one appointed by School District No. 2, the one appointed by School District No. 5 (now annexed to School District No. 1) and the one appointed by School District No. 6 shall serve for terms of two years, and the two appointed by the Richland County Legislative Delegation shall serve

for terms of three years, or until their successors are appointed and qualify. The Board shall meet whenever necessary but shall meet on the first Tuesday in each month to act on appeals from the assessments of the tax assessor. The Board members shall be paid on a per diem basis at a figure to be determined by the Richland County Appropriations Act."

SECTION 3. Members from School District No. 5 to continue to serve.—Notwithstanding the provisions of Sections 1 and 2 of this act, the Board members for School District No. 5 on the Board of Assessment Control and the Board of Assessment Appeals shall continue to serve until the expiration of the terms for which they have been appointed, with all powers and duties assigned to them prior to the amendments contained in this act.

SECTION 4. Time effective.—This act shall take effect July 1, 1967.

Approved the 16th day of May, 1967.

(R367, H1751)

No. 270

An Act To Authorize The Levy Of An Additional Tax Of Twelve Mills On All Taxable Property In Marion County School District No. 1 And Mullins School District No. 2 For The Operation And Maintenance Of The Marion-Mullins Vocational School.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Tax levy for Marion-Mullins Vocational School.—The County Auditor of Marion County is authorized to levy and the Treasurer of Marion County is authorized to collect an additional tax of twelve mills on all taxable property of Marion School District No. 1 and Mullins School District No. 2, both of Marion County, for the operation and maintenance of the Marion-Mullins Vocational School. The tax shall be a permanent part of the tax millage of the school districts prescribed in this act.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1967.

(R370, H1757)

No. 271

An Act To Amend Section 21-3711.1, Code Of Laws Of South Carolina, 1962, Relating To School Districts In Orangeburg County, So As To Redesignate The Two Areas Of School District No. 2.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Item (2) of Section 21-3711.1 amended—School District 2 divided into two areas.—Item (2) of Section 21-3711.1, Code of Laws of South Carolina, 1962, is amended by striking it out and inserting the following, so as to redesignate the two areas of School District No. 2 of Orangeburg County :

“(2) School District No. 2 shall be divided into two areas, one of which shall be known as School District No. 2, the Bowman District, to be composed of the territory which was included in School District No. 7 under the nine-district division of Orangeburg County, and one of which shall be known as School District No. 8, the Branchville District, to be composed of the territory included in District No. 6 under the nine-district division of Orangeburg County.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1967.

(R371, H1758)

No. 272

An Act To Extend The Jurisdiction Of The Honea Path Police Department, The Honea Path Auxiliary Police Department And Certain Civil Defense Members To The Belton-Honea Path High School Grounds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Belton-Honea Path High School—police jurisdiction.—The Honea Path Police Department, Honea Path Auxiliary Police Department and Civil Defense members specifically assigned on certain occasions by the Chief of Police of Honea Path shall have general police jurisdiction on the grounds of Belton-Honea Path High School.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1967.

(R374, S240)

No. 273

An Act Prescribing The Consent That Is Required To Permit A Post-Mortem Examination On A Dead Human Body.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Post-mortem examinations on dead human bodies—consent required.—A pathologist or any licensed physician or surgeon may conduct a post-mortem examination on a dead human body when consent thereto is given in writing by the person prior to his death or when consent thereto is given by the spouse of the deceased; but if the spouse at the time of death was living apart from the deceased, or, if there is no spouse surviving, the consent thereto may be given by whichever one of the next of kin, as determined by law of this State, assumes custody of the body for burial purposes provided that the autopsy shall not be performed under a consent given by such person if, before the autopsy is performed, any other next of kin shall object in writing to the person by whom the autopsy is to be performed. If two or more persons assume custody of the body, consent of one of them shall be deemed sufficient. In the event no next of kin assumes custody of the body for burial purposes, consent may be given by the person who assumes custody of the body for burial. In the event all of the next of kin are minors, the consent of any minor who shall have reached the age of sixteen shall be sufficient. Any consent purporting to have been given by a person authorized to give consent shall be conclusively presumed to have been given by the person.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R375, S339)

No. 274

An Act To Authorize The Board Of Administrators Of Colleton County To Purchase And Designate Certain Property For The Disposal Of Trash And Garbage, To Prohibit The Dumping Of Trash And Garbage On Private Property Without Written Permission And To Provide Penalties For Violations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Garbage dumps may be designated.—The Board of Administrators of Colleton County may purchase and designate real property to be used for the disposal of trash and garbage by the public.

SECTION 2. Certain dumping of trash unlawful.—In Colleton County it shall be unlawful for any person to dump or otherwise dispose of trash and garbage on privately owned property without written permission of the owner.

SECTION 3. Penalties.—Any person violating the provisions of Section 2 of this act shall be deemed guilty of a misdemeanor and upon conviction shall be fined in an amount not to exceed one hundred dollars or imprisoned for a period not to exceed thirty days.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R376, S353)

No. 275

An Act Making It Unlawful To Purchase Copper Wire Or Copper Pipe Except Under Certain Conditions.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Unlawful to purchase certain copper wire or copper pipe.—It shall be unlawful to purchase copper wire or copper pipe from any person that is not a holder of a retail license or an authorized wholesaler or unless the purchaser obtains and can verify the name and address of the seller.

Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction shall be fined not more

than five hundred dollars or be imprisoned for not more than one year.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R377, S435)

No. 276

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Thereto A New Section, Which Shall Be Section 14-400.206.1, Creating The Aviation Committee Of The Colleton County Resources And Development Board.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-400.206.1—aviation committee to be created.—The Code of Laws of South Carolina, 1962, is amended by adding Section 14-400.206.1, which shall read as follows:

“Section 14-400.206.1. There is hereby created an aviation committee to function under the Colleton County Resources and Development Board, which shall consist of five members to be appointed by the board for terms of four years, except that, of those first appointed, two shall be for four years and three shall be for two years.

The aviation committee shall be charged with the operation of the service facilities at the Walterboro-Colleton County Airport.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R378, S436)

No. 277

An Act To Amend Act No. 7 Of The Acts And Joint Resolutions Of The General Assembly Of 1967, Adding A New Section To The Code Of Laws Of South Carolina, 1962, Requiring The Colleton County Resource And Development Board To Prepare Comprehensive Area Community Rural Water And Sewer Systems, So As To Require The Board To Prepare Comprehensive Plans For Area Water And Sewer Systems.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. **Section 1, Act No. 7 of 1967 amended—Section 14-400.210 added—plans and creation of area water and sewer systems.**—Act No. 7 of 1967 is amended by striking Section 1 in its entirety and inserting in lieu thereof the following :

“Section 1. Article 13, Chapter 8, Title 14, Code of Laws of South Carolina, 1962, creating the Colleton County Resource and Development Board and specifying powers and duties therefor, is amended by adding thereto a new section which shall be Section 14-400.210, requiring the board to prepare comprehensive plans for area water and sewer systems, as follows :

‘Section 14-400.210. The board may prepare comprehensive plans for area water and sewer systems. The board may accept and disburse in the performance of its functions any funds, grants and services made available by the Federal Government, the State Government, Municipal Governments within the county, or any private or civic source.

Any area of Colleton County desiring to create a water and sewer system pursuant to plans of the county board shall be authorized to do so. The area water and sewer system shall function under the direction of an area board which shall be known as the Area Water and Sewer System Board. The board shall consist of five members who shall be appointed in the same manner as the members of the county board are appointed for terms of four years. The area board shall have the same authority in relation to the area as the county board has to the county.

Any area board shall be authorized to exercise the power of eminent domain pursuant to Section 17, Article 1, of the Constitution of South Carolina, 1895, and such power shall be exercised as provided for municipalities in Sections 25-161 to 25-170, Code of Laws of South Carolina, 1962.’”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R379, S450)

No. 278

An Act To Amend Act No. 398 Of 1963, Relating To Hanahan Park And Playground Commission, So As To Further Provide For The Terms Of Office Of The Members.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 2 of Act 398 of 1963 amended—membership of commission.—Section 2 of Act No. 398 of 1963 is amended, so as to further provide for the terms of office of the members and to provide that the terms shall be staggered, by striking on line six the word “two” and inserting in lieu thereof the word “four-”, and by changing the period at the end of the section to a comma and adding the following: “in the same manner as regular members are appointed. Commencing with the next appointments, the board shall meet and draw lots for the terms of its members. Two members shall serve three-year terms and three members shall serve four-year terms, and until their successors are appointed and qualify.” When amended, the section shall read as follows:

“Section 2. The commission shall be composed of five members, three of whom shall be appointed by a majority of the commissioners of the Hanahan Public Service District and two of whom shall be appointed by a majority of the board of trustees of the Hanahan attendance area. The members shall be appointed for four-year terms and any vacancy shall be filled for the unexpired term, in the same manner as regular members are appointed. Commencing with the next appointments, the board shall meet and draw lots for the terms of its members. Two members shall serve three-year terms and three members shall serve four-year terms, and until their successors are appointed and qualify.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R380, S444)

No. 279

An Act To Amend Section 28-337.3, Code Of Laws Of South Carolina, 1962, Relating To The Turkey Seasons In Certain Counties, So As To Include Williamsburg County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 28-337.3 amended—turkey season in certain counties.—Section 28-337.3 of the 1962 Code is amended by striking the word “and” on line one and inserting a comma and by inserting after the word “Dorchester” on line one “and Williamsburg”. The section when amended shall read as follows:

“Section 28-337.3. In Berkeley, Colleton, Dorchester and Williamsburg Counties male wild turkeys may be hunted from the day before Thanksgiving to January first, inclusive, and from March fifteenth to April fifteenth, inclusive.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R383, H1428)

No. 280

An Act To Amend Section 21-2701, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Florence County Higher Education Commission, So As To Increase The Number Of Members, To Provide For Their Appointment And To Establish Their Terms.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 21-2701 amended — Florence County Higher Education Commission created.—Section 21-2701, Code of Laws of South Carolina, 1962, as amended, is further amended, so as to increase the number of members of the Florence County Higher Education Commission and provide for their appointment and establish their terms, by striking it out and inserting :

“Section 21-2701. There is hereby created the Florence County Higher Education Commission. The commission shall be composed of thirteen members, seven of whom shall be appointed by the Governor upon the recommendation of a majority of the members of the House of Representatives from Florence County and the Senators representing the district in which Florence County is located. The members of the commission shall serve for terms of two years and until their successors have been appointed and qualify. The Commission shall elect a chairman and a secretary from among its member-

ship, and organize further as it may desire. The county superintendent of education of Florence County and the superintendents of each of the five school districts in Florence County shall serve as ex officio members of the Commission. Notice of all meetings of the Commission shall be given to such ex officio members with an invitation to attend. The meetings of the Commission shall be held in the office of the county superintendent of education. The Commission may meet at such times as it may deem necessary, such meetings to be called by the chairman, or upon the written request of at least three of its members."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R384, H1524)

No. 281

An Act To Amend Section 14-3051, Code Of Laws Of South Carolina, 1962, Relating To The Composition And Election Of The Orangeburg County Highway Commissioners, So As To Change The Composition And Method Of Election; And To Amend Section 14-3067, Code Of Laws Of South Carolina, 1962, Relating To Annual Reports, So As To Require Reports To The Legislative Delegation For Approval, Including An Itemized Budget For The County Government.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 14-3051 amended—election of Orangeburg County Highway Commission.—Section 14-3051, Code of Laws of South Carolina, 1962, relating to the composition and election of Orangeburg County Highway Commissioners, is amended so as to change the composition and method of election by striking the entire section and inserting:

"Section 14-3051. There shall be elected a county commissioner for each of the districts into which Orangeburg County is divided under Section 14-3052. The commissioners shall be elected by the qualified electors of the county at large. Each commissioner must be a qualified elector residing in the district which he represents. The commissioners thus elected shall constitute the Orangeburg County Commission."

SECTION 2. Section 14-3067 amended—reports and budget.—

Section 14-3067, Code of Laws of South Carolina, 1962, relating to annual reports to the legislative delegation, is amended so as to require preparation of an itemized budget by adding at the end of the section the following: "On or before March fifteenth of each year the commission shall recommend to the members of the Legislative Delegation from Orangeburg County an itemized budget for the operation of county government for the next ensuing fiscal year." When so amended, the section shall read:

"Section 14-3067. The commission shall report annually to the county legislative delegation on or before the first day of January of each year on the physical and financial condition of the county. It shall make such recommendations for legislation as will, in its opinion, reduce expenses or cause more economical or efficient conduct of services in any department of the government in the county and shall recommend any readjustment of salaries, fees or compensation allowed the officials of the county that will prove more equitable and promote economy. A copy of such report shall be filed with the clerk of court. On or before March fifteenth of each year the commission shall recommend to the members of the Legislative Delegation from Orangeburg County an itemized budget for the operation of county government for the next ensuing fiscal year."

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R385, H1673)

No. 282

An Act To Amend Sections 71-84 And 71-96, Code Of Laws Of South Carolina, 1962, Relating To Assistance Grants To Certain Persons, So As To Exempt Certain Earned Income In Establishing Assistance Grants; To Amend Section 71-91, Which Defines A Dependent Child For Assistance Purposes, So As To Include Certain Children Attending School; And To Add Section 71-135, So As To Exempt Certain Earned Income In Establishing Assistance Grants For Persons Totally And Permanently Disabled.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 71-84 amended—amount of subsistence.—

Section 71-84, Code of Laws of South Carolina, 1962, is amended so as to exempt certain earned income in establishing assistance grants by the State Department of Public Welfare, by adding at the end thereof the following: "*Provided*, that the State Department may disregard not more than five dollars per month of any income and of the first eighty dollars per month of additional income which is earned the State agency may disregard not more than the first twenty dollars thereof, plus one-half of the remainder." The section when amended shall read as follows:

"Section 71-84. The State Department shall provide a reasonable subsistence compatible with decency and health to each person eligible for old age assistance under the provisions of this chapter. The amount of such assistance shall, subject to rules, regulations and standards of the State Department, be determined by the county department with due regard to the conditions existing in each case and subject to the other provisions of this chapter. *Provided*, that the State Department may disregard not more than five dollars per month of any income and of the first eighty dollars per month of additional income which is earned the State agency may disregard not more than the first twenty dollars thereof, plus one-half of the remainder."

SECTION 2. Section 71-96 amended—amount of grants to dependent children.—

Section 71-96, Code of Laws of South Carolina, 1962, is amended so as to exempt certain earned income in establishing assistance grants by the State Department of Public Welfare, by adding at the end of the section the following: "*Provided*, the State Department may disregard not more than fifty dollars per month of earned income of each dependent child under the age of eighteen but not in excess of one hundred fifty dollars per month of earned income of such dependent children in the same home." The section when amended shall read as follows:

"Section 71-96. In granting aid for dependent children the amount granted shall not exceed thirty dollars per month for one child in any home, nor twenty-one dollars per month for each additional child in the same home, and shall not exceed thirty dollars per month for a needy relative with whom any dependent child is living. *Provided*, the State Department may disregard not more than fifty dollars per month of earned income of each dependent child under the age of eighteen but not in excess of one hundred

fifty dollars per month of earned income of such dependent children in the same home."

SECTION 3. Item (1) of Section 71-91 amended—dependent child defined.—Item (1) of Section 71-91, Code of Laws of South Carolina, 1962, is amended so as to include for assistance purposes children under the age of twenty-one who are attending school, by striking the semicolon and the "and" at the end thereof and adding the following: "or a child under the age of twenty-one years who is attending high school or college or regularly attending a course of vocational or technical training; and". The item when amended shall read as follows:

"(1) The term 'dependent child' means a child under the age of eighteen years who has been deprived of parental support or care by reason of the death, continued absence from home or physical or mental incapacity of a parent and who is living with his father, mother, grandfather, grandmother, brother, sister, stepfather, stepmother, stepbrother, stepsister, uncle, aunt, first cousin, nephew or niece in a place of residence maintained by one or more of such relatives as his or their own home and who, if not granted aid, is likely to become a public charge or who would otherwise be deprived of proper support, care or training or a child under the age of twenty-one years who is attending high school or college or regularly attending a course of vocational or technical training; and".

SECTION 4. Section 71-135 added—determination of assistance grants for totally disabled.—The Code of Laws of South Carolina, 1962, is amended, so as to exempt certain earned income in establishing assistance grants for persons totally and permanently disabled, by adding Section 71-135, to read as follows:

"Section 71-135. If an individual is not blind but is permanently and totally disabled, of the first eighty dollars per month of earned income, the State Department may disregard not more than the first twenty dollars thereof, plus one-half of the remainder for the purpose of determining assistance grants."

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R386, H1674)

No. 283

An Act To Provide That Certain Payments Made Under The Manpower Development And Training Act Of 1962 Or Under Title I Of The Elementary And Secondary Education Act Of 1965 To Recipients Of Public Assistance Will Not Be Considered By The State Department Of Public Welfare In Determining The Recipient's Income.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Determination of certain assistance grants by State Department of Public Welfare.—In determining assistance grants by the State Department of Public Welfare, no payment made to any person under the Manpower Development and Training Act of 1962 shall be regarded as income or resources of that person in determining his need for Old Age Assistance, Aid to the Needy Blind, Aid to Families with Dependent Children, and Aid to the Permanently and Totally Disabled; or as income or resources of any other person in determining his need under any such State program.

SECTION 2. Further.—In determining assistance grants by the State Department of Public Welfare but not exceeding twenty-four months, the first eighty-five dollars earned by any person in any month for services rendered to any program under Title I of the Elementary and Secondary Education Act of 1965 shall not be regarded as income or resources of such person in determining his need for Aid to Families with Dependent Children; or as income or resources of any other person in determining his need under such State program.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R387, H1718)

No. 284

An Act To Provide That The Auditor Of Pickens County May Divide The County Into Tax Districts Without Regard To Township Lines.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Pickens County may be divided into tax districts.—Notwithstanding the provisions of Section 65-1506 of the 1962 Code, the Auditor of Pickens County may divide the county into tax districts without regard to township lines.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R388, H1719)

No. 285

An Act To Provide That All Persons In Pickens County Shall Make Returns On Real Estate Only When Ordered To Do So By The Auditor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. When return of real estate to be made in Pickens County.—Notwithstanding the provisions of Section 65-1614, Code of Laws of South Carolina, 1962, all persons residing in Pickens County who are required by law to make returns of personal property shall make returns of real estate and improvements only when ordered to do so by the auditor.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R389, H1720)

No. 286

An Act To Repeal Subitem (96) Of Section 65-1523, Code Of Laws Of South Carolina, 1962, Relating To The Exemption Of Taxation Of John B. Adger Camp In Pickens County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Repeal.—Subitem (96) of Section 65-1523 of the 1962 Code is repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R390, H1721)

No. 287

An Act To Amend Section 65-1522, Code of Laws of South Carolina, 1962, as Amended, Relating To Property Which Is Exempt From Taxation, So As To Provide For The Exemption From Taxation Of Certain Property In Pickens County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 55-1522 amended—certain property in Pickens County exempt from taxes.—Section 65-1522 of the 1962 Code, as amended, is further amended so as to exempt certain property in Pickens County from county, municipal and school taxes by adding a new subitem at the end thereof to be appropriately numbered to read as follows:

“() All property owned by any eleemosynary, charitable or fraternal corporation, society or association located in Pickens County which is used exclusively for and devoted to the fraternal or charitable objects and purposes of such corporation, society or association shall be exempt from all county, municipal and school taxes;”.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R391, H1659)

No. 288

An Act To Amend Section 32-807, Code Of Laws Of South Carolina, 1962, Relating To The Appointment Of Hospital Or Tuberculosis Camp Trustees, So As To Provide That In Allendale County There Shall Be Not More Than Nine Trustees.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 32-807 amended—trustees—exception for Allendale County.—Section 32-807, Code of Laws of South Carolina, 1962, is amended by adding at the end thereof the following: “*Provided*, that in Allendale County there may be appointed not more than nine trustees.”

The section when amended shall read as follows:

“Section 32-807. Should the majority of the qualified electors voting upon the question be in favor of such county, township, city or

town hospital or tuberculosis camp, the county legislative delegation of such county shall proceed to appoint not more than seven nor less than three trustees to be chosen from citizens at large with reference to their fitness for such office, part of whom may be women, and all residents of the county, township, city or town, who shall constitute the trustees for such hospital or tuberculosis camp. The trustees shall hold their offices for two years or until their successors shall be appointed. *Provided*, that in Allendale County there may be appointed not more than nine trustees."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R393, H1723)

No. 289

An Act To Amend Section 65-1523, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Exemption From Property Tax On The Baptist Hospital In The City Of Columbia And The Star Gospel Mission, Of Charleston, So As To Include The Baptist Hospital In The City Of Easley In Pickens County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1523 amended—certain Baptist Hospitals exempt from taxes.—Subitem (1) of Section 65-1523 of the 1962 Code is amended so as to include the Baptist Hospital in the city of Easley by striking the word "Hospital" on line two and inserting "Hospitals", by striking the words "city of Columbia" on line two and inserting "cities of Columbia and Easley", and by striking the word "hospital" on lines four and five and inserting "hospitals". The subitem when amended shall read as follows:

"(1) *Baptist Hospital and Star Gospel Mission.*—The South Carolina Baptist Hospitals in the cities of Columbia and Easley and the Star Gospel Mission, of Charleston, with all houses, furniture, and property of every kind belonging to such hospitals and mission and used for the purposes of such hospitals and mission shall be exempt from State, county, school, municipal and special taxes;".

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R394, H1748)

No. 290

An Act To Regulate The Construction, Alteration And Servicing Of Septic Tanks And Sewerage Systems In Lexington County And To Provide A Penalty For Violations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Permits required for septic tanks in Lexington County.—No person shall construct; alter or service a septic tank or other sewage disposal system in Lexington County after June 30, 1967 without first having obtained a permit therefor from the governing body of the county. The permit shall be in such form as may be prescribed by the governing body of the county and shall be issued on an annual basis for a period running from July first through June thirtieth. The fee for the permit shall be thirty-five dollars for residents of the State and one hundred dollars for non-residents. Before any permit is issued the county health department shall investigate the person seeking the permit and shall satisfy itself that he is qualified to construct or alter septic tanks or other sewage disposal systems and service them in a manner which shall promote the health of the people of the county and in accordance with accepted sanitary engineering practices. The provisions of this act shall apply to the construction and maintenance or any alterations to sewage disposal systems whether they be for domestic or industrial waste. The provisions of this act shall not apply to municipalities.

SECTION 2. Penalties.—Any person convicted of violating the provisions of this act shall be fined not more than one hundred dollars or imprisoned for not more than thirty days for the first offense. Upon conviction of the second and each additional offense punishment shall be in the discretion of the court, but not to exceed imprisonment for six months or a fine of five hundred dollars.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R395, H1755)

No. 291

An Act To Amend Section 14-814, Code Of Laws Of South Carolina, 1962, Relating To The Allendale County Board Of Directors, So As To Change The Day For Holding Meetings.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-814 amended—meetings and quorum.—Section 14-814, Code of Laws of South Carolina, 1962, is amended on line three by striking the word “Tuesday” and inserting “Monday”. The section when amended shall read as follows:

“Section 14-814. The directors shall meet at the office of the board for the transaction of business on the first Monday of each month and at such other times as may be necessary upon the call of the chairman. The presence of at least two members of the board shall be necessary to constitute a quorum, and a majority vote at any regular meeting shall be sufficient for the approval or disapproval of any matter considered by the board.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R400, H1722)

No. 292

An Act To Amend Section 65-1523, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Specific Property Exemptions From Taxation, So As To Exempt Cannon Memorial Hospital In Pickens County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1523 amended—property exempt from taxation.—Section 65-1523, Code of Laws of South Carolina, 1962, as amended, is further amended by adding the following item:

“() All property of Cannon Memorial Hospital shall be exempt from all local, county, school and special taxes.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R401, H1724)

No. 293

An Act To Provide That In Pickens County Plats Shall Be Endorsed By The Auditor Before They Are Filed For Record In The Clerk Of Court's Office And To Provide That The Duties Relative To The Evaluation, Assessment And Return Of Properties For Taxation Are Devolved Upon the Auditor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Pickens County—filing of plats.—Any plats of land filed for recording in Pickens County shall be submitted to the county auditor by the clerk of court. The auditor shall note the information therein on his records, place his stamp on the plat and return the plat to the clerk of court for recording.

SECTION 2. Auditor to have certain tax duties.—In Pickens County the duties relative to the evaluation, assessment and return of properties for taxation are devolved upon the county auditor.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R402, H1753)

No. 294

An Act To Authorize The Town Of Johnsonville In Florence County To Furnish Fire Protection Beyond Its Corporate Limits.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Furnishing of fire protection by town of Johnsonville.—The Town of Johnsonville in Florence County is authorized to furnish fire protection to properties outside the corporate limits of the municipality and enter into contracts to furnish such protection.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R403, H1766)

No. 295

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Sections 65-1620.4, 65-3405.01, 65-3405.10.1 And 65-3405.20 Through 65-3405.25, So As To Provide For Property Tax Assessment And Equalization In Charleston County And, Specifically, To Require Assessment Of Completed Units In Unfinished Structures, To Provide For Signing Checks, Warrants And Vouchers, To Provide That The Auditor Is Not Required To Enter Certain Late Assessments, To Permit Entry And Inspection For Assessments, To Provide For Records To Be Furnished The Tax Assessor, To Require Adoption Of Certain Assessments, To Provide For Certain Abstracts And Notice Of New Or Increased Assessments, And To Exempt Certain Properties; To Amend Section 65-1616 Of The 1962 Code, Relating To Dates For Property Tax Returns, So As To Provide For Additional Intermediate Returns, And Sections 65-1803 And 65-1862, As Amended, Relating To Exemptions From Certain Procedures, So As To Include Charleston County; And To Repeal Article 11, Chapter 18 Of Title 65 Of The 1962 Code, Relating To Assessments In Certain Counties With A City Having A Population Of Seventy Thousand In 1940; Act No. 773 Of 1966, Relating To The Charleston Board Of Assessors; Acts Nos. 779 Of 1960 And 26 Of 1963, Relating To Assessments And Equalization In Charleston County; Act No. 787 Of 1964, And Acts Nos. 87 And 305 Of 1965, Relating To The Charleston Board Of Assessors And County Tax Assessors; And Sections 65-3405.11, 65-3405.12 And 65-1639.4 Of The 1962 Code, Relating To Actions Contrary To Law, Hearings And Appeals And Duties Of Auditors And Assessors, All In Charleston County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1620.4 added—special provisions for Charleston County.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-1620.4, to require assessment of completed units within unfinished structures in Charleston County, as follows:

“Section 65-1620.4. Notwithstanding the provisions of Section 65-1620, any units within a structure or complex in Charleston County that are complete as of December thirty-first will be assessed for taxation even though other units within the same structure or

complex are not complete. A completed unit shall be considered to be any part that could be occupied or used for the purpose for which it was constructed."

SECTION 2. Section 65-3405.1 added—signing of checks.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-3405.01, to provide for signing of checks, vouchers and warrants for the board of assessment control, as follows:

"Section 65-3405.01. Vouchers, checks or warrants on behalf of the Charleston County Board of Assessment Control shall be countersigned by any member authorized by the board, and signed by an employee of the Board designated by the board who shall be subject to bond as required by the board."

SECTION 3. Section 65-3405.10.1 added—valuation Received after July 1.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-3405.10.1, to provide that the auditor shall not be required to enter assessed valuations after July first of each year, as follows:

"Section 65-3405.10.1. The county auditor shall not be required to place on the auditor's books, delivered to the treasurer for any year, assessed valuations received after July first of such year; *provided*, however, nothing herein contained is intended to limit or restrict the right to back-tax properties on the basis of revised assessments."

SECTION 4. Section 65-3405.20 added—inspection of property.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-3405.20, to provide for entry on the premises for inspection or appraisal, as follows:

"Section 65-3405.20. For the purpose of carrying into effect the provisions of this article, members of the Charleston County Board of Assessment Control or Board of Assessment Appeals, when legally acting as such, together with their employees, surveyors or other assistants and guides, whether accompanying the members of the boards or working by their direction, shall have the right of entry on and into premises when such premises or their contents are to be inspected or appraised for the purpose of being assessed for taxation."

SECTION 5. Section 65-3405.21 added—information to be furnished tax assessors.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-3405.21, to prescribe the records the auditor shall furnish the tax assessor, as follows:

"Section 65-3405.21. The county auditor shall, on or before the first Tuesday in March of each year, furnish to the tax assessor the tax returns and lists of all taxable property within the county and shall make available for his inspection the tax returns and lists for prior years."

SECTION 6. Section 65-3405.22 added—adoption of property valuation.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-3405.22, to provide that the auditor shall adopt certain property valuations, as follows:

"Section 65-3405.22. Such returns and lists of taxable property, with the valuations fixed by the tax assessor as provided in this article, shall be adopted by the county auditor for the purposes of taxation for the ensuing year and shall be permanently entered of record by him upon the tax books of the county on or before the first day of May of each year; *provided*, that for the tax year beginning January 1, 1967 only, such date shall be on or before the first day of August."

SECTION 7. Section 65-3405.23 added—abstracts of property to be furnished City of Charleston.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-3405.23, to require the auditor to furnish abstracts to the City of Charleston, as follows:

"Section 65-3405.23. The county auditor shall, on or before the first day of July of each year, or as soon thereafter as shall be practicable, furnish the municipal authorities of the City of Charleston, for the purpose of municipal taxation, an assessment roll of the real and personal property within such city, with the assessment and valuation thereof according to the county auditor's books. Such roll shall be certified by the county auditor as a complete assessment of the property within the city and the roll, so made and certified, shall be deemed official, and shall be available as a basis for the assessment of all taxes for municipal purposes. In the event any assessment changes are made by the auditor after the roll has been certified to the city, the changes will be forwarded to the city treasurer as soon as is reasonably practicable."

SECTION 8. Section 65-3405.24 added—notice of new or increased assessment.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-3405.24, to prescribe notice of increased or new assessments, as follows:

"Section 65-3405.24. Whenever the valuation and assessment of any property is fixed by the tax assessor at a sum greater by one

hundred dollars or more than the amount returned by the owner or his agent, or whenever any property is valued and assessed for taxation which has not been previously returned or assessed, the tax assessor shall, on or before the third Monday in May, or as soon thereafter as may be practicable, in the year in which the valuation and assessment is made, give written notice thereof to the owner of such property or his agent. Such notice may be served upon the owner or his agent personally, or by mailing it to the owner or his agent at his last known place of residence. The owner or his agent, if he objects to the valuation and assessment, may appeal to the Charleston County Board of Assessment Appeals and the appeal shall be heard by the board."

SECTION 9. Section 65-3405.25 added—certain property exempt.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-3405.25, to exempt certain property assessed by the Tax Commission, as follows:

"Section 65-3405.25. The provisions of this article shall not apply to property assessed under Articles 5, 6 or 7 of Chapter 18, Title 65."

SECTION 10. Section 65-1616 amended—when returns of real estate to be made—exceptions for Charleston County.—Section 65-1616 of the 1962 Code, relating to dates for property tax returns, is amended to provide for additional returns in intermediate years for Charleston County by adding the following proviso at the end thereof: "*Provided*, however, that such returns of real estate shall also be made in Charleston County between the first day of January and the first day of March in any intermediate year upon order of the Charleston County Board of Assessment Control." When so amended, the section shall read:

"Section 65-1616. Notwithstanding the provisions of Section 65-1614, in any city having a population of fifty thousand inhabitants or over and in any county containing a city having a population of seventy thousand or more inhabitants, according to the then most recent official United States census, such returns of real estate shall also be made between the first day of January and the first day of March in any intermediate year upon the order of the special board of equalization for such city or the county board of assessors of such county. *Provided*, however, that such returns of real estate shall also be made in Charleston County between the first day of January and

the first day of March in any intermediate year upon order of the Charleston County Board of Assessment Control."

SECTION 11. Section 65-1803 amended—exemptions.—Section 65-1803 of the 1962 Code, as amended, is further amended to include Charleston County in exemptions from Section 65-1802 by striking "or" on line seven and inserting a comma and by changing the period at the end thereof to a comma and adding: "the Charleston County Board of Assessment Control nor the Charleston County Board of Assessment Appeals." When so amended, the section shall read:

"Section 65-1803. Nothing contained in Section 65-1802 shall be construed as affecting the Richland County Board of Assessment Control, the Richland County Board of Assessment Appeals, the Florence County Board of Assessment Control, the Florence County Board of Assessment Appeals, the Spartanburg County Board of Assessment Control, the Spartanburg County Board of Assessment Appeals, the Aiken County Board of Tax Control, the Aiken County Tax Review Board, the Charleston County Board of Assessment Control nor the Charleston County Board of Assessment Appeals."

SECTION 12. Section 65-1862 amended—not applicable to certain counties.—Section 65-1862 of the 1962 Code, as amended, is further amended to include Charleston County in the exemptions from Section 65-1861 by inserting a comma after "Florence County" in line two and inserting "Charleston County." When so amended, the section shall read:

"Section 65-1862. The provisions of Section 65-1861 shall not apply to Richland County, Florence County, Charleston County nor Spartanburg County."

SECTION 13. Repealed.—Article 11, Chapter 18 of Title 65 of the 1962 Code, Act No. 773 of 1966, Acts Nos. 779 of 1960 and 26 of 1963, Act No. 787 of 1964, Acts Nos. 87 and 305 of 1965, and Sections 65-3405.11, 65-3405.12 and 65-1639.4 of the 1962 Code are hereby repealed.

SECTION 14. Time effective.—This act shall take effect on May 13, 1967.

Approved the 25th day of May, 1967.

(R406, S359)

No. 296

An Act To Amend Sections 56-259, 56-261, 56-262, 56-265, 56-266, 56-267, 56-271, 56-273 And 56-278, Code Of Laws Of South Carolina, 1962, Relating To Barbers, Barbering And Barber Shops, So As To Increase Qualifications For Apprentices And Require Them To Take Examinations; To Reduce The Time Period Between Applications And Examinations; To Increase The Fee For Nonresident Examinations; To Provide For An Initial Inspection And Registration Fee, And Increase The Fee For Annual Renewal, Add To Change Certain Other Fees; To Add An Additional Unlawful Practice And Increase Penalties For Violations; To Provide Additional Grounds For Refusal Of Licenses; And To Increase Fees For Barber Colleges, And To Provide Against Conflict Of Interest Of Members Of The State Board Of Barber Examiners, And Their Employees.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 56-259 amended—requirements for apprentice certificate.—Section 56-259, Code of Laws of South Carolina, 1962, relating to the qualifications for a registered apprentice, is amended to increase the training period by striking subsection (3) and inserting:

“(3) Unless such person has completed at least an eight months’ course of twelve hundred eighty hours in a barber school or college approved by the Board or eight months’ training under the personal supervision of a registered barber;” and

When so amended, the section shall read as follows:

“Section 56-259. No person shall be issued a certificate of registration as a registered apprentice by the Board:

- (1) Unless such person is at least sixteen years of age;
- (2) Unless such person passes a satisfactory physical examination prescribed by the State Board of Health;
- (3) Unless such person has completed at least an eight months’ course of twelve hundred eighty hours in a barber school or college approved by the Board or eight months’ training under the personal supervision of a registered barber; and
- (4) Unless such person passes the examination prescribed by the Board and pays the required fee herein established.”

SECTION 2. Section 56-261 amended—requirements for registered barber certificate.—Section 56-261, of the Code of 1962, relating to the qualifications of a registered barber, is amended by adding at the end of subsection (4) the following: “upon proof that the period of eighteen months has been completed, the apprentice will be required by law to take the registered barber examination before the next fiscal year, as no further apprentice license may be issued; and” so as to require an apprentice, upon completion of eighteen months’ practice, to take the registered barber examination before the next fiscal year. When so amended, the section shall read:

“Section 56-261. Any person to practice barbering as a registered barber must have worked as a registered apprentice for a period of at least eighteen months under the direct supervision of a registered barber and this fact must be proved to the Board by the sworn affidavit of three registered barbers or by such other method of proof as the Board may prescribe and deem necessary. A certificate of registration as a registered barber shall be issued by the Board to any person who is qualified under the provisions of this chapter and meets the following qualifications:

- (1) Who is qualified under the provisions of Section 56-259;
- (2) Who is at least eighteen years of age;
- (3) Who passes a satisfactory physical examination as prescribed by the Board;
- (4) Who has practiced as a registered apprentice for a period of eighteen months, under the immediate personal supervision of a registered barber; and upon proof that the period of eighteen months has been completed, the apprentice will be required by law to take the registered barber examination before the next fiscal year, as no further apprentice license may be issued; and
- (5) Who has passed a satisfactory examination, conducted by the Board, to determine his fitness to practice barbering, such examination to be so prepared and conducted as to determine (a) whether or not the applicant is possessed of the requisite skill in such trade properly to perform all the duties thereof, including the ability of the applicant in his preparation of tools, shaving, hair cutting and all the duties and services incident thereto and (b) has sufficient knowledge concerning diseases of the face, skin and scalp to avoid the aggravation and spreading thereof in the practice of such trade.”

SECTION 3. Section 56-262 amended—application.—Section 56-262, of the Code of 1962, relating to the filing of applications for examination, is amended by striking “thirty” on line six and inserting “fifteen” so as to reduce the time requirement for filing application with the secretary. When so amended, the section shall read:

“Section 56-262. Each applicant for an examination shall make application to the Board on blank forms prepared and furnished by the secretary, such application to contain proof under the applicant’s oath of the particular qualifications of the applicant, and pay to the Board the required fee. All applications for examination must be filed with the secretary at least fifteen days prior to the actual taking of the examination by the applicant.”

SECTION 4. Section 56-265 amended—nonresidence.—Section 56-265, of the Code of 1962, relating to the examination fee for non-residents, is amended by striking the section and inserting in lieu thereof the following, so as to require a nonresident to present a certificate from a qualified barber school or college and to increase the fee to thirty-five dollars:

“Section 56-265. Persons who have practiced barbering in another state or country and move into this State shall present a certificate from a qualified barber school or college or a certificate of registration as a barber required by the state or country the applicant is from, and shall prove and demonstrate their fitness to the Board before they may be issued a certificate of registration to practice barbering. An examination fee of thirty-five dollars shall be submitted with complete application.”

SECTION 5. Section 56-266 amended—barber shops—registration and inspection fee.—Section 56-266, of the Code of 1962, relating to the registration of barber shops and the fee therefor, is amended by striking it and inserting in lieu thereof the following, so as to provide for a registration and inspection fee of barber shops, an increase in the annual shop registration fee and to add a fee for the registration of an expired shop certificate:

“Section 56-266. All barber shops shall be registered with the Board. The registration and inspection fee for all new shops opening shall be fifty dollars; applications for registration and inspection of new shops shall be made at least fifteen days prior to opening the shop. No new shop shall be operated until all fees are paid and the shop shall have passed inspection. Annual renewal fees for shop

registration shall be seven and one-half dollars, and shall be renewed as of the thirtieth day of June of each and every year. The fee for the registration of an expired shop certificate shall be ten dollars."

SECTION 6. Section 56-267 amended—fees.—Section 56-267, of the Code of 1962, relating to the fee schedule of the State Board of Barber Examiners, is amended by striking it and inserting in lieu thereof the following, so as to revise such fee schedule:

"Section 56-267. The fee to be paid by an applicant for a student permit to train as a student barber shall be five dollars, and such fee must accompany the application. The fee to be paid by an applicant for an examination to practice barbering as an apprentice shall be twenty dollars, and such fee must accompany the application. The annual license fee of an apprentice shall be five dollars. The fee to be paid by an applicant for an examination to determine his fitness to receive a certificate of registration as a registered barber shall be twenty dollars. The annual license fee of a registered barber shall be seven and one-half dollars. All licenses, both for apprentices and for registered barbers, shall be renewed as of the thirtieth day of June of each and every year and for such renewals for apprentices there shall be paid a fee of five dollars, and for registered barbers there shall be paid a fee of seven and one-half dollars. The fee of registration of an expired certificate for apprentice barbers shall be seven and one-half dollars and the fee for registration of an expired certificate for registered barbers shall be ten dollars. The fees herein set out are not to be increased by the Board, but the Board may regulate the payment of such fees and prorate the annual license fee in such manner as it deems expedient."

SECTION 7. Section 56-271 amended—penalties.—Section 56-271, of the Code of 1962, relating to offenses punishable under the chapter and penalties therefor, is amended by striking "five" and "fifty" on line three and inserting in lieu thereof "twenty-five" and "one hundred" so as to increase penalties for violations of the provisions of the chapter, and by striking "Section 56-252" in subsection (1) and inserting in lieu thereof "this chapter" so as to apply the provisions of this section to the violation of any provisions of the chapter; by striking "and" at the end of subsection (6), by changing the period at the end of subsection (7) to a semicolon and adding "and", and by adding subsection (8) so as to add an additional offense to the section, as follows:

"(8) The operation by an owner or manager of any shop without a license or any new shop without inspection." When so amended, the section shall read:

"Section 56-271. Each of the following acts constitutes a misdemeanor, punishable on conviction by a fine of not less than twenty-five dollars, nor more than one hundred dollars, or not less than five days nor more than thirty days for each and every violation thereof:

- (1) The violation of any of the provisions of this chapter;
- (2) Permitting any person in one's employ, supervision or control to practice as an apprentice unless that person has a certificate of registration as a registered apprentice;
- (3) Permitting any person in one's employ, supervision or control to practice as a barber unless that person has a certificate as a registered barber;
- (4) Obtaining or attempting to obtain a certificate of registration for money, other than the required fee, or any other thing of value or by fraudulent misrepresentations;
- (5) Practicing or attempting to practice by fraudulent misrepresentations;
- (6) Wilful failure to display a certificate of registration as required by Section 56-270;
- (7) The wilful and continued violation of the reasonable rules and regulations adopted by the Board for the sanitary management of barber shops and barber schools; and
- (8) The operation by an owner or manager of any shop without a license or any new shop without inspection."

SECTION 8. Section 56-273 amended—suspension or revocation of certificate.—Section 56-273, of the Code of 1962, relating to grounds for refusal to issue or renew certificates of registration and for suspension or revocation of certificates, is amended by striking subsections (5) and (6) and inserting in lieu thereof the following, so as to include fraud and misrepresentation in such grounds:

"(5) Habitual drunkenness or habitual addiction to the use of morphine, cocaine or other habit-forming drugs;

(6) The commission of any of the offenses described in Section 56-271, items (3), (4), (6), and (8); and

(7) The Board may refuse to issue or may refuse to renew, or may suspend or revoke any license or may place the holder thereof on a term of probation after proper hearing and upon the holder of such license being found guilty of fraud or misrepresentation in obtaining a license." When so amended, the section shall read:

“Section 56-273. The Board may either refuse to issue or renew or may suspend or revoke any certificate of registration for any one or combination of the following causes:

(1) Conviction of a felony shown by a certified copy of the record of the court of the conviction;

(2) Gross malpractice or gross incompetency;

(3) Continued practice by a person knowingly having an infectious or contagious disease;

(4) Advertising by means of known false or deceptive statements;

(5) Habitual drunkenness or habitual addiction to the use of morphine, cocaine or other habit-forming drugs;

(6) The commission of any of the offenses described in Section 56-271, items (3), (4), (6) and (8); and

(7) The Board may refuse to issue or may refuse to renew, or may suspend or revoke any license or may place the holder thereof on a term of probation after proper hearing and upon the holder of such license being found guilty of fraud or misrepresentation in obtaining a license.”

SECTION 9. Section 56-278 amended — barber colleges and teachers to be registered.—Section 56-278, of the Code of 1962, relating to the registration of barber colleges and teachers and prescribing fees therefor, is amended by striking it in its entirety and inserting in lieu thereof the following, so as to change certain fees:

“Section 56-278. All barber colleges and teachers therein shall be registered with the Board. All teachers are required to have had five years’ experience as a registered barber and shall have successfully passed a teacher’s examination as prescribed by the Board. Registration and inspection fees for colleges shall be seventy-five dollars—examination fees for teachers shall be fifty dollars. Annual renewal fees for registration of barber colleges shall be fifty dollars and annual renewal fees for registration of teachers shall be thirty-five dollars, and shall be renewed as of the thirtieth day of June of each and every year.”

SECTION 10. Board members or employees—not to have certain business interests.—It shall be unlawful for any member, inspector or employee of the Board, to own any interest in a barber college or any company which deals in sales or services to barber shops.

SECTION 11. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R407, S452)

No. 297

An Act Making It Unlawful To Start Fires In Forestry District No. 14, Clarendon County, Except Under Certain Conditions And Providing Penalties For Violations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Certain fires unlawful in Forestry District 14 (Clarendon County).—It shall be unlawful for any owner or lessee of land or any employee of any such owner or lessee or other person to start, or cause to be started, any fire in any woodlands, brushlands, grasslands, ditchbanks or hedgerows or in any debris, leaves or other flammable material adjacent thereto in Forestry District No. 14, Clarendon County, except under the following conditions:

(a) Proper notification shall be given to the State Forester, or his duly authorized representative or other persons designated by the State Forester. The notice shall contain all information required by the State Forester or his representative.

(b) Such persons shall have cleared by plowing, discing or raking around the area and have immediately available sufficient equipment and personnel to adequately secure the fire and prevent its spread.

(c) The person starting the burning shall supervise carefully, in person or by a competent representative, any such fire started and have it under control prior to leaving the area.

SECTION 2. Permission of owner required.—A lessee of any land, or any employee of any land-owner or lessee of land or other person must receive prior authorization from the landowner to conduct such burning, in addition to complying with the other provisions of this act.

SECTION 3. Exceptions.—The provisions of this act shall not apply to fires which may be started within the corporate limits of any town or city, nor to fires started on rights of way of railroads by their duly authorized employees to remove fire hazards unless the State Forester, or his representative, after investigation shall notify such

railroad that its practices are disapproved on account of the failure to exercise such safeguards against the spread of fire.

SECTION 4. No burning during emergencies.—No burning shall be carried out during any period which the Governor has declared that an emergency exists in connection with forest fires.

SECTION 5. State Forester may prohibit burning.—The State Forester may direct at any time, when deemed necessary in the interest of public safety, that fire covered by this act shall not be started.

SECTION 6. Penalties.—Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction shall be fined not less than ten dollars nor more than one hundred dollars or be imprisoned for not less than ten days nor more than thirty days. For any second or subsequent offense, a fine of not less than twenty-five dollars nor more than five hundred dollars or imprisonment for not more than one year may be imposed in the discretion of the court.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R408, S268)

No. 298

An Act To Provide For Certain Charitable, Religious, Benevolent And Educational Corporations To Be Authorized To Receive Transfers Of Property Conditioned Upon Their Agreement To Pay An Annuity Without Being Subject To The Insurance Laws Of This State.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Certain organizations may receive transfers of property—conditions.—Any charitable, religious, benevolent or educational corporation, not operating for pecuniary gain and in active operation for at least five years, may receive transfers of property conditioned upon its agreement to pay an annuity to the transferor or his nominee without being subject to the insurance laws of this State. No corporation operating for pecuniary profit, including nursing homes or any other type of business, shall be permitted to issue

charitable or gift annuities without the approval of the Chief Insurance Commissioner.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R409, S457)

No. 299

An Act To Amend Section 47-375.1, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Terms Of Office Of The Mayor And Councilmen Of The City Of Cheraw In Chesterfield County, So As To Provide That The Mayor Shall Serve For A Term Of Four Years And To Delete Certain References To Elections Which Have Already Been Held; And To Repeal Act No. 172 Of 1967 Relating To Terms Of Office Of The Mayor And Councilmen Of The City Of Cheraw In Chesterfield County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 47-375.1 amended—terms of city officials.—Section 47-375.1 of the 1962 Code, as amended, is further amended, so as to provide that the mayor of the City of Cheraw in Chesterfield County shall serve for a term of four years and to delete certain references to elections which have already been held, by striking it out and inserting:

“Section 47-375.1 In the City of Cheraw in Chesterfield County the term of office of the mayor and councilmen shall be four years and until their successors are elected and qualify.”

SECTION 2. Not to affect term of present mayor.—This act shall not affect the term of the mayor of the City of Cheraw in Chesterfield County but his successors elected in 1968 and thereafter shall be elected for four-year terms as provided in Section 1 of this act.

SECTION 3. Repeal.—Act No. 172 of 1967 is repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R410, S458)

No. 300

An Act To Amend Section 23-155, Code Of Laws Of South Carolina, 1962, Relating To Voting Precincts In Aiken County, So As To Redefine Such Precincts.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-155 amended—voting precincts in Aiken County designated.—Section 23-155 of the 1962 Code is amended, so as to redefine the voting precincts in Aiken County, by striking it out and inserting :

“Section 23-155. In Aiken County there shall be the following voting precincts to be described as follows :

Aiken No. 1. Starting at Laurens Street and Southern Railway proceed westerly along the railroad tracks to the city limits, follow the city limits as a southern, western and northern boundary to Linden Street, follow the property line of property on north side of Richland Avenue from Linden Street to Laurens Street, proceed down the center of Laurens Street to the Southern Railway.

Aiken No. 2. Starting on Laurens Street near Richland Avenue follow the property line of property on north side of Richland Avenue from Laurens Street to Linden Street, follow the city limits as western boundary to Edgefield Highway, proceed down the center of Edgefield Highway or Laurens Street to starting point.

Aiken No. 3. Starting at York Street and Southern Railway proceed westerly along railroad tracks to Laurens Street, follow the center of Laurens Street or Edgefield Highway to city limits, follow city limits as northern boundary to York Street, follow city limits from York Street to Two Notch Road, follow city limits from Two Notch Road to Rutland Drive, follow property line of property on south side of Rutland Drive to York Street, follow center of York Street to Southern Railway.

Aiken No. 4. Starting at Southern Railway and York Street proceed northerly along center of York Street to Rutland Drive, follow property line of property on south side of Rutland Drive to Two Notch Road, follow city limits as eastern boundary to Southern Railway, follow Southern Railway as southern boundary to York Street.

Aiken No. 5. Starting at Mead Avenue and Whiskey Road proceed westerly along property lines between Berrie Road and DuPree

Place to the city limits, follow in a northerly direction the city limit to Southern Railway, follow easterly along Southern Railroad to city limits, follow city limits to Powder House Road, follow center of Powder House Road to Audubon Drive, follow center of Audubon Drive to Two Notch Road, follow property line of property on west side of Two Notch Road to Mead Avenue, follow center line of Mead Avenue to Whiskey Road.

Aiken No. 6. Starting at Mead Avenue and Whiskey Road proceed westerly along property lines between Berrie Road and DuPree Place to the city limits, follow in a southerly direction the city limits to Silver Bluff Road, follow city limits to Audubon Drive, follow center of Audubon Drive to Two Notch Road, follow property line of property on west side of Two Notch Road to Mead Avenue, follow center line of Mead Avenue to Whiskey Road.

Bath No. 7. Starting at intersection of Road No. 145 and Road No. 65, follow Road No. 145 to Horse Creek, including property adjacent to Road No. 145, follow Horse Creek to Little Horse Creek, follow Little Horse Creek to Road No. 254, follow center of Road No. 254 to intersection with Road No. 579, from this intersection follow a line from the intersection to a point on Horse Creek, midway between Roads No. 67 and No. 87, follow Horse Creek to intersection of the north-south line from intersection of Highway No. 421 and Railroad Avenue with Horse Creek, follow line from intersection of Highway No. 421 and Railroad Avenue to intersection of Bryan Drive and Anthony Drive, follow Bryan Drive to Flint Drive, follow Flint Drive to Railroad spur to Dixie Clay Mine, follow railroad spur to end of line, follow line from end of railroad spur to intersection of Roads No. 65 and No. 145.

Beech Island No. 8. Starting at Holley Creek and Savannah River follow Aiken County line to Horse Creek, follow Horse Creek to Road No. 145, follow Road No. 145 to Road No. 65 (excluding all property adjoining Road No. 145), continue across Road No. 65 to first stream to enter Town Creek from the north above McElmurrys Pond, follow first stream to enter Town Creek from the north McElmurrys Pond to Town Creek, follow Town Creek to Holley Creek, follow Holley Creek to Savannah River.

Belvedere No. 9. Starting at intersection of Bradleyville Road and Storm Branch, follow Storm Branch in northerly direction to point where Storm Branch turns away from North Augusta city limit, from this point follow a line perpendicular to North Augusta

city limits, follow North Augusta city limits to Georgia Florida Railroad, follow Georgia Florida Railroad northerly to Aiken County line, follow Aiken County line northeasterly to Road No. 253, follow Road No. 253 to its intersection with Road No. 33 (including property adjacent to Road No. 253), follow a line from this intersection to the northern end of Sudlow Lake, follow Sudlow Lake and Little Horse Creek to Branch from Mathis Lake, follow Branch from Mathis Lake for approximately $\frac{3}{4}$ mile to Road, follow this Road to its intersection with Highway No. 126, follow No. 126 to Cherokee Drive, follow Cherokee Drive to Bradleyville Road to Storm Branch.

Carolina Heights No. 10. Starting at Horse Creek and Savannah River follow Aiken County line to North Augusta city limit, follow North Augusta city limit to line from Storm Branch to North Augusta city limit, follow Storm Branch to Road No. 145, follow Road No. 145 to Horse Creek, follow Horse Creek to Savannah River.

China Springs No. 11. Starting at intersection of Highway No. 191 and Interstate No. 20, follow Highway No. 191 and Road No. 153 to Shaws Creek, follow Shaws Creek to Highway No. 1, follow Highway No. 1 to Aiken city limits, follow Aiken city limits to Highway No. 19, follow Highway No. 19 to Road No. 1303, follow Road No. 1303 to Road No. 105, thence follow a line to the intersection of Interstate No. 20 and Road No. 191.

Clearwater No. 12. Starting at Road No. 145 and Horse Creek, follow Horse Creek to Little Horse Creek, follow Little Horse Creek to Branch from Mathis Pond, from this point, follow boundary as described for Belvedere No. 9 to intersection of Bradleyville Road and Storm Creek, follow Storm Creek to Road No. 145, follow Road No. 145 to Horse Creek.

College Acres No. 13. Starting at New Ellenton city limits on Highway No. 19, follow center of Highway No. 19 northerly to property line of property on south side of Sharyn Lane, follow property line of south edge of property in Bonnie View Estates, follow a line from corner of Bonnie View Estates to point on Road No. 79 midway between Roads No. 78 and No. 507, follow Road No. 79 southerly to Wise Hollow, from this point follow a line to the southeast corner of New Ellenton city limits, north and west, back to starting point.

Eureka No. 14. Starting at intersection of Road No. 191 and Interstate No. 20, follow a line westerly, to the intersection of Southern Railroad and Little Horse Creek, follow Southern Railroad to

County line, follow County line to the headwaters of Bull's Branch, follow Bull's Branch to the South Fork of the Edisto River, follow the South Fork to Highway No. 1, follow Highway No. 1 to Road No. 153, follow Roads No. 153 and No. 191 to Interstate No. 20.

Gloverville No. 15. Starting at a point on Horse Creek Pond which is an extension of Road No. 488, follow a line from this point to Road No. 488 and follow Roads No. 488 and No. 657, easterly to Road No. 81 (all property adjacent to Roads No. 488 and No. 657 included in Warrenville No. 41), follow Road No. 81 to Town Creek, follow Town Creek southerly to Road No. 778, follow Road No. 778 to first dirt road west of Town Creek, follow dirt road to property line on south side of Road No. 87, follow property line on south side of Road No. 87 to Road No. 285, follow property line of property on west side of Road No. 285, at end of Road No. 285 follow a line that intersects Highway No. 421 midway between Roads No. 202 and No. 87 and includes Gloverville Streets in Gloverville precinct, follow the extension of this line to Horse Creek Pond, and follow Horse Creek Pond back to starting point.

Graniteville No. 16. Starting at the intersection of the County line and Road No. 105, follow County line southwesterly to Road No. 253, follow Road No. 253 to Road No. 33, follow a line from this intersection to the northern end of Sudlow Lake, follow Sudlow Lake to Road No. 254, from this point follow a line to the intersection of Road No. 255 and the turn-off to Huber Clay Company, from this point follow a line to Highway No. 1 halfway between Roads No. 254 and No. 967, follow Highway No. 1 easterly to the intersection of Road No. 895, from this point follow a line to the intersection of Roads No. 1303 and No. 80, follow Road No. 80 to the Southern Railway (all property adjacent to Road No. 80 included), follow Southern Railway to Bridge Creek and Bridge Creek to Horse Creek, follow Sage Mill Branch to its source and thence, a line to the intersection of Roads No. 105 and No. 144, follow Road No. 105 to County line.

Jackson No. 17. Starting at Holley Creek and Savannah River follow Holley Creek to Town Creek, from Town Creek follow a line to the intersection of Highway No. 19 and Savannah River Plant boundary, follow Savannah River Plant boundary to Savannah River, follow Aiken County line up the Savannah River to Holley Creek.

Langley No. 18. Starting at northwest corner of Burnettown, follow a line to a point on Horse Creek midway between Roads No.

67 and No. 254, follow a line from that point to intersection of Roads No. 254 and No. 579, follow Road No. 254 to Little Horse Creek, from this point, follow boundary as described for Graniteville No. 16 to Highway No. 1, extend this line to Horse Creek Pond, follow Horse Creek Pond to intersection of line from end of property line on west side of Road No. 285, through point on Highway No. 421 midway between Roads No. 87 and No. 202 with Horse Creek Pond, follow this line to property line on west side of Road No. 285, follow property line of property on west side of Road No. 285 to Road No. 87, follow property line on south side of Road No. 87 to first dirt road east of Road No. 285, follow dirt road to point where east-west line from intersection of Roads No. 65 and No. 66 intersects dirt road, follow east-west line to intersection of Roads No. 65 and No. 66, follow Road No. 66 to Lee Drive, follow Lee Drive to Burnette Street, follow Burnette Street to boundary of Burnettown, follow boundary of Burnettown on south and east to starting point.

Lynwood No. 19. Starting at intersection of Roads No. 65 and No. 145, follow a line from this intersection to end of railroad spur to Dixie Clay Mine, follow railroad spur to Flint Drive, follow Flint Drive to Bryan Drive, follow Bryan Drive to Anthony Drive, follow line from intersection of Bryan and Anthony Drive to intersection of Highway No. 421 and Railroad Avenue, follow north-south line from intersection of Highway No. 421 and Railroad Avenue to Horse Creek, follow Horse Creek to point on Horse Creek midway between Roads No. 67 and No. 254, follow line from Horse Creek to northwest corner of Burnettown, follow boundary of Burnettown on east and on south to Burnette Street, follow Burnette Street to Lee Drive, follow Lee Drive to Road No. 66, follow Road No. 66 to Road No. 65, follow an east-west line from intersection of Roads No. 65 and No. 66 to dirt road, follow dirt road to Road No. 778, follow Road No. 778 to Town Creek, follow Town Creek to boundary of Beech Island No. 8, follow Beech Island Boundary to start.

Millbrook No. 20. Starting on Highway No. 19 and Dougherty Road follow the property line on south side of Dougherty Road to Murrah Avenue, follow property line on south side of Murrah Avenue to Spaulding Drive, follow property line on west side of Spaulding on to Dougherty Road, follow property line on south side of Dougherty Road to Silver Bluff Road (Road No. 32), follow property line on south side of Road No. 32 (Silver Bluff Road) to Road No. 81, follow property line on west side of Road No. 81 to Town Creek,

follow Town Creek to source, follow line from source of Town Creek to point on Road No. 87 one mile west of intersection of Roads No. 87 and No. 968, follow a line from this intersection to the western Aiken city limit on Dibble Road extension, follow Aiken City limit to Banks Mill Road (Road No. 79), follow Road No. 79 (Banks Mill Road) to point midway between Roads No. 78 and No. 507, follow a line from this point to southeast corner of Bonnie View Estates, follow property line of south edge of property in Bonnie View Estates to Highway No. 19.

Monetta No. 21. Starting at junction of Gully Creek and McTier Creek follow McTier Creek to source closest to Road No. 151 staying west of Road No. 151, follow line from source of Creek to point on Highway No. 1, 0.3 mile south from intersection of Road No. 151 and Highway No. 1, follow line from this point extended in same direction to Aiken County line, follow Aiken County line to Chinquepin Creek, follow Aiken County line to first stream below Road No. 210, follow stream taking northern branches to source, follow line from source of stream to junction of Gully Creek with Highway No. 39, follow Gully Creek to McTier Creek.

Montmorenci No. 22. Starting at intersection of Road No. 79 and Wise Hollow, follow Road No. 79 (Banks Mill Road) to Aiken city limits, follow Aiken city limits to Southern Railway, follow Southern Railway to Road No. 78, follow extension of Road No. 78 to about midway between Highway No. 78 and No. 215, follow a line from that point to dirt road on Road No. 77 about midway between Couchton and Montmorenci, follow a line from this point to a point on Highway No. 78, $\frac{1}{2}$ mile east of Montmorenci, thence to start.

New Ellenton No. 23. The city limits of New Ellenton.

New Holland No. 24. Starting at junction of South Fork Edisto River and Cedar Creek, follow South Fork Edisto River to Rocky Springs Creek, follow Rocky Springs Creek to Highway No. 39, follow a line from this point to Platter Branch and North Fork Edisto River, follow Aiken County line along river to Road No. 357, follow Road No. 357 to Road No. 21, follow Road No. 21 to dirt road just before Juniper Creek, follow dirt road to Highway No. 39, follow Road No. 246 to Road No. 75, follow line from intersection of Roads No. 75 and No. 246 to east end of Garvin's Pond, follow Cedar Creek to South Fork Edisto River.

North Augusta No. 25. Starting at Savannah River and Georgia Avenue, follow Georgia Avenue to north city limits, follow city limits as north, east, and south boundaries back to starting point.

North Augusta No. 26. Starting at Georgia Avenue and Martintown Road, follow Martintown Road to Georgia and Florida Railroad, follow Georgia and Florida Railroad easterly to city limits, follow city limits to Georgia Avenue, follow Georgia Avenue back to starting point.

North Augusta No. 27. Starting at North Augusta northern city limits and Georgia and Florida Railroad, follow Georgia and Florida Railroad to Aiken County line, follow Aiken County line to Savannah River, follow Aiken County line along Savannah River to point that a line parallel to North Augusta western city limits and tangent to Georgia Florida Railroad intersects Aiken County line, follow this line to Georgia Florida Railroad, follow Georgia Florida Railroad to starting point.

North Augusta No. 28. Starting at Martintown Road and Georgia Florida Railroad, follow Martintown Road to line between Hammond Hills subdivision and Fairview Gardens subdivision, follow line between Hammond Hills subdivision and Fairview Gardens subdivision to Savannah River, follow Aiken County line along Savannah River to point that a line parallel to North Augusta western city limits and tangent to Georgia Florida Railroad intersects Aiken County line, follow this line to Georgia Florida Railroad, follow Georgia Florida Railroad to starting point.

North Augusta No. 29. Starting at Martintown Road and Georgia Avenue, follow Georgia Avenue to Savannah River, follow Aiken County line along Savannah River to line between Hammond Hills Subdivision and Fairview Gardens, follow line between Hammond Hills Subdivision and Fairview Gardens Subdivision to Martintown Road, follow Martintown Road to Georgia Avenue.

Oak Grove No. 30. Starting at junction of South Fork Edisto River and Rocky Springs Creek, follow boundary as described for New Holland No. 24 to intersection of Platter Branch and North Fork Edisto River, follow Aiken County line along North Fork Edisto River to first stream below Road No. 210, follow stream taking northern branches to source, follow line from source of stream to junction of Gully Creek with Highway No. 39, follow Gully Creek to McTier Creek, follow McTier Creek to South Fork Edisto River, follow South Fork Edisto River to starting point.

Perry No. 31. Starting at point on Aiken County line 3 miles southwest of North Fork of Edisto River follow a line to intersection of Road No. 111 and Hollow Creek, follow Road No. 111 to Highway No. 389 (excluding all property adjoining Road No. 111), follow line from intersection of Roads No. 111 and No. 389 to intersection of Road No. 271 and No. 39, follow line from this intersection to intersection of Roads No. 270 and No. 113, follow Road No. 270 to Road No. 14 including property adjacent to Road No. 270, follow Road No. 51 to a point 0.2 miles from junction of Roads No. 14 and No. 51 on Road No. 51, follow a line from this point to dirt road that runs parallel to Road No. 14, follow dirt road across Road No. 211 to Highway No. 113, follow a line from intersection of dirt road with Highway No. 113 to dirt road that intersects Highway No. 39 about midway between Perry and Wagener, follow dirt road across Highway No. 39 and Road No. 41 to Southern Railway, follow Southern Railway to Aiken County line, follow Aiken County line along North Fork Edisto River and on back to starting point.

Salley No. 32. Starting at Aiken County line and South Fork Edisto River, follow Aiken County line to point on Aiken County line 3 miles southwest on North Fork of Edisto River, from this point follow boundary as described for Perry No. 31 to intersection of Roads No. 14 and No. 270, follow Road No. 14 southwest about $\frac{3}{4}$ mile to dirt road, follow dirt road from Road No. 14 across Highway No. 394 to Highway No. 4, follow a line extended from dirt road to South Fork Edisto River, follow South Fork Edisto River to starting point.

Shaws Fork No. 33. Starting at Aiken City limits and Road No. 29, follow Road No. 29 to Road No. 21, follow Road No. 21 to South Fork Edisto River, follow South Fork Edisto River to Shaws Creek, follow Shaws Creek to Highway No. 215, follow No. 215 to Road No. 77, follow Road No. 77 to dirt road about midway between Montmorenci and Couchton on Road No. 77 (including all property adjacent to Road No. 77), follow a line from intersection of dirt road with Road No. 77 to point midway between Highways No. 78 and No. 215 on an extension of Road No. 78, follow extension of Road No. 78 to Southern Railway, follow Southern Railway to Aiken city limits, follow Aiken city limits to starting point.

Shiloh No. 34. Starting at Shaws Creek and Road No. 29, follow Road No. 29 to Aiken city limits, follow Aiken city limits to Highway No. 1, follow Highway No. 1 to Shaws Creek, follow Shaws

Creek to Road No. 153, follow Road No. 153 to Highway No. 1, follow Highway No. 1 to South Fork Edisto River, follow South Fork Edisto River to Road No. 21, follow Road No. 21 to Road No. 29, follow Road No. 29 to Shaws Creek.

Six Points No. 35. Starting at Highway No. 19 and Aiken city limits, follow Aiken city limits westerly and southerly to Highway No. 1, follow Highway No. 1 to Road No. 895, from this point follow a line to intersection of Roads No. 1303 and No. 80, follow Road No. 1303 to Highway No. 19, follow Highway No. 19 to Aiken city limits.

Tabernacle No. 36. Starting at South Fork Edisto River and Cedar Creek, follow Cedar Creek to Garvins Pond, follow line from east end of Garvins Pond to intersection of Roads No. 152 and No. 575, from this point follow line to No. 215 and Baughman's Pond, from this point follow a line to intersection of dirt road and Road No. 14 about $\frac{3}{4}$ mile southwest of intersections of Roads No. 270 and No. 14, follow dirt road from Road No. 14 across Highway No. 394 to Highway No. 4, follow line extended from dirt road to South Fork Edisto River, follow South Fork Edisto River back to starting point.

Talatha No. 37. Starting at Holley Creek and Town Creek, follow Town Creek to property line on west side of Road No. 81, follow property line on west side of Road No. 81 to Road No. 32 (Silver Bluff Road), follow property line on south side of Road No. 32 to Dougherty Road, follow property line on south side of Dougherty Road to Spaulding Drive, follow property line on west side of Spaulding Drive to Murrah Avenue, follow property line on south side of Murrah Avenue to Dougherty Road, follow property line on south side of Dougherty Road to Highway No. 19, follow Highway No. 19 to New Ellenton city limits, follow New Ellenton city limits west, south and east to southeast corner of New Ellenton, follow north-south line from southeast corner of city limits to boundary of Savannah River Plant, follow Savannah River Plant boundary to Highway No. 19, follow line from this point back to starting point.

Vaocluse No. 38. Starting at intersection of Roads No. 1303 and No. 80 follow boundary described for Graniteville No. 16 to Bridge Creek, follow Bridge Creek to Horse Creek, follow Horse Creek to Sage Mill Branch, follow Sage Mill Branch to source, follow a line from source to intersection of Roads No. 144 and No. 105, follow Road No. 105 to Aiken County line, follow Aiken County line northeasterly to Southern Railway, return to starting point and follow

boundary described for Six Points No. 35 to intersection of Roads No. 105 and No. 1303, from this point follow boundary described for China Springs Noll to Highway No. 19 and intersects No. 20, from this point follow boundary described for Eureka No. 14 to county line.

Wagener No. 39. Starting at North Fork Edisto River and Southern Railway, follow Southern Railway to dirt road that crosses Road No. 41 and Highway No. 39, follow dirt road across Road No. 41 and Highway No. 39 to end of dirt road on another dirt road, follow a line from this point to dirt road that runs parallel to Road No. 14 from Highway No. 113 to Road No. 211, follow dirt road parallel to Road No. 14 to end of road, follow a line from this point to a point 0.2 miles from junction of Roads No. 14 and No. 51 on Road No. 51, follow Road No. 51 to Road No. 14, follow Road No. 14 to dirt road $\frac{3}{4}$ mile southwest of intersection of Roads No. 14 and No. 270, follow line from this point to intersection of Highway No. 215 and Baughman's Pond, from this point follow line to intersection of Roads No. 152 and No. 575, from this point follow line to east end of Garvins Pond, follow line from east end of Garvins Pond to intersection of Roads No. 75 and No. 246, follow Road No. 246 to Highway No. 39, follow dirt road across Highway No. 39 from Road No. 246 to Road No. 21, follow Road No. 21 to Road No. 357, follow Road No. 357 to North Fork Edisto River, follow North Fork Edisto River along Aiken County line to starting point.

Wards No. 40. Starting at South Fork Edisto River and McTier Creek follow McTier Creek to the source closest to Road No. 151 staying on west side of Road No. 151, follow a line from this source to a point on Highway No. 1, 0.3 miles south from intersection of Road No. 151 and Highway No. 1, follow line from this point extended in the same direction to Aiken County line, follow Aiken County line westerly to headwaters of Bulls Branch, follow Bulls Branch to South Fork Edisto River, follow South Fork Edisto River to McTier Creek.

Warrenville No. 41. Starting at a point on Horse Creek Pond which is an extension of Road No. 488, follow boundary as described for Gloverville No. 15 to Town Creek, from this point, follow boundary as described for Millbrook No. 20 to western Aiken city limits on Dibble Road Extension, follow Aiken city limits to Highway No. 1, follow Highway No. 1 to point midway between Roads No. 254 and No. 967, follow extension of line starting at intersection of Road

No. 255 and turnoff to Huber Clay Company and going through point on Highway No. 1 midway between Roads No. 254 and No. 967 to Horse Creek Pond, follow Horse Creek Pond to starting point.

White Pond No. 42. Starting at Pond Branch Creek and South Fork Edisto River, follow Pond Branch Creek to Long Branch Creek, follow Long Branch Creek to source, follow a line from source to intersection of Highway No. 78 with dirt road about 1.4 miles south of Windsor, follow dirt road to Road No. 54, follow Road No. 54 to Savannah River Plant boundary, follow Savannah River Plant boundary south and east to Aiken County line, follow Aiken County line to South Fork Edisto River, follow South Fork Edisto River to Pond Branch Creek.

Windsor No. 43. Starting at Pond Branch Creek and South Fork Edisto River, follow Pond Branch Creek to Long Branch Creek, follow Long Branch Creek to source, follow a line from source to intersection of Highway No. 78 with dirt road about 1.4 miles south of Windsor, follow dirt road to Road No. 54, follow Road No. 54 to Savannah River Plant boundary, follow Savannah River Plant boundary north and west to north-south line from southeast corner of New Ellenton, follow that line to southeast corner of New Ellenton, follow line from that point to intersection of Road No. 79 and Wise Hollow, follow line from that point to point on Highway No. 78, $\frac{1}{2}$ mile east of Montmorenci, follow line from that point to intersection of dirt road with Road No. 77 about midway between Couchton and Montmorenci, follow Road No. 77 to Highway No. 215 (excluding all property adjoining Road No. 77), follow Highway No. 215 to Shaws Creek, follow Shaws Creek to South Fork Edisto River, follow South Fork Edisto River to Pond Branch Creek."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R411, S461)

No. 301

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 71-31.5 To Increase The Board Of Public Welfare In Marion County To Four Members.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 71-31.5 added — exception for Marion County.—The Code of Laws of South Carolina, 1962, is amended by adding Section 71-31.5 to increase the membership of the Board of Public Welfare for Marion County which shall read as follows:

“Section 71-31.5. Notwithstanding the provisions of Section 71-31, the Board of Public Welfare for Marion County shall consist of four members, all appointed in the manner and serving the terms prescribed in Section 71-31.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R412, S463)

No. 302

An Act To Provide For The Election Of A County Auditor And County Treasurer In Marion County And Provide For Their Terms Of Office.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Auditor of Marion County to be elected.—Notwithstanding the provisions of Section 65-1741, Code of Laws of South Carolina, 1962, the auditor in Marion County shall be elected in the general election for a term of four years, or until his successor is elected and qualifies.

The initial election of the auditor shall be in the general election next preceding the termination of the term of office of the current auditor who shall complete the term for which he was appointed.

SECTION 2. Treasurer of Marion County to be elected.—Notwithstanding the provisions of Section 65-1951, Code of Laws of South Carolina, 1962, the treasurer of Marion County shall be elected in the general election for a term of four years, or until his successor is elected and qualifies.

The initial election of the treasurer shall be in the general election next preceding the termination of the term of office of the current treasurer who shall complete the term for which he was appointed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R413, H1111)

No. 303

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 22-104.1, So As To Provide That No Institution Of Higher Learning Supported In Whole Or In Part By The State Shall Sell Or Dispose Of Real Estate Except With The Consent Of Two-Thirds Of The Members Of The Board Of Trustees.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 22-104.1 amended—institutions of higher learning—disposition of property.—The Code of Laws of South Carolina, 1962, is amended by adding Section 22-104.1, so as to provide that no institution of higher learning supported in whole or in part by the State shall sell or dispose of real estate except with the consent of two-thirds of the members of the board of trustees, as follows :

“Section 22-104.1. Notwithstanding any other provision of law, no institution of higher learning supported in whole or in part by the State shall have the power to sell or dispose of any of its real estate, other than buildings, except with the consent of two-thirds of the members of the board of trustees.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R414, H1727)

No. 304

An Act To Provide Penalties For Failure To Pay Taxes Or Assessments Charged Against Property Or Persons In Greenwood County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Additional penalty for failure to pay taxes in Greenville County.—In addition to all other penalties or costs as now provided by law for the nonpayment of taxes or assessments charged against any property or person in Greenwood County, the Auditor of Greenwood County shall, commencing one year after such taxes or assessments have been placed in execution and on April fifteenth

of each successive year, add an additional penalty of ten per cent of all uncollected taxes, assessments, costs and penalties already placed thereon, which shall be collected by the tax collector.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R417, H1238)

No. 305

An Act To Amend Article 18, Chapter 7, Of Title 46, Code Of Laws Of South Carolina, 1962, Relating To Inspection Of Vehicles, So As To Provide For Compulsory Motor Vehicle Safety Inspections After December 31, 1968, For Voluntary Inspections Prior Thereto And The Appointment Of Official Inspection Stations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Article 18, Chapter 7 of Title 46 amended—Code Sections added—motor vehicles to be inspected—inspection stations—licensing of—rules and regulations—personnel—penalties complaints.—Amend Article 18, Chapter 7, Title 46, Code of Laws of South Carolina, 1962, as amended by adding the following:

“Section 46-644. (a) Effective on and after January 1, 1969, the Highway Department shall require that every vehicle registered in this State be inspected at least once a year and have displayed at all times a Highway Department-approved certificate of inspection and approval upon the lower right hand corner of the windshield on vehicles with a windshield and in such position as to be visible from the outside on all other vehicles. No person shall drive or move on any highway any vehicle unless there shall be in effect and properly displayed thereon a current certificate of inspection.

(b) Such inspection shall be made of every such vehicle and such certificates obtained with respect to the mechanism, lights, tires, brakes, and equipment of such vehicle as shall be designated by the Highway Department.

(c) The Highway Department may authorize the acceptance in this State of a certificate of inspection and approval issued under the authority of a qualified agency or department of another state, and

shall except from the provisions of this article all vehicles subject to the Interstate Commerce Commission and its rules, regulations and periodic inspections.

(d) The Highway Department shall suspend the registration of any vehicle which it determines is in such unsafe condition as to constitute a menace to safety and which after notice and demand is not equipped, as required in this article, and for which a required certificate has not been obtained.

(e) The Highway Department before registering a vehicle for the first time in this State shall require that application therefor be accompanied by an official certificate of inspection and approval issued for the vehicle by an official inspection station.

(f) No motor vehicle shall be sold in S. C. without having a valid South Carolina inspection stamp affixed before delivery to the buyer.

"Section 46-645. (a) The Highway Department shall designate and approve official inspection stations and is authorized to issue annual permits therefor upon application therefor and payment of the required fee. Motor Fleet Inspection Stations, licensed under this article, shall not be required to inspect vehicles for the general public. The Highway Department shall furnish instructions and all necessary forms to official inspection stations for the inspection of vehicles as herein required in the issuance of official certificates of inspection and approval.

(b) Application for permit shall be made on an official form and shall be granted only when the Highway Department is satisfied that the station is properly equipped and has competent personnel to make such inspections and will be properly conducted. A fee of ten dollars shall be charged for every official inspection station permit issued, or a renewal thereof; *provided*, that no fee shall be charged to official inspection stations of the State, County, or other political subdivision for garages maintained for the upkeep and maintenance of public-owned vehicles. Any garage or station being refused the right to issue certificates of inspection shall upon request be granted a hearing by the Chief Highway Commissioner within ten days of such request.

(c) The official inspection stations shall issue a certificate of inspection and approval upon an official form to the owner of a vehicle upon inspecting such vehicle and determining that its equipment required under the provisions of this article is in good condition and proper adjustment, otherwise no certificate shall be issued. When required by the Highway Department, records and reports shall be made of every inspection and every certificate to be issued.

(d) Official inspection stations may charge a fee of not more than one dollar fifty cents for each inspection and twenty-five cents for the issuance of inspection certificates. *Provided*, that if any vehicle does not pass inspection at any station and is taken to another place to have such defect corrected, the fee shall not be charged again provided the motor vehicle is taken to the station which originally made the inspection. Inspection forms shall be prepared by the Highway Department and furnished to inspection stations at a cost of twenty-five cents each.

(e) The Highway Department shall properly supervise and cause inspections to be made of such stations and may, after reasonable notice, suspend or revoke and require the surrender of the permit issued to a station which it finds is not properly equipped or conducted. The Highway Department shall maintain and post at its office lists of all stations holding permits and of those whose permits have been suspended or revoked.

(f) Official inspection stations whose permits are suspended or revoked under the provisions of this section may, within ten days after notice of suspension or revocation, request in writing a review and upon receipt of such request the Highway Department shall afford him a review, as early as practicable within twenty days after receipt of such request. The review shall be in the county wherein the permittee resides unless the Highway Department and the permittee agree that such review may be held in some other county. Such review may be held by a duly authorized agent of the Highway Department. Upon such review the Highway Department shall either rescind its order of suspension or revocation or, good cause appearing therefor, may continue, modify, or extend the suspension or revocation of such permittee.

Any inspection station whose agents and employees falsely or fraudulently specify work to be done or parts to be installed shall, in addition to suspension or revocation of its license, be fined the sum of \$100 and the cost of any labor or parts unnecessarily done or installed shall be refunded to the vehicle owner.

(g) All such fees collected by the Highway Department shall be credited to the State Highway Fund and used for the administration of this article, and for other purposes of that Department.

Section 46-646. No person shall in any manner represent any place as an official inspection station or issue a certificate of inspection unless it is licensed and operating under a valid permit as provided for in this article.

"Section 46-647. The inspection of any vehicle under the provisions of this article and issuance of an official certificate of such inspection therefor shall not be construed in any courts as a warranty of the mechanical condition of the vehicle inspected, and no such certificate shall be offered as evidence for an exhibit in the trial of any civil case. The failure to discover any defect in any vehicle in the course of an inspection under the provisions of this article shall not be made the basis of an action for damages in any court.

"Section 46-648. (a) No person shall make, issue or knowingly use any imitation or counterfeit of an official certificate of inspection.

(b) No person shall display or cause or permit to be displayed upon any vehicle any certificate of inspection knowing it to be fictitious or issued for another vehicle or issued without an inspection having been made.

"Section 46-649. The Highway Department is authorized to promulgate rules and regulations for the administration and enforcement of this article; *provided*, that in the rules and regulations no specific brand or type of equipment shall be named or designated as inspection equipment, and only standards of performance shall be set. *Provided*, further, that the rules and regulations shall be so drawn as not to provide a monopoly of one make of equipment. When these rules and regulations are duly promulgated they shall have the full force and effect of law.

"Section 46-649.1. For the purpose of administering and enforcing the provisions of this article, the Highway Department may hire necessary and qualified personnel and purchase the necessary equipment and vehicles.

"Section 46-649.2. Any person violating the provisions of this article shall be punished in the same manner as provided for in Section 46-689.

"Section 46-649.3. On the recommendation of the County Legislative Delegation, the Highway Department shall maintain at the county highway maintenance shop in each county an inspection station and shall inspect and issue certificates at such shop at the same cost to the motor vehicle owner as is charged by private garages, *provided*, that if it is not feasible to use the maintenance shop then some other suitable existing facility in the county may be used. *Provided*, the above shall apply when there are less than five licensed inspection stations in a county.

Provided, that any owner of a motor vehicle may file a complaint, after his vehicle has been inspected by an official inspection station, either before or after repairs have been made as required by the inspection, with the State Highway Department, and the Department shall forthwith investigate such complaint and may revoke or suspend the license of any official inspection station found to be improperly conducted and may require the refund to the owner of the inspection fee, if it is determined that the complaint was justified."

SECTION 2. Appeals.—Any person whose registration has been suspended or any official inspection station or mechanic whose license has been suspended or revoked under the provisions of this Act, may, within ten days after notice of suspension or within ten days after notice of the result of the review, if such review is requested and held, apply to the resident or presiding circuit judge of the circuit in which the person or station is located, or any other court of competent jurisdiction in which the person or station is located, either at chambers or open court, for a review upon the record, certified to by the Chief Highway Commissioner, to determine if the action taken by the Department is lawful and in accordance with the provisions of this Act.

SECTION 3. When voluntary inspection to begin.—Between July 1, 1967 and December 31, 1968, inclusive, the Highway Department shall carry out the provisions of Section 1 for the safety inspection of motor vehicles on a voluntary basis.

SECTION 4. Time effective.—This act shall take effect July 1, 1967.

Approved the 31st day of May, 1967.

(R418, H1327)

No. 306

An Act To Amend Section 51-395.3, Code Of Laws Of South Carolina, 1962, Relating To The Rural Recreational District Of Richland County, So As To Further Provide For Its Membership; And To Provide For The Appointment Of Additional Members.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 51-395.3 amended—to be governed by a commission.—Section 51-395.3, Code of Laws of South Carolina,

1962, relating to the Rural Recreational District of Richland County, is amended by striking it in its entirety and inserting in lieu thereof the following, so as to delete the provision making the county supervisor a member of the commission, to provide for the appointment of two additional members of the commission, to change the legislative recommendation requirements, and to delete certain temporary provisions:

“Section 51-395.3. The district shall be governed by a commission to be known as the Rural Recreational Commission of Richland County, hereafter referred to as the Commission, which shall be composed of seven resident electors of the district to be appointed by the Governor upon the recommendation of a majority of the members of the House of Representatives and a majority of the members of the Senate representing Richland County. In making such recommendations they shall endeavor to give representation on the Commission to all sections of the District. The terms of office of the members of the Commission shall be for five years and until their successors are appointed and qualify.

The Commission shall elect from among its members a chairman, a vice chairman and a secretary who shall serve for terms of one year and until their successors have been elected and qualify. It shall be the duty of the Commission to see that a record of the appointees to the Commission shall be filed in the clerk of court's office in Richland County, so as to indicate the persons holding office as members of the Commission and the duration of their respective terms. No member of the Commission shall receive any compensation for his services as a member of the Commission.”

SECTION 2. Term of one new member.—Notwithstanding the provisions of Section 1, one of the new members provided for therein shall be appointed to serve an initial term of four years.

SECTION 3. Not to affect present terms.—The provisions of this act shall not affect the terms of the present appointed members.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R419, H1636)

No. 307

An Act To Provide For A Council Manager Form Of Government For Lexington County If The Referendum Provided Herein Results Favorably Thereto.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Lexington County Council established.—The name of the Lexington County Board of Commissioners is hereby changed to the Lexington County Council, hereinafter referred to as the council, and all of the powers and duties of the board of commissioners, as set out in Article 2, Chapter 48, Title 14 of the 1962 Code or any other provision of law are hereby devolved upon the council. Any reference to county commissioner shall mean county councilman.

SECTION 2. Council manager form of government.—Lexington County shall have a council manager form of county government.

SECTION 3. County manager.—There is hereby created the office of county manager. The county manager shall hereinafter be referred to as the manager. The first manager employed under the provisions of this act shall be employed by a majority vote of the council, the members of the House of Representatives from Lexington County and the senators of the senatorial district in which Lexington County is located.

SECTION 4. Removal of.—The manager shall be suspended or removed at the pleasure of the council and the county legislative delegation by a majority vote of the combined group thereon. In case of suspension or removal, the manager shall be given a written statement with reasons for such action. He may, within five days from receipt thereof, request a public hearing thereon before the council, which request shall be filed with the clerk of the council. Upon receipt of such request a hearing shall be set not earlier than ten days nor later than fifteen days from the date of such request. Pending the hearing and until final action has been taken thereon, the manager may be suspended from office and all of the duties thereof performed by some other person designated by the council to perform such duties. The action taken in suspending or removing the manager shall be final.

SECTION 5. Qualifications.—No person shall be manager before he shall have attained his thirtieth birthday. He shall be of good

character and be of good proved ability and experience. No person related by blood or marriage within the third degree to any member of the council or who is a member of the council or holder of a public elective office in the county or any political subdivision located within the territorial limits of the county at the time of his appointment or one year prior thereto shall be eligible for appointment as manager.

SECTION 6. Salary.—The manager shall be paid an annual salary of not more than fifteen thousand dollars, the salary to be fixed annually in January of each year by the council.

SECTION 7. Bond.—Before entering upon his duties, the manager shall give bond in the amount of twenty-five thousand dollars payable to the county upon which bond action may be brought in the name of the county at the instance of the council for any act of misfeasance, nonfeasance or malfeasance. The premium on such bond shall be paid out of the county treasury and the bond shall be kept by the clerk of court of Lexington County.

SECTION 8. Oath and duties.—Before entering upon his duties, the manager shall take and subscribe to an oath for the faithful performance of his duties under this act, which oath shall be duly entered on the minutes of the council. The manager shall be the chief administrative officer of the county. It shall be his duty to execute all lawful orders, directions, instructions and all rules and regulations adopted by the council consistent with this act and entered upon the minutes of the council. He shall have supervision over all employees of the county subject to the jurisdiction of the council. The manager shall be the appointing authority for the heads of all departments where the power of appointment is vested in the council, except the county attorney and the clerk of the council. The manager shall be the appointing authority for all employees whose appointments are vested in the council and shall have the right to employ and discharge them, recommend salary scales for all county employees, prescribe the duties and supervise the work of county employees and require reports from heads of departments and other employees trusted with administrative duties or exercising discretion. Employees working for elected officials shall be hired by the manager upon recommendation of the elected officials for whom the employees shall work and shall be subject to the elected official's supervision. The manager shall have at all times the authority to examine all books and papers of every officer and department of the county.

SECTION 9. Duties further.—Subject to rules established by the council, the manager shall authorize all purchases for the county, subject only to the laws requiring advertisement and bids. He shall approve all requests for supplies and material before they shall be delivered, supervise the disbursement of all county funds and render such reports as may be required by the council. He may delegate purely administrative duties to subordinates in the county government whose work he shall supervise and direct; *provided*, however, the delegation or assignment of duties to subordinates shall not relieve him from his responsibilities for administration of county affairs.

SECTION 10. Not to engage in politics.—The manager shall not engage in or be concerned with any partisan politics or any political campaign. He shall not contribute to any campaign fund or solicit funds for political purposes from any other person. He shall not appoint any relative as an employee of the county. He shall not be eligible for election as a member of the council for a period of four years after termination of his service as manager.

SECTION 11. Duties further.—The manager shall devote his entire time to the duties of his office and shall maintain his office at the court house or a county office building. As chief administrative officer of Lexington County, it shall be the duty of the manager to conduct, supervise and administer all county affairs, subject only to the general law and to rules prescribed by the council and to the right of the council to review, repeal or modify any action of the manager which is contrary to the general law or such rules by a vote of the majority of the council at any subsequent, regular or called meeting when such vote thus reviewing, repealing or modifying the action of the manager shall be entered in writing on the minutes of the council. He shall receive all requests for public work, road building, repairs to bridges and roads and public buildings, the construction of water and sewer mains, the opening, grading and improving of public roads and sidewalks. It shall be his duty to investigate and recommend to the council a program for all such work. Nothing herein shall be construed to prevent him from performing immediately any work in an emergency that is necessary to protect the interest of the county or the citizens thereof. It shall be the duty of the manager to receive and consider requests for appropriations of county funds, all of which he shall investigate and report to the council with his recommendation thereon. All requests and reports of county officers and departments shall be

made to the manager for his recommendation to the council. The use and disposition of county property shall be under the supervision and direction of the manager, subject to approval by the council. All claims against the county shall be presented to him and he shall investigate them and report to the council with his recommendation thereon.

SECTION 12. Budget.—The manager, with the cooperation of the county auditor, shall prepare and recommend to the council a budget for each calendar year. When the budget has been prepared and adopted by the council, it shall be the duty of the manager to execute the budget. No department or officer of county government shall exceed the budget without the approval of the council.

SECTION 13. Taxes.—It shall be the duty of the manager to investigate the tax digests and recommend to the council the levy of a sufficient tax upon all property of the county, which tax, together with all other sources of revenue which may lawfully be anticipated, shall be sufficient to balance the budget after it has been adopted.

SECTION 14. Orders of council to be recorded.—All orders, directions and instructions from the council to the manager shall be duly entered on the minutes of the council. No member of the council shall privately issue orders to the manager or interfere with him in the administration of his duties.

SECTION 15. Referendum.—An election shall be held on the second Tuesday in June of 1967 to determine the wishes of the qualified electors of Lexington County relative to the council manager form of government for the county. Ballots shall be distributed at the various voting precincts with the following question printed thereon:

“Do you favor the council manager form of government for Lexington County?”

Yes ☐

No ☐

Those voting in favor of the question shall deposit a ballot with a check or cross mark in the block opposite the word ‘Yes’ and those opposed to the question shall deposit a ballot with a check or cross mark in the block opposite the word ‘No’.”

The commissioners of election of Lexington County shall conduct the election and canvass the results and certify them to the clerk of court of Lexington County and to the Secretary of State. If such certification shows that a majority of the registered electors of Lex-

ington County, voting in the election, voted in favor of the question Sections 1 through 14 shall become effective.

SECTION 16. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R421, H1677)

No. 308

An Act To Provide For The Acquisition Of Private Property For Slum Clearance And Redevelopment In York County For Public And Private Re-Use By Purchase Or Condemnation; To Prescribe Limitations On The Sale Of Condemned Property Used For Private Purposes; And To Prescribe Other Necessary Procedures.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Purpose of act.—It is the purpose of this act to implement, in accordance with its terms, the amendment proposed to Article I, Section 17, Constitution of South Carolina, 1895, by Joint Resolution No. 1429 of 1966, approved by the qualified electors in the general election of 1966, and ratified on February 2, 1967 by an act of the General Assembly bearing Ratification No. 18. This act shall be deemed to be cumulative and in addition to any other provisions of law dealing with this subject. Any existing provisions of law which may have been for any reason ineffective prior to ratification of the constitutional amendment herein mentioned are declared to be fully effective within York County, subject to the conditions and limitations imposed by the constitutional amendment including, but not limited to, Sections 36-101 through 36-414, Code of Laws of South Carolina, 1962.

SECTION 2. Municipalities—slum clearance and redevelopment—Pursuant to Article I, Section 17, Constitution of South Carolina, 1895, as amended, municipalities in York County, acting through their municipal councils or through any housing or redevelopment authority, now or hereafter established, are authorized to undertake and carry out slum clearance and redevelopment work in areas which are determined by any such municipal council to be predominantly slum or blighted areas.

SECTION 3. Acquisition of property.—For such purposes, the municipalities may acquire areas, in whole or in part, through private purchase or through exercise of the power of eminent domain, in the manner prescribed by law for condemnation proceedings by municipalities, or by any housing or redevelopment authority, as to any property determined by any such municipal council to be essential to the plan of slum clearance and redevelopment subject to payment of just compensation for all property taken by eminent domain.

SECTION 4. Private use of property.—Where re-use of any property acquired by condemnation is for private use, the condemnee shall be given first opportunity to purchase the land when it is sold by the condemnor for re-use, in the manner hereinafter prescribed.

SECTION 5. Further.—Any area acquired, or any part thereof, may be prepared for re-use and sold or leased to public bodies for public use or to private interests for private use in the manner and at a cost determined in an approved redevelopment plan.

SECTION 6. Expense of relocating transmission lines, etc.—When land is condemned and re-use is for private purposes, and there is located thereon any main underground subway system, interstate toll lines, transmission lines, transformer vaults or railroad main line trackage, the total compensation to any public utility or railroad from which such property is acquired shall not exceed the reasonable expense incurred in relocating the systems, lines, vaults or trackage affected by such taking.

SECTION 7. Notice required—private use.—When a sale to private enterprise for private use is to be made as a result of a determination made pursuant to the approved plan, all condemnees from whom any property was taken by condemnation shall be given at least twenty days' notice that a sale will be held at a time and place fixed in the notice. The notice shall be served as a summons by personal service within or without the State, or by publication and mailing, in the manner required for service in a civil action. When notice is given by publication, publication shall be completed twenty days prior to the sale.

SECTION 8. Sales—procedure for.—Sales shall be conducted in the manner and order of priority set forth below:

(a) Any individual parcel acquired from a condemnee, or any portion thereof, which can be offered for sale independently of any

other property on a feasible basis as determined by the condemnor, shall be offered for resale to the condemnee from whom it was acquired at such price as the condemnor shall determine to be fair and reasonable for the land in its existing condition, after preparation for re-use and improvement, pursuant to the plan under which it was acquired, or after determination that such land or portion thereof is no longer required for the plan of slum clearance and redevelopment.

(b) The condemnee must advise the condemnor in writing at the time of sale whether the right of repurchase will be exercised or waived. Failure to answer or reply to the notice shall constitute a waiver and terminate all rights of repurchase. Upon exercise of the right, the condemnee shall deposit with the condemnor twenty-five per cent of the purchase price as earnest money and pay the remaining seventy-five per cent within ten days, at which time he shall be given a deed to the property purchased. The condemnor may grant further time in writing for proper cause. Upon failure of the condemnee to exercise the right of repurchase in the manner herein prescribed, such right shall be waived and the condemnor may thereupon sell or dispose of the property without regard to any right of repurchase in the condemnee.

(c) If two or more parcels, or parts thereof, acquired from two or more condemnees, are to be sold as a whole to private enterprise for private use, because of a determination by the condemnor that sale in separate parcels is not feasible and reasonable, the combined parcels shall be offered for sale to all condemnees from whom any part of the property being sold was acquired, at a price the condemnor shall determine to be fair and reasonable for the land in its existing condition, after preparation for re-use and improvement, pursuant to the plan under which it was acquired, or determination that the land, or the portion thereof, is no longer needed for the plan of slum clearance and redevelopment. The condemnee purchasers shall in such case take title as tenants in common in shares proportionate to the ratio that the amount of condemned land formerly owned by them bears to the entire tract being sold, or as they shall otherwise mutually agree in writing. The tenants in common shall acquire ownership subject to the usual paramount right of partition provided by law.

(d) Consummation of sale pursuant to paragraph (c) above shall be accomplished as in paragraph (b), with each condemnee being responsible for his own pro rata share of the purchase price. On

failure of payment or forfeiture by any one condemnee, all remaining condemnees may take over the forfeited rights proportionately between them or as may be otherwise agreed in writing between all remaining condemnees and the condemnor.

(e) Should any such lands remain unsold after fulfillment of the requirements of paragraphs (a) through (d), or should a former owner waive and relinquish in writing any repurchase right vested in him, the condemnor may sell or otherwise dispose of the property, at public or private sale, in such manner and upon such terms and conditions as shall be determined by the condemnor, acting through its municipal council or housing or redevelopment authority.

(f) The offer to allow repurchase by the condemnee of lands condemned, as provided for in this act, is hereby declared to be a proper fulfillment of the right of repurchase preserved in Article I, Section 17, Constitution of South Carolina, 1895, relating to the sale of condemned lands for private use.

(g) Any condemnee served with a notice of sale who contests the validity of condemnation of his land and subsequent sale for private use shall commence his action to contest such proceedings, including the filing of a *lis pendens*, within thirty days of the sale of the land formerly owned by him and condemned and sold pursuant to the provisions of this act. Failure to bring such action within the time specified shall constitute a waiver and shall bar any future action, claim or right by the condemnee relating to the title to the subject property.

SECTION 9. Property restrictions.—Any lands acquired by condemnation or otherwise for slum clearance or redevelopment work, whether for public or private use, may be subjected to such property restrictions as are considered reasonable and necessary by the acquiring agency to maintain the type and character of the area being created under the acquisition program. The restrictions shall remain effective for twenty years and automatically renew in successive ten-year periods thereafter, unless changed or modified at that time by a majority vote of the then owners of all lands affected by the restrictions. A lesser period of time may be prescribed by the acquiring agency when this is deemed adequate and sufficient.

SECTION 10. Leases.—A lease for private re-use of lands required by condemnation shall not constitute a sale within the meaning of the requirement that the condemnee from whom any lands are taken

shall be offered the first right to repurchase upon any sale thereof to private enterprise for private use.

SECTION 11. When property not required to be offered to condemnee.—A determination by any municipal council or housing or redevelopment authority as condemnor that any lands, property or property rights shall be applied to other than sale to private enterprise for private use shall discharge any requirement for offering to the condemnee from whom such lands were acquired the first right to repurchase, provided some other use of such lands is made pursuant to such determination. A subsequent change of use made in good faith at some future time shall not reinstate any right of repurchase already lost and extinguished by virtue of the initial determination that re-use would not involve sale to private enterprise for private use.

SECTION 12. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R422, H1775)

No. 309

An Act To Amend Sections 69-103, 69-122 And 69-133.1, Code Of Laws Of South Carolina, 1962, Relating To The State Warehouse System, So As To Provide Further For Employees Of The System, Bond Requirements And Conditions For Such Bonds; To Add Certain Additional Insurance Requirements; And To Increase The Warehouse Receipts Guarantee Fund To Five Hundred Thousand Dollars, To Authorize Investment Of Such Fund By The State Treasurer, And To Require An Additional Fee For The Issuance Of Warehouse Receipts To Maintain The Guarantee Fund.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 69-103 amended—employees of system—bonds required.—Section 69-103 of the 1962 Code is amended so as to make additional provision for employees of the warehouse system and bonds for such employees by striking the section and inserting:

“Section 69-103. The Department shall appoint clerks, officers and all necessary employees to carry out the provisions of this

chapter and shall fix their salaries. The Department shall, to safeguard the interests of the State and of holders of warehouse receipts issued under this Title, require bonds, either individual or blanket, at the option of the department, from such officers, clerks or employees for the faithful performance of their duties. Such bonds shall be in an amount not less than fifty per centum of all outstanding warehouse receipts issued by each warehouseman pursuant to the provisions of this chapter but shall not exceed the amount of five hundred thousand dollars for each such warehouse; *provided*, that on goods stored by the Commodity Credit Corporation, the Agricultural Stabilization Corporation or other similar federal agencies, the per centum shall be not less than twenty-five per cent. The bonds shall provide that the warehouse manager shall faithfully discharge the duties of his office and shall promptly account for and pay over, according to law, all money and property received by him by virtue of his office and, in case of default, the surety shall pay all damages, costs and expenses resulting from such default. In the event of any such default, the holder of the warehouse receipt may proceed directly against the warehouse manager or surety or both on the bond to recover such loss, and any surety or other insurer who has been required to respond financially upon such action will be subrogated to all rights of the holder of the warehouse receipt. No person who has commodities stored in a warehouse shall act as manager of such warehouse."

SECTION 2. Section 69-122 amended—insurance.—Section 69-122 of the 1962 Code is amended to require increased insurance coverage by inserting after "fire" on line two "theft, burglary and such other hazards as are commonly insured against, under 'extended coverage' provisions," and by striking on lines eleven and twelve ". The State shall have a lien on the cotton and other products" so that, when so amended, the section shall read:

"Section 69-122. The Commissioner shall insure and shall keep insured against loss or damage by fire, theft, burglary and such other hazards as are commonly insured against, under 'extended coverage' provisions, for its full value, upon the best terms obtainable by individual or blanket policies, all cotton and other products on storage unless requested by the depositor in writing not to insure such cotton or other products and in such instance when the cotton or other products are not insured a statement to such effect shall be plainly and conspicuously inserted on the face of the receipt. In case of loss the Commissioner shall collect the insurance due and pay it ratably

to those lawfully entitled thereto. The insurance policies shall be made payable to the State and the premiums collected from the owners of the cotton or other products for insurance and storage charges as other public warehouses in the State. But the Commissioner may accept contracts for the storage of cotton in the State warehouse system submitted by the Commodity Credit Corporation and other United States governmental agencies without being required to carry insurance on such cotton and may accept similar contracts from other persons when adequate insurance is provided and the approval and acceptance of such other insurance shall relieve the Commissioner of any requirement otherwise to insure such cotton."

SECTION 3. Section 69-133.1 amended—disposition of revenues—warehouse receipts guarantee fund.—Section 69-133.1 of the 1962 Code is amended to increase the warehouse receipts guarantee fund to five hundred thousand dollars, to authorize investment of such fund by the State Treasurer and to require an additional fee for the issuance of warehouse receipts to maintain the guarantee fund by striking the entire section and inserting:

"Section 69-133.1. All net revenues derived from operation of the state warehouse system, over and above the amounts necessary to pay insurance premiums and premiums on the bonds of warehousemen, shall be transferred annually to a special account in the State Treasury until the sum of five hundred thousand dollars shall have accrued therein, and such sum shall be maintained at five hundred thousand dollars thereafter by annual transfers to the account, from such excess warehouse revenues, of whatever amount is necessary to restore the fund to the sum of five hundred thousand dollars. In order to support the increase of this fund to the sum of five hundred thousand dollars, the funds shall be invested at interest by the State Treasurer who shall credit any interest earned thereon to the increase of the fund. In addition to such interest, the Commissioner shall also assess an amount ratably against each warehouseman in South Carolina issuing warehouse receipts hereunder a special additional fee not to exceed one cent per bale of cotton and one-twentieth cent per bushel of grain for which warehouse receipts have been issued commencing July 1, 1967. When the fund has reached the total sum of five hundred thousand dollars, such special additional assessment shall be discontinued.

Such funds shall be used to guarantee state warehouse receipts in excess of any amount recovered from the bonds required hereunder.

In no event shall such funds be available for the reimbursement of any insurer or surety on the bonds required by this Title who shall have paid a loss hereunder."

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R424, H1788)

No. 310

An Act To Amend Section 51-395.4, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Powers Of The Rural Recreational Commission Of Richland County, So As To Increase The Authorized Tax Levy Which May Be Made By The Commission.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Item (15) Section 51-395.4 amended—tax levy.—Item (15) of Section 51-395.4, Code of Laws of South Carolina, 1962, created by Act No. 317 of 1965, is amended so as to increase the authorized tax levy of the Rural Recreational Commission of Richland County from one-half mill to one and one-half mills by striking "one-half of a mill" on line two and inserting in lieu thereof "one and one-half mills" so that when amended the item shall read as follows:

"(15) To levy upon all taxable property in the District a tax of not exceeding one and one-half mills per annum to meet the cost of operating and maintaining parks, playgrounds and recreational facilities under its jurisdiction. Such tax shall be levied by the county auditor and collected by the county treasurer who shall keep it in a separate fund applicable solely to the purpose for which it is levied."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R426, H1792)

No. 311

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 65-1780.4, So As To Provide That All Deeds Conveying Real Estate In Orangeburg County Be Countersigned by The Tax Assessor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1780.4 added—Orangeburg County—certain deeds to be countersigned by tax assessor.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-1780.4, so as to provide that all deeds conveying real estate in Orangeburg County shall be countersigned by the tax assessor. The section shall read :

"Section 65-1780.4. After endorsing each deed conveying real estate in Orangeburg County, the auditor shall deliver the deeds to the tax assessor, who shall enter the information from the deed required by his office in his records and endorse on each deed his name or a stamped facsimile. After examination and endorsement, the deeds shall be returned to the clerk of court for the completion of recordation."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R429, H1809)

No. 312

An Act To Provide That Certain Public Officials In Orangeburg County Shall Give A Receipt For Money Collected By Them In Connection With The Performance Of Their Duties And To Provide A Penalty.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Orangeburg County—receipts required of certain officials.—All public officials in Orangeburg County, except State, municipal and school district officials, shall give a receipt for all moneys collected in connection with the performance of their duties. Such receipts shall be made out in triplicate. One shall be given to

the person from whom the money is collected, one shall be given to the county treasurer and one shall be retained by the issuing official.

Such receipts shall be furnished by the county treasurer and paid for from the general fund of the county. The issuing official shall keep his copies of the receipts for a period of five years.

SECTION 2. Penalties.—Any such official who fails to comply with the provisions of Section 1 shall be deemed guilty of a misdemeanor and upon conviction shall be fined not more than two hundred dollars or imprisoned for not more than sixty days. Each violation shall constitute a separate offense. In addition to such punishment he shall be subject to removal from office.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R430, H1817)

No. 313

An Act To Amend Section 32-242, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The County Board Of Health Of Florence County, So As To Provide For An Additional Member And His Qualifications.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 32-242 amended—membership of board.—Section 32-242, Code of Laws of South Carolina, 1962, as amended, is further amended, so as to provide for an additional member of the County Board of Health of Florence County, by inserting between "society;" and "six" on line three the following: "a member of the Greater Pee Dee Home Builders Association;". The section when amended shall read as follows:

"Section 32-242. The county board of health shall be composed of a member of the county federation of women's clubs; a member of the county medical society; a member of the Greater Pee Dee Home Builders Association; six bona fide residents of the county, one from each school district and one from the county at large, duly elected and appointed by the county legislative delegation, including the Senator; and a bona fide resident of the county, duly elected and appointed by the executive committee of the State Board

of Health. If for any reason the county board of health is not duly appointed, the State Board of Health may forthwith appoint duly qualified residents of the county to serve on the county board of health."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R434, H1830)

No. 314

An Act To Amend Section 65-1523, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Specific Property Exemptions From Taxation, So As To Exempt Dorchester Masonic Lodge in North Charleston.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1523 amended—property exempt from taxes.—Section 65-1523, Code of Laws of South Carolina, 1962, as amended, is further amended by adding the following item:

"() All property of Dorchester Masonic Lodge in North Charleston shall be exempt from all local taxes."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R435, H1832)

No. 315

An Act To Create An Historical Commission For Orangeburg County And To Provide For Its Membership, Powers And Duties.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Historical Commission created for Orangeburg County.—There is hereby created an Historical Commission for Orangeburg County, to be composed of five members who shall be appointed by the Governor on the recommendation of the Orangeburg County Legislative Delegation. The members of the commission

shall be appointed for terms of four years and until their successors are appointed and are qualified, except that of those first appointed two shall be for four years, two shall be for three years and one shall be for two years. In case of any vacancy prior to the expiration of a regular term, the appointment to fill the vacancy for the unexpired portion of the term shall be made in the same manner as provided for the original appointment. The commission shall meet as soon as practical after appointment and shall elect a chairman from among themselves. The members of the commission shall serve without compensation and they may employ such assistance as financial means available may permit.

SECTION 2. Not to constitute dual office holding.—Service of an individual as a member of the commission shall not be considered as service or employment bringing the individual within the provisions of law concerning the prohibition of such service; nor shall any member of the commission, by reason of his status as such, be deemed an officer of the government within the meaning of dual office holding, as prohibited by the Constitution and laws of this State.

SECTION 3. Accept gifts—cooperate with other agencies.—The commission is authorized to accept donations of money, property or personal services; to cooperate with national, state, civic, patriotic, hereditary and historical groups and institutions of learning; and to call upon State departments or agencies for their advice and assistance in carrying out the purposes of this act.

SECTION 4. Powers.—The commission, to such extent as it finds to be necessary and within the limits of funds available, may, without regard to the laws and procedures applicable to State agencies, procure supplies, services and property and make contracts and expend in furtherance of this act funds donated or funds received and may, within the limits of statutory authority, exercise those powers that are necessary to enable it to carry out efficiently and in the public interest the purposes of this act.

SECTION 5. Duties.—The commission shall select markers and appropriately mark and designate points and places of historical interest in Orangeburg County. The commission shall be responsible for the upkeep of such historical sites. It shall receive and disburse funds, accept donations, and in its discretion may compile, print and sell historical pamphlets. In addition, the commission shall advise the

county legislative delegation on matters of historical interest in the county.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R436, H1838)

No. 316

An Act To Amend Section 33-460, Code Of Laws Of South Carolina, 1962, Relating To Permits To Excavate On Highways In Greenville County, So As To Include Pickens County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 33-460 amended—permits to excavate on highways in Greenville and Pickens Counties—penalties.—Section 33-460 of the 1962 Code is amended so as to apply the provisions thereof to Pickens County by adding after “County” on lines one, nineteen and twenty-two “or Pickens County” so that, when so amended, the section shall read:

“Section 33-460. When a permit is obtained in Greenville County or Pickens County pursuant to Section 33-456 and any excavation made, it shall be the responsibility of the property owner to whom the permit was issued to post adequate warning signs, flares or other signal lights so as to fully protect and safeguard the public using such highway during the period when such excavation is open. Thereafter, and until such time as the excavation has properly settled and may be resurfaced, it shall be the duty and responsibility of such landowner to keep the site of the excavation filled in level with the surface of the roadway, constantly refilling the excavation if such be necessary. When a sufficient time has elapsed to permit resurfacing of the roadway satisfactorily, the landowner shall notify the county supervisor that such resurfacing has been done or that he will pay the costs if the resurfacing is done by the supervisor.

During the entire period mentioned in the preceding paragraph, both while the excavation is open and during the period thereafter before the roadway is resurfaced, any accidents, injuries or damage occasioned by reason of the excavation or the condition of the roadway prior to being resurfaced, shall be the liability of the landowner

and not of Greenville County or Pickens County, notwithstanding the general liability of the county for damages from defective highways.

Any person violating the provisions of Section 33-456 or this section in Greenville County or Pickens County shall, upon conviction, be fined in an amount not to exceed one hundred dollars or imprisoned for a term not to exceed thirty days."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R439, H1443)

No. 317

An Act To Amend Section 43-1001, Code Of Laws Of South Carolina, 1962, Relating To Magistrates In Saluda County, So As To Further Provide For Their Jurisdiction.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 43-1001 amended—Saluda County magistrates—districts and jurisdiction.—Section 43-1001, Code of Laws of South Carolina, 1962, is amended so as to provide for disposing of matters by another magistrate in Saluda County in the event the magistrate having jurisdiction is absent, incapacitated or disqualified or if a vacancy in the office exists, by adding at the end thereof the following: "*Provided*, that in the event any district is without a resident magistrate, by reason of death, absence, incapacity, disqualification or otherwise, jurisdiction in all matters arising in such district is conferred upon and shall be exercised by a resident magistrate of any adjoining district. Any magistrate exercising such jurisdiction shall first satisfy himself of the necessity of doing so by affidavit of the moving party or his attorney." When amended, the section shall read as follows:

"Section 43-1001. There shall be in Saluda County four magisterial districts and there shall be one magistrate in each such district, who shall have jurisdiction only therein. *Provided*, that in the event any district is without a resident magistrate, by reason of death, absence, incapacity, disqualification or otherwise, jurisdiction in all matters arising in such district is conferred upon and shall be exer-

cised by a resident magistrate of any adjoining district. Any magistrate exercising such jurisdiction shall first satisfy himself of the necessity of doing so by affidavit of the moving party or his attorney."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of May, 1967.

(R441, H1793)

No. 318

An Act To Increase The Number Of Petit Jurors That May Be Drawn In Orangeburg County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Number of jurors for Orangeburg County.—Notwithstanding the provisions of Section 38-61, Code of Laws of South Carolina, 1962, in Orangeburg County the jury commissioners may draw sixty-five petit jurors.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of May, 1967.

(R443, H1824)

No. 319

An Act To Impose Certain Requirements On Land Developers In Lexington County Relative To The Paving Of Streets In Subdivisions And To Provide Penalties For Violation.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Lexington County—regulations for paving subdivisions.—Any person developing a subdivision in Lexington County, when paving roads within the subdivision, shall pave such roads according to the specifications used by the State Highway Department for the paving of State secondary roads.

SECTION 2. Penalties.—Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and, upon conviction,

shall be fined in an amount not to exceed one hundred dollars or imprisoned for a term not to exceed thirty days.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of May, 1967.

(R444, H1829)

No. 320

An Act To Permit The Town Of Mount Pleasant To Levy An Annual Tax Not To Exceed Sixty Mills On Taxable Property Within The Town.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Town of Mount Pleasant may levy annual tax.—The Town Council of the Town of Mount Pleasant may levy an annual tax of not to exceed sixty mills upon all taxable property within the corporate limits of the town for the general operation of the town.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of May, 1967.

(R446, S166)

No. 321

An Act To Create the South Carolina Arts Commission.

Whereas, it is found that many of our citizens lack the opportunity to view, enjoy or participate in living theatrical performances, musical concerts, operas, dance and ballet presentations, art exhibits, examples of fine architecture, and the performing and fine arts generally. It is further found that, with increasing leisure time, the practice and enjoyment of the arts are of increasing importance and that the general welfare of the people of the State of South Carolina will be promoted by giving further recognition to the arts as a vital aspect of our culture and heritage and as a valued means of expanding the scope of our educational programs. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Policy of State Concerning the arts.—It is hereby declared to be the policy of the State to join with private patrons and with institutions and professional organizations concerned with the arts to insure that the role of the arts in the life of our communities will continue to grow and play an ever more significant part in the welfare and educational experience of our citizens. It is further declared that all activities undertaken by the State in carrying out this policy shall be directed toward encouraging and assisting rather than limiting the freedom of artistic expression that is essential for the well-being of the arts.

SECTION 2. South Carolina Arts Commission created.—There is hereby created the South Carolina Arts Commission, to consist of nine members, representative of all fields of the creative and interpretive arts, to be appointed by the Governor with the advice and consent of the Senate from among private citizens who are widely known for their professional competence and experience in connection with the interpretive and creative arts. In making such appointments consideration shall be given to the recommendations made by representative, civic, educational and professional associations and groups, concerned with or engaged in the production or presentation of the fine arts generally.

SECTION 3. Members — executive director — vacancies.—The term of office of each member shall be three years, and until his successor has been appointed and qualifies, except that of the members first appointed three shall be appointed for terms of one year, three for terms of two years, and three for terms of three years. No member of the commission, other than the executive director, shall be eligible for reappointment during a one-year period following the expiration of his term. The Governor shall designate an executive director to serve at the pleasure of the Governor and who shall be the chief executive officer of the commission. All vacancies shall be filled for the balance of the unexpired term in the same manner as the original appointments.

SECTION 4. Compensation.—The executive director shall receive such compensation as may be provided in the annual general appropriations act and shall be reimbursed for all expenses actually incurred by him in the performance of his duties, within the amount appropriated therefor. The other members of the commission shall receive no compensation for their services, but shall receive such per diem,

mileage and subsistence as provided by law for members of boards, commissions and committees.

SECTION 5. Employees.—The commission may employ, and at its pleasure remove, such officers, experts or other employees as may be needed and shall fix their compensation within the amounts appropriated therefor.

SECTION 6. Duties.—The duties of the commission shall include but not be limited to the following:

(1) To stimulate and encourage throughout the State the study and presentation of the performing and fine arts and public interest and participation therein;

(2) To make such studies as may be deemed advisable of public and private institutions engaged within the State in artistic and cultural activities, including but not limited to music, theater, dance, painting, sculpture, architecture and allied arts and crafts, and to make recommendations concerning appropriate methods to encourage participation in and appreciation of the arts to meet the legitimate needs and aspirations of persons in all parts of the State;

(3) To take such steps as may be necessary and appropriate to encourage public interest in the cultural heritage of the State of South Carolina and to expand the State's cultural resources; and

(4) To do such other things as may be necessary to carry out the provisions of this act.

SECTION 7. Powers.—The commission is hereby authorized to hold public or private hearings; to enter into contracts, within the amount made available by appropriation therefor, with individuals, organizations and institutions for services furthering the educational objectives of the commission's programs; to enter into contracts, within the amount made available by appropriation therefor, with local and regional associations for cooperative endeavors furthering the educational objectives of the commission's programs; to accept gifts, contributions and bequests of unrestricted funds from individuals, foundations, corporations and other organizations or institutions for the purpose of furthering the educational objectives of the commission's programs; to make and sign any agreements and to do and perform any acts that may be necessary, desirable or proper to carry out the purposes of this act. The commission may request and shall receive from any department or agency of the State such assistance and data as will enable it to carry out its powers and duties.

SECTION 8. Reports.—The commission shall make an annual report to the Governor and the Legislature and shall make such other reports as it deems necessary.

SECTION 9. To be official agency for handling of funds.—The commission shall be the official agency of the State to receive and disburse any funds made available by the federal government for programs related to the creative and interpretive arts.

SECTION 10. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 7th day of June, 1967.

(R447, S484)

No. 322

An Act To Increase The Number Of Petit Jurors That May Be Drawn In Colleton County To Sixty.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Number of jurors for Colleton County.—Notwithstanding the provisions of Section 38-61, Code of Laws of South Carolina, 1962, as amended, in Colleton County the jury commissioners shall draw sixty petit jurors for the circuit court.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 7th day of June, 1967.

(R448, S485)

No. 323

An Act To Provide That The Provisions Of Section 29-101.2, Code Of Laws Of South Carolina, 1962, Relating To The Starting Of Fires In Williamsburg And Clarendon Counties, Shall Not Apply To Clarendon County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 29-101.2 not applicable to Clarendon County.—The provisions of Section 29-101.2, Code of Laws of South Carolina, 1962, shall not apply to Clarendon County.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 7th day of June, 1967.

(R449, S494)

No. 324

An Act To Increase The Membership Of The Oconee County Board Of Public Welfare From Three To Five Persons.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Membership increased.—Notwithstanding the provisions of Section 71-31, Code of Laws of South Carolina, 1962, the Oconee County Board of Public Welfare is increased from three to five members. The two additional members shall be appointed in the same manner as prescribed in Section 71-31 and shall serve terms of three years or until their successors are appointed and qualify, except that one of the members appointed shall be appointed initially for a term of four years.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 7th day of June, 1967.

(R451, S497)

No. 325

An Act To Amend Section 21-3666, Code Of Laws Of South Carolina, 1962, Relating To The Powers Of Oconee County Superintendent Of Education, So As To Authorize The Superintendent To Reorganize The Board Of School Trustees After Each Election; Section 21-3673, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Board Of Trustees, So As To Further Provide For Its Organization; And Section 21-3677, Code Of Laws Of South Carolina, 1962, Relating To Advisory Board Of Trustees, So As To Abolish Such Board And Provide The Method For Recreating Such Board.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 21-3666 amended—powers and duties.—

Section 21-3666, Code of Laws of South Carolina, 1962, is amended on line nine by striking the word “and” at the end of the line, on line eleven by changing the period to a semicolon and adding the following: “and

(7) Reorganize the Board after each election or change in membership.”

The section when amended shall read as follows:

“Section 21-3666. The superintendent of education shall be charged with the following duties and responsibilities:

(1) Act as ex officio chairman of the board of trustees, with no vote except in case of a tie;

(2) Recommend personnel he deems necessary to be employed by the board;

(3) Prepare and administer annual budgets;

(4) Operate the school building and maintenance program;

(5) Develop a guidance and instructional program;

(6) Carry out all duties, plans, policies and recommendations of the board; and

(7) Reorganize the Board after each election or change in membership.”

SECTION 2. Section 21-3673 amended—educational system of Oconee County to be vested in board of trustees.—

Section 21-3673, Code of Laws of South Carolina, 1962, as amended, is further amended to read as follows so as to further provide for the organization of the board of trustees of the School District of Oconee County:

“Section 21-3673. The public educational system of Oconee County shall be directed and managed by the Board of Trustees of the School District of Oconee County. Effective July 1, 1968, the Oconee County School Board of Trustees shall be constituted as follows:

The school board shall consist of nine members, five of whom shall be elected from the five high school attendance areas, Oakway, Westminster-Cleveland, Walhalla, Tamasee-Salem and Seneca. The five area members shall be elected by qualified electors and only the residents of the high school attendance areas shall vote for the member of the area in which such voter resides. Four members shall be elected by the qualified electors of the county.

On the first Saturday in March of 1968, one trustee shall be elected from each of the five high school attendance areas for a term of two

years and four trustees shall be elected county-wide for four year terms. Thereafter the terms of all members shall be for four years. Area trustees to be elected must receive a majority vote of the area votes cast, and county-wide trustees must receive a majority of the county-wide votes cast. In case a run-off election becomes necessary the run-off election shall be held on the second Saturday in March. All regular trustee elections shall be held on the first Saturday in March and shall be called by the County Superintendent of Education. The Superintendent of Education shall determine the location of the trustee elections with a minimum of five locations and the election shall be held by the County Election Commission and paid for out of the general contingent fund of the county on presentation of proper vouchers. The winners shall be determined by the County Election Commission and certified to the County Superintendent of Education.

Notice of election shall be published in the weekly newspapers of the county for two successive weeks by the Superintendent of Education at least thirty days before the trustee election is to be held.

Candidates shall be qualified electors and shall file and qualify as a candidate by written notice to the Superintendent of Education postmarked at least fifteen days prior to election day.

In the event that no candidate qualifies as a candidate for an area trustee or any one or more county-wide trustees, the Governor shall appoint such trustee upon the recommendation of a majority of the legislative delegation, including the resident Senator, if any. The elected trustees shall assume office on July first, immediately following the election and shall serve until their successors have been elected and qualify. In the event of a vacancy on the board after July 1, 1968, by reason of death, disqualification or resignation, the Superintendent of Education shall call a special election to fill the unexpired term. *Provided*, the vacancy does not occur within six months of a regular trustee election. In such case a vacancy shall be filled for the unexpired term at the next regular election.

In view of the fact that a case is pending before the United States Supreme Court that could affect the manner in which the Oconee County School Board is constituted, the eight incumbent members of the Oconee County School Board as of May 24, 1967, are hereby appointed for a period of one year beginning July 1, 1967 and they shall hold office until their successors have been elected and qualify. In the event of a vacancy on the school board due to death, disqualification or resignation before June 30, 1968, the Governor shall appoint

a trustee upon the recommendation of a majority of the legislative delegation, including the resident Senator, if any."

SECTION 3. Section 21-3677 amended—advisory trustees.—Section 21-3677, Code of Laws of South Carolina, 1962, is amended to read as follows so as to provide the method for recreating the advisory board of trustees:

"Section 21-3677. Effective July 1, 1968, local area advisory trustees, not to exceed three, may be appointed, if deemed necessary, upon the recommendation of the local area trustee and approved by a majority of the board of trustees. The board of trustees shall determine the duties, authority, composition and term of office."

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 7th day of June, 1967.

(R453, H1024)

No. 326

An Act To Amend Sections 46-138.1 And 46-138.8, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Uninsured Motor Vehicles, So As To Change The Uninsured Motorist Fee From Twenty To Fifty Dollars.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 43-138.1 amended—uninsured motorist fee.—Section 46-138.1, Code of Laws of South Carolina, 1962, as amended, is further amended by striking the word "twenty" on lines three and six of paragraph (b) and inserting the word "fifty". The section when amended shall read as follows:

"Section 46-138.1. (a) If during the period for which it is licensed, a motor vehicle is or becomes an uninsured motor vehicle, the owner thereof shall pay to the Department the uninsured motorist fee provided for in Section 46-136 as upon an initial licensing and registration of the motor vehicle.

(b) If an uninsured motor vehicle, subject to registration in this State, is driven on the highways of this State and the owner thereof has not paid the uninsured motorist fee of fifty dollars as prescribed in Section 46-136, then the Department shall suspend such owner's driver's license and all of his license plates and registration certifi-

cates until he has paid to the Department a fee of fifty dollars to be disposed of as provided in Section 46-138.2, and furnished proof of financial responsibility as provided in Chapter 8 of this Title."

SECTION 2. Section 43-138.8 amended—penalties.—Section 46-138.8, Code of Laws of South Carolina, 1962, as amended, is amended by striking the word "twenty" on line three and inserting the word "fifty." The section when amended shall read as follows:

"Section 46-138.8. Any person owning or knowingly operating an uninsured motor vehicle without having paid to the Department a fee of fifty dollars to be disposed of as provided in Section 46-138.2 shall be guilty of a misdemeanor and upon conviction shall be fined not more than one hundred dollars or be imprisoned for not more than thirty days."

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 8th day of June, 1967.

(R455, H1624)

No. 327

An Act To Provide For Building And Electrical Connection Permits In Edgefield County, To Provide Penalties For Violations, And To Repeal Act No. 70 Of 1963 Relating To Building Permits In Edgefield County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Building permits required in Edgefield County.—

It shall be unlawful for any person to construct or improve any building at a cost in excess of five hundred dollars, in Edgefield County, unless an application has been filed with and a permit granted by the county auditor or tax assessor for such construction or improvement.

SECTION 2. Application forms.—The auditor shall prepare and furnish the tax assessor the application forms, which shall show information to be of assistance to him in locating the real estate on which the construction or improvement is to be made and in checking tax returns. The information shall include, but shall not be limited to, the following: (a) name of owner of the real estate; (b) school district; (c) street number or road and rural post office box number; (d) esti-

mated cost of construction or improvement; (e) type of construction or improvement; (f) type of roof; (g) number of stories; (h) number of rooms; and (i) approximate distance from the limits of the nearest municipality.

SECTION 3. Issuance of permits.—The auditor or tax assessor shall issue the permit and a card bearing the corresponding number. The permit shall be numbered and made in triplicate. The original shall be given to the applicant, the second copy shall be retained by the county auditor and the third copy shall be filed with the tax assessor.

The permit when issued shall be kept at the building or place where such construction or improvement is being done and on demand shall be produced by the person in charge of such work for inspection by any police officer or properly designated agent of the tax assessor's office, and it shall be unlawful to continue the work after demand unless and until the permit is produced for inspection.

The card when issued shall be posted in a conspicuous place on the lot or property on which the construction or improvement is being done.

SECTION 4. Penalties.—Any person violating any of the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be subject to a fine not exceeding one hundred dollars nor less than five dollars or imprisonment not exceeding ten nor less than three days. In case of a violation of the provisions of Section 1 of this act, each day that a violation is continued shall constitute a separate offense.

SECTION 5. Electricity not to be connected without permit.—It shall be unlawful for any electric utility company or rural electric cooperative to make a new connection of electrical energy to a building requiring a permit under this act unless such permit was acquired for the construction or improvement of the building. Any company or cooperative making a connection shall report to the county tax assessor's office on or before the tenth of each month the location of each connection.

It shall be unlawful for any contractor or builder to begin construction of a new structure, or improvement costing the sum of five hundred dollars or more, without a permit having been issued for the same.

SECTION 6. Repeal.—Act No. 70 of 1963 repealed.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 7th day of June, 1967.

(R457, H1779)

No. 328

An Act To Provide For The Creation Of Horizontal Property Regimes And Regulations Therefor, And To Repeal Act No. 750, Acts And Joint Resolutions, 1962, Relating To Horizontal Property.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Citation of act.—This act shall be known as the "Horizontal Property Act."

SECTION 2. Definitions.—Unless it is plainly evident from the context that a different meaning is intended, as used herein:

(a) "Apartment" means a part of the property intended for any type of independent use (whether it be for residential or business) including one or more rooms or enclosed spaces located on one or more floors (or parts thereof) in a building, and with a direct exit to a public street or highway, or to a common area leading to such street or highway;

(b) "Building" means a structure or structures, containing in the aggregate two or more apartments, comprising a part of the property;

(c) "Co-owner" means a person, firm, corporation, partnership, association, trust or other legal entity, or any combination thereof, who owns an apartment within the building;

(d) "Council of co-owners" means all the co-owners as defined in subsection (c) of this section; but a majority, as defined in subsection (g) of this section, shall, except as otherwise provided in this act, constitute a quorum for the adoption of decisions;

(e) "General common elements" means and includes:

(1) The land on which the building stands;

(2) The foundations, main walls, roofs, halls, lobbies, stairways, and entrance and exit or communication ways;

(3) The basements, flat roofs, yards and gardens, except as otherwise provided or stipulated;

(4) The premises for the lodging of janitors or persons in charge of the property, except as otherwise provided or stipulated;

(5) The compartments or installations of central services such as power, light, gas, cold and hot water, refrigeration, reservoirs, water tanks and pumps, and the like;

(6) The elevators, garbage incinerators and, in general, all devices or installations existing for common use; and

(7) All other elements of the property rationally of common use or necessary to its existence, upkeep and safety;

(f) "Limited common elements" means and includes those common elements which are agreed upon by all the co-owners to be reserved for the use of a certain number of apartments to the exclusion of the other apartments, such as special corridors, stairways, elevators, sanitary services common to the apartments of a particular floor, and the like;

(g) "Majority of co-owners" means fifty-one per cent or more of the basic value of the property as a whole, in accordance with the percentages computed in accordance with the provisions of Section 6;

(h) "Master deed" means the deed establishing the horizontal property regime;

(i) "Person" means an individual, firm, corporation, partnership, association, trust or other legal entity, or any combination thereof;

(j) "Property" means and includes the land, the building, all improvements and structures thereon, and all easements, rights and appurtenances belonging thereto;

(k) "To record" means to record in accordance with the provisions of Sections 60-51 through 60-69 and 60-101 through 60-161, Code of Laws of South Carolina, 1962, or other applicable recording statutes.

SECTION 3. Establishment of horizontal property regimes.—

Whenever a sole owner or the co-owners of property expressly declare, through the recordation of a master deed, which shall set forth the particulars enumerated in Section 10, their desire to submit their property to the regime established by this act, there shall thereby be established a horizontal property regime.

SECTION 4. Apartments may be purchased and owned.—

Once the property is submitted to the horizontal property regime, an apartment in the property may be individually conveyed and encumbered and may be the subject of ownership, possession or sale and of all types of juridic acts *inter vivos* or *mortis causa*, as if

it were sole and entirely independent of the other apartments in the property of which it forms a part, and the corresponding individual titles and interests shall be recordable.

SECTION 5. More than one person may own apartment.—Any apartment may be held and owned by more than one person as tenants in common or in any other real estate tenancy relationship recognized under the laws of this State.

SECTION 6. Property rights of apartment owner.—An apartment owner shall have the exclusive ownership of his apartment and shall have a common right to a share, with the other co-owners, in the common elements of the property, equivalent to the percentage representing the value of the individual apartment, with relation to the value of the whole property. This percentage shall be computed by taking as a basis the value of the individual apartment in relation to the value of the property as a whole.

The percentage shall be expressed at the time the horizontal property regime is constituted, shall have a permanent character, and shall not be altered without the acquiescence of the co-owners representing all the apartments of the property.

The basic value, which shall be fixed for the sole purpose of this act and irrespectively of the actual value, shall not prevent each co-owner from fixing a different circumstantial value to his apartment in all types of acts and contracts.

SECTION 7. Common elements not to be divided.—The common elements, both general and limited, shall remain undivided and shall not be the object of an action for partition or division of the co-ownership. Any covenant to the contrary shall be void.

SECTION 8. Use of elements.—Each co-owner may use the elements held in common in accordance with the purpose for which they are intended, without hindering or encroaching upon the lawful rights of the other co-owners.

SECTION 9. Incorporation authorized.—Nothing herein contained shall prohibit any council of co-owners from incorporating pursuant to the laws of South Carolina for the purpose of the administration of the property constituted into a horizontal property regime. In the event of such incorporation, the percentage of stock ownership of each co-owner in the corporation shall be equal to the percentage of his right to share in the common elements as computed in accordance with the provisions of this act.

SECTION 10. Master deed to be recorded—contents.—The master deed creating and establishing the horizontal property regime shall be executed by the owner or owners of the real property making up the regime and shall be recorded with the register of mesne conveyance or clerk of court of the county where such property is located. The master deed shall express the following particulars:

(a) The description of the land and the building, expressing their respective areas;

(b) The general description and number of each apartment, expressing its area, location and any other data necessary for its identification;

(c) The description of the general common elements of the property, and, in proper cases, of the limited common elements restricted to a given number of apartments, expressing which are those apartments;

(d) The value of the property and of each apartment, and, according to these basic values, the percentage appertaining to the co-owners in the expenses of, and rights in, the elements held in common; and

(e) The name by which the horizontal property regime is to be known followed by the words "HORIZONTAL PROPERTY REGIME."

SECTION 11. Building plans to accompany deed.—There shall be attached to the master deed, at the time it is filed for record a plot plan showing the location of the building and other improvements, a set of floor plans of the building which shall show graphically the dimensions, area and location of each apartment therein and the dimension, area and location of common elements affording access to each apartment. Other common elements, both limited and general, shall be shown graphically insofar as possible and shall be described in detail in words and figures. The plans shall be certified to by an engineer or architect authorized and licensed to practice his profession in this State.

SECTION 12. Designation of apartment.—Each apartment in a building shall be designated on the plans referred to in Section 11, by letter or number or other appropriate designation and any conveyance, or other instrument affecting title to the apartment, which describes the apartment by using the letter or number followed by the words "in. . . Horizontal Property Regime," shall be deemed to contain a good and sufficient description for all purposes. Any conveyance of an individual apartment shall be deemed to also convey the undi-

vided interest of the owner in the common elements, both general and limited, appertaining to the apartment without specifically or particularly referring to same.

SECTION 13. Horizontal property regime may be waived and merged.—All the co-owners or the sole owner of the property constituted into an horizontal property regime may waive the regime and regroup or merge the records of the individual apartments with the principal property, provided that the individual apartments are unencumbered, or if encumbered, that the creditors in whose behalf the encumbrances are recorded agree to accept as security the undivided portions of the property owned by the debtors.

SECTION 14. Merger not to bar another horizontal property regime.—The merger provided for in the preceding section shall in no way bar the subsequent constitution of the property into another horizontal property regime whenever so desired and upon observance of the provisions of this act.

SECTION 15. Building to be governed by bylaws.—The administration of the property constituted into horizontal property, whether incorporated or unincorporated, shall be governed by bylaws which shall be inserted in or appended to and recorded with the master deed.

SECTION 16. Provisions of bylaws.—The bylaws must necessarily provide for at least the following :

(a) Form of administration, indicating whether this shall be in charge of an administrator or of a board of administration, or otherwise, and specifying the powers, manner of removal and, where proper, the compensation thereof;

(b) Method of calling or summoning the co-owners to assemble; that a majority of at least fifty-one per cent is required to adopt decisions; who is to preside over the meeting and who will keep the minutes book wherein the resolutions shall be recorded;

(c) Care, upkeep and surveillance of the property and its general or limited common elements and services;

(d) Manner of collecting from the co-owners for the payment of the common expenses;

(e) Designation and dismissal of the personnel necessary for the works and the general or limited common services of the property.

The sole owner of the property or, if there be more than one, the co-owners representing two-thirds of the total value of the property,

may at any time modify the system of administration, but each one of the particulars set forth in this section shall always be embodied in the bylaws. No such modification may be operative until it is embodied in a recorded instrument which shall be recorded in the same office and in the same manner as was the master deed and original bylaws of the horizontal property regime involved.

SECTION 17. Compliance with bylaws.—Each co-owner shall comply strictly with the bylaws and with the administrative rules and regulations adopted pursuant thereto, as either of the same may be lawfully amended from time to time, and with the covenants, conditions and restrictions set forth in the master deed or in the deed to his apartment. Failure to comply with any of the same shall be grounds for a civil action to recover sums due for damages or injunctive relief, or both, maintainable by the administrator or the board of administration, or other form of administration specified in the bylaws, on behalf of the council of co-owners or, in a proper case, by an aggrieved co-owner.

SECTION 18. Records of receipts and expenditures.—The administrator or the board of administration, or other form of administration specified in the bylaws, shall keep a book with a detailed account, in chronological order, of the receipts and expenditures affecting the property and its administration, and specifying the maintenance and repair expenses of the common elements and any other expenses incurred. Both the book and the vouchers accrediting the entries made thereupon shall be available for examination by all the co-owners at convenient hours on working days that shall be set and announced for general knowledge.

SECTION 19. Expenses to be shared.—The co-owners of the apartments are bound to contribute pro rata in the percentages computed according to Section 6 toward the expenses of administration and of maintenance and repair of the general common elements and, in the proper case, of the limited common elements of the property and toward any other expense lawfully agreed upon.

No co-owner may exempt himself from contributing toward such expenses by waiver of the use or enjoyment of the common elements or by abandonment of the apartment belonging to him.

SECTION 20. Certain unpaid assessments to be paid from sales price.—Upon the sale or conveyance of an apartment, all unpaid assessments against a co-owner for his pro rata share in

the expenses to which Section 19 refers shall first be paid out of the sales price or by the acquirer in preference over any other assessments or charges of whatever nature except the following:

(a) Assessments, liens and charges for taxes past due and unpaid on the apartment; and

(b) Payments due under mortgage instruments or encumbrances duly recorded.

SECTION 21. Unpaid assessments to constitute lien—foreclosures.—(a) All sums assessed by the administrator, or the board of administration, or other form of administration specified in the bylaws, but unpaid, for the share of common expenses chargeable to any apartment shall constitute a lien on such apartment prior to all other liens except only (i) tax liens on the apartment in favor of any assessing unit, and (ii) mortgage and other liens, duly recorded, encumbering the apartment. Such lien may be foreclosed by suit by the administrator, or the board of administration, or other form of administration specified in the bylaws, acting on behalf of the council of co-owners, in like manner as a mortgage of real property. In any such foreclosure the apartment owner shall be required to pay a reasonable rental for the apartment after the commencement of the foreclosure action and the plaintiff in such foreclosure shall be entitled to the appointment of a receiver to collect such rents. The administrator, or the board of administration, or other form of administration specified in the bylaws, acting on behalf of the council of co-owners, shall have the power to bid in the apartment at foreclosure sale and to acquire and hold, lease, mortgage and convey the same. Suit to recover a money judgment for unpaid common expenses may be maintainable without instituting foreclosure proceedings.

(b) Where the mortgagee of any mortgage of record or other purchaser of an apartment obtains title at the foreclosure sale of such a mortgage, such acquirer of title, his successors and assigns, shall not be liable for the share of the common expenses or assessments by the co-owners chargeable to such apartment accruing after the date of recording such mortgage but prior to the acquisition of title to such apartment by such acquirer. Such unpaid share of common expenses or assessments shall be deemed to be common expenses collectible from all of the apartment owners, including such acquirer, his successors and assigns.

SECTION 22. Liability of purchaser.—The purchaser of an apartment (other than a purchaser at a foreclosure sale as described above

in Section 21 (b)) shall be jointly and severally liable with the seller for the amounts owing by the latter under Section 19 up to the time of the conveyance, without prejudice to the purchaser's right to recover from the other party the amounts paid by him as such joint debtor. The council of co-owners shall provide for the issuance and shall issue to any purchaser, upon his request, a statement of such amounts due by the seller and the purchaser's liability under this section shall be limited to the amount as set forth in the statement.

SECTION 23. Effect of liens.—(a) No lien arising subsequent to recording the master deed as provided in this act, and while the property remains subject to this act, shall be effective against the property. During such period liens or encumbrances shall arise or be created only against each apartment and the percentage of undivided interest in the common elements appurtenant to such apartment, in the same manner and under the same conditions in every respect as liens or encumbrances may arise or be created upon or against any other separate parcel of real property subject to individual ownership; *provided*, that no labor performed or materials furnished with the consent or at the request of a co-owner or his agent or his contractor or subcontractor, shall be the basis for the filing of a mechanic's or materialman's lien against the apartment or any other property of any other co-owner not expressly consenting to or requesting the same, except that such express consent shall be deemed to be given by the owner of any apartment in the case of emergency repairs thereto. Labor performed or materials furnished for the common elements, if duly authorized by the council of co-owners, the administrator or board of administration or other administration specified by the bylaws, in accordance with this act, the master deed or bylaws, shall be deemed to be performed or furnished with the express consent of each co-owner and shall be the basis for the filing of a mechanic's or materialman's lien against each of the apartments and shall be subject to the provisions of subparagraph (b) hereunder.

(b) In the event a lien against two or more apartments becomes effective, the owners of the separate apartments may remove their apartment and the percentage of undivided interest in the common areas and facilities appurtenant to such apartment from the lien by payment of the fractional or proportional amounts attributable to each of the apartments affected. Such individual payment shall be computed by reference to the percentages appearing in the master deed. Subsequent to any such payment, discharge or other satisfaction, the apartment and the percentage of undivided interest in

the common elements appurtenant thereto shall thereafter be free and clear of the lien so paid, satisfied or discharged. Such partial payment, satisfaction or discharge shall not prevent the lienor from proceeding to enforce his rights against any apartment and the percentage of undivided interest in the common elements appurtenant thereto not so paid, satisfied or discharged.

SECTION 24. Property to be insured.—The council of co-owners shall insure the property against risks, without prejudice to the right of each co-owner to insure his apartment on his own account and for his own benefit.

SECTION 25. Fire and insurance benefits to be used to reconstruct building.—In case of fire or any other disaster, the insurance indemnity shall, except as provided in the following paragraph, be applied to reconstruct the building.

Reconstruction shall not be compulsory where it comprises the whole or more than two-thirds of the property. In such case, and unless otherwise unanimously agreed upon by the co-owners, the indemnity shall be delivered pro rata to the co-owners entitled to it in accordance with provision made in the bylaws or in accordance with a decision of three-fourths of the co-owners if there is no bylaw provision.

Should it be proper to proceed with the reconstruction, the provisions for such eventuality made in the bylaws shall be observed, or, in lieu thereof, the decision of the council of co-owners shall prevail.

SECTION 26. Sharing of expenses in case of fire.—Where the property is not insured or where the insurance indemnity is insufficient to cover the cost of reconstruction, the rebuilding costs shall be paid by all the co-owners directly affected by the damage, in proportion to the value of their respective apartments, or as may be provided in the bylaws; and if any one or more of those composing the minority shall refuse to make such payments, the majority may proceed with the reconstruction at the expense of all the co-owners benefited thereby, upon proper resolution setting forth the circumstances of the case and the cost of the works, with the intervention of the council of co-owners.

The provisions of this section may be changed by unanimous resolution of the parties concerned, adopted subsequent to the date on which the fire or other disaster occurred.

SECTION 27. Assessment of taxes.—Taxes, assessments and other charges of this State, or of any political subdivision, or of any special improvement district, or of any other taxing or assessing authority shall be assessed against and collected on each individual apartment, each of which shall be carried on the tax books as a separate and distinct entity for that purpose, and not on the building or property as a whole. No forfeiture or sale of the building or property as a whole for delinquent taxes, assessments or charges shall ever divest or in anywise affect the title to an individual apartment so long as taxes, assessments and charges on the individual apartment are currently paid.

SECTION 28. Council to have access to apartment.—The council of co-owners shall have the irrevocable right, to be exercised by the administrator or the board of administration, or other form of administration specified in the bylaws, to have access to each apartment from time to time during reasonable hours as may be necessary for the maintenance, repair or replacement of any of the common elements therein or accessible therefrom, or for making emergency repairs therein necessary to prevent damage to the common elements or to another apartment or apartments.

SECTION 29. Liability of co-owners limited.—The liability of each co-owner for common expenses shall be limited to the amounts for which he is assessed from time to time in accordance with this act, the master deed and the bylaws.

SECTION 30. Not to affect prior contracts.—The provisions of this act shall in no way impair, alter or revise any contract entered into with regard to horizontal properties or condominiums prior to the effective date of this act.

SECTION 31. Repeal.—Act No. 750 of 1962 is hereby repealed.

SECTION 32. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 7th day of June, 1967.

(R459, H1839)

No. 329

An Act To Amend Act No. 134 Of 1963, Relating To Construction Permits In Hampton County, So As To Require A Report To The Tax Assessor Of Building Additions, Demolitions, Burned Buildings Or Placement Of Mobile Homes Within Ninety Days Of Such Changes, And To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 14-400.872, To Designate The County Auditor As Agent To Sell And Issue Mobile Home Licenses And Retain The License Fees.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act 134 of 1963 amended—Section 4-A added—additional information required.—Act No. 134 of 1963 is amended by adding Section 4-A, so as to require certain reports to the tax assessor of Hampton County, which shall read as follows :

“Section 4-A. In addition to the permits required by this act, any property owner who builds an addition to an existing structure costing more than one hundred dollars, demolishes a building, has a building on his property destroyed by fire or places a mobile home upon his property shall notify the tax assessor of the change in the status of his property within ninety days of such change and furnish to the tax assessor any information requested concerning the property.”

SECTION 2. Section 14-400.872 added — auditor to issues licenses.—The Code of Laws of South Carolina, 1962, is amended by adding Section 14-400.872 to designate the county auditor as agent to sell and issue mobile home licenses and to provide for the distribution of the license fees, which shall read :

“Section 14-400.872. The auditor of Hampton County is hereby designated the agent of the county governing body to sell and issue mobile home licenses. One-half of the license fees collected shall be retained by the auditor's office and one-half remitted monthly to the county treasurer's office to defray the administrative costs of such licensing.”

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 7th day of June, 1967.

(R460, H1842)

No. 330

An Act To Implement The Amendment To Article I, Section 17 Of The Constitution Of South Carolina, 1895, As Amended, Relating To Slum Clearance And Re-Development Work In Municipalities In Spartanburg County, So As To Confirm The Power And Authority Of Municipalities In Spartanburg County In Connection With The Purchase Or Acquisition, Through The Exercise Of Eminent Domain, Of Private Property In Slum Clearance, Urban Renewal And Redevelopment Projects In Blighted Or Slum Areas In Spartanburg County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Purpose of act.—The purpose of this act is to implement and effectuate the amendment to Article I, Section 17, Constitution of South Carolina, 1895, proposed by Joint Resolution No. 1409, Acts and Joint Resolutions of the General Assembly of 1966, approved May 12, 1966, as thereafter approved by the qualified electors in the general election, 1966, and as ratified by act of the General Assembly on February 2, 1967. This act shall be deemed cumulative and additional to any and all other provisions of the law affecting municipalities in Spartanburg County and affecting slum clearance, redevelopment or urban renewal work in such municipalities. Any existing provisions of law which have heretofore for any reason been ineffective prior to the ratification of such constitutional amendment are hereby declared to be henceforth effective within Spartanburg County.

SECTION 2. Municipalities in Spartanburg County may carry out slum clearance.—The power and authority of municipalities in Spartanburg County to carry out slum clearance, urban renewal and redevelopment work in such municipalities, in predominantly blighted and depressed sections of the central city and similar depressed and predominantly slum residential areas, is hereby confirmed and such municipality may exercise all the power and authority now authorized by law or hereafter vested therein through the action of the City Council or through any housing, redevelopment or urban renewal authority now existing by law or hereafter established. Each municipality may provide, by ordinance, the procedure to be followed in connection with such slum clearance, urban renewal and redevelopment work as may be necessary to develop an orderly and sound plan for such projects.

SECTION 3. Eminent domain.—Any municipality in Spartanburg County or any agency or authority thereof authorized to undertake and carry out redevelopment or urban renewal projects shall have all of the authority provided for in Chapters 2, 3, and 4 of Title 36 of the 1962 Code. In exercising the power of eminent domain in connection with any redevelopment or urban renewal project, such municipality, agency or authority thereof may utilize the provisions of Chapters 3 and 5 of Title 25 of the 1962 Code as may be determined by the City Council of such municipality.

SECTION 4. Redevelopment Authorities created.—(a) There is hereby created in each municipality in Spartanburg County a public body corporate and politic to be known as the "Redevelopment Authority" of the municipality.

(b) The Redevelopment Authority shall consist of five members who shall be appointed by City Council for terms of five years; *provided*, that of those first appointed one shall be appointed for one year, one for two years, one for three years, one for four years and one for five years.

(c) Members of the Redevelopment Authority shall receive no compensation for services but shall be entitled to all necessary expenses including traveling expenses incurred in the discharge of the duties as a commissioner. Each commissioner shall hold office until his successor has been appointed and qualifies. A certificate of each appointment shall be filed with the clerk of the municipality and such certificate shall be conclusive evidence of the due and proper appointment of such commissioner.

(d) The Redevelopment Authority shall be vested with all power and authority enumerated in Section 3 of this act subject to the final approval of City Council. A majority vote of the Authority shall be necessary for the purpose of conducting business, exercising the powers of such Authority and making recommendations to City Council for final approval.

(e) The Mayor shall designate a chairman of the authority and the members of the Authority may select such other officers as they deem necessary.

(f) Prior to the filing of an application by the municipality for planning funds, the Redevelopment Authority shall approve the general area to be covered by any urban renewal project. The final plans for any project must be recommended by the Authority and approved by City Council.

(g) The City Council of the municipality may further define the powers of the Redevelopment Authority and prescribe the rules and regulations necessary for the orderly carrying out of urban renewal projects.

SECTION 5. Sale of land for private use.—When land acquired through condemnation is made available to or sold to a private person for a purpose in accordance with the redevelopment plan, such sale shall be made for the highest price obtainable through the taking of competitive bids; *provided*, however, such property may be sold or leased at less than the highest price obtainable provided a public hearing is held by City Council and it determines that the bid to be accepted meets one or more of the following standards:

(a) The proposed use would result in an assessed valuation for taxation greater than that of the high bidder;

(b) The proposed use would have a substantially greater beneficial effect upon the neighboring property, the project area, and the community as a whole than that of the high bidder; or

(c) The proposed use would facilitate the relocation of persons displaced by redevelopment to a substantially greater degree than that of the high bidder.

SECTION 6. Further.—When any property acquired through condemnation is intended to be resold or leased for private purposes to private persons the landowner may be allowed a reasonable attorney's fee in connection with any appeal which he may take from the Award of the Board of Condemnation as provided hereinafter. Such attorney's fee, which shall be fixed by the judge of the court of common pleas, shall be measured by the amount of increase awarded above the amount of the Award of the Board of Condemnation, and shall be taxed as a part of the court costs to be paid by the municipality. No attorney's fee shall be awarded unless the jury shall grant an increase over the award of the Board of Condemnation and such attorney's fee shall not exceed the minimum fee prescribed by the Spartanburg County Bar Association fee schedule.

SECTION 7. Saving Clause.—The provisions of this act are not intended to be mutually dependent upon each other and the invalidity of any sentence, paragraph or provision of this act shall not affect or disturb the remaining sentences, paragraphs or provisions unless the context clearly so requires.

SECTION 8. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 8th day of June, 1967.

(R461, H1849)

No. 331

An Act To Amend Section 23-178, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Voting Precincts in Hampton County, So As To Combine Miley and Crockettville Precincts.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-178 amended — voting precincts in Hampton County designated.—Section 23-178 of the 1962 Code, as amended, is further amended so as to combine the Miley and Crockettville precincts by striking “Crocketville” on line five and inserting “Crocketville-Miley (combined and voting at Crockettville)” and by striking “Black Creek; and Miley.” on line five and inserting “and Black Creek.” When so amended, the section shall read :

“Section 23-178. In Hampton County there shall be the following voting precincts: Brunson; Hampton Courthouse No. 1; Hampton Courthouse No. 2; Varnville; Early Branch; Garnett; Estill; Luray; Bonnett; Furman; Scotia; Gifford; Yemassee; Horse Gall; Rivers Mill; Hopewell; Crockettville-Miley (combined and voting at Crockettville); Cummings; and Black Creek. Hampton Courthouse Precinct No. 1 shall consist of that area of the old Hampton Courthouse Precinct lying north and northeast of the center line of State Highway No. 28 and Hampton Courthouse Precinct No. 2 shall consist of that area of the old Hampton Courthouse Precinct lying south and southwest of the center line of State Highway No. 28.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 7th day of June, 1967.

(R462, H1850)

No. 332

An Act Providing For The Terms Of Office Of The Mayor And Town Councilmen In The Town Of Luray In Hampton County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Terms of town officials for Town of Luray.—Notwithstanding the provisions of Section 47-111, Code of Laws of South Carolina, 1962, in the Town of Luray in Hampton County the mayor and councilmen shall be elected every four years and their terms of office shall be for four years and until their successors have been elected and qualified.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 7th day of June, 1967.

(R464, H1856)

No. 333

An Act To Ratify An Amendment To Section 5 Of Article X Of The Constitution Of South Carolina, 1895, Limiting The Amount Of Bonded Indebtedness Which May Be Incurred By Political Subdivisions Of This State, So As To Increase The Limitation On The Bonded Indebtedness Of The Town Of Summerville.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Section 5, Article X, State Constitution ratified—bonded indebtedness Town of Summerville.—The amendment to Section 5 of Article X of the Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1209 of the Acts and Joint Resolutions of South Carolina, 1966, having been submitted to the qualified electors in the manner prescribed by Section 1 of Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to form a part of the Constitution, so that there will be added at the end of Article X, Section 5, Constitution of South Carolina, 1895, the following: “*Provided, That the limitations imposed by Section 7 of Article VIII and by Section 5 of Article X of the Constitution shall not apply to any in-*

debtedness incurred by the Town of Summerville as now or hereafter constituted, but in addition to the powers now possessed, the Town of Summerville may increase its bonded indebtedness to an amount not exceeding fifteen per cent of the taxable property therein where the proceeds of the bonds are applied to the proper corporate purposes for the Town of Summerville, including the payment of indebtedness already incurred for such purposes, when the question of incurring such indebtedness is submitted to the freeholders and qualified voters of the municipality as provided by law. *Provided*, however, that nothing herein contained shall be construed to limit the operation of the amendment to Section 7 of Article VIII of the Constitution, approved February 3, 1911, by which the limitations imposed by Section 7 of Article VIII and by Section 5 of Article X of the Constitution were removed from any municipal corporation when the proceeds of the bonds are applied solely and exclusively for the purchase, establishment and maintenance of a waterworks plant, or sewerage system, or lighting plant, and when the question of incurring such indebtedness is submitted to the freeholders and qualified voters of the municipality as provided in the Constitution upon the question of other bonded indebtedness, and the amendment of February 3, 1911, shall remain in full force and effect and the Town of Summerville shall have the full benefit thereof."

Ratified the 6th day of June, 1967.

(R465, H1873)

No. 334

An Act To Provide That The Jury Commissioners Of York County Shall Draw Forty-Four Petit Jurors Except When In Their Discretion More Than Forty-Four Jurors Are Needed They May Draw Fifty Petit Jurors.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Number of jurors for York County.—Notwithstanding the provisions of Section 38-61 of the 1962 Code the Jury Commissioners of York County shall draw forty-four petit jurors unless in their discretion a greater number is needed for the approaching term of court, in which event the jury commissioners shall draw fifty petit jurors.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 7th day of June, 1967.

(R466, H1881)

No. 335

An Act To Amend Section 14-3309, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Days and Hours Of Work For Employees Of Spartanburg County, So As To Further Provide Therefor.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 14-3309 amended—hours of work for employees of Spartanburg County.—Section 14-3309 of the 1962 Code, as amended, is further amended so as to further provide for the days and hours of work for employees of Spartanburg County by striking the second sentence and inserting: "In department where services are not required to be maintained seven days a week, the offices shall remain open from 8:30 a. m. until 5:00 p. m., from Monday through Friday, and upon such other days during such hours as the Legislative Delegation, including the Senators, shall direct." When so amended, the section shall read:

"Section 14-3309. The employees of the county, in departments where services are required to be maintained seven days a week, shall have one day off in every work week, and such days shall be designated by the respective heads of such departments. In departments where services are not required to be maintained seven days a week, the offices shall remain open from 8:30 a. m. until 5:00 p. m., from Monday through Friday, and upon such other days during such hours as the Legislative Delegation, including the Senators, shall direct. The county board of control may direct the closing of any county office during emergencies."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 7th day of June, 1967.

(R467, H1884)

No. 336

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 71-43, So As To Increase The Membership Of The County Board Of Welfare For Greenville County To Five Members.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 71-43 added—membership increased.—The Code of Laws of South Carolina, 1962, is amended so as to increase the membership of the County Board of Welfare for Greenville County to five members by adding Section 71-43, as follows :

“Section 71-43. Notwithstanding the provisions of Section 71-31, the Board of Welfare for Greenville County shall be increased from three to five members. The two additional members shall be appointed for terms of three years as is provided for the present board.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 7th day of June, 1967.

(R469, H1889)

No. 337

An Act To Amend Section 21-926, Code Of Laws Of South Carolina, 1962, As Amended, Relating To School Taxes In Marion County, So As To Increase The Authorized Tax Millage From Forty-Five To Fifty-Five Mills.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 21-926 amended—tax levy for schools.—Section 21-926 of the 1962 Code, as amended, is further amended so as to increase the permissible tax millage to fifty-five mills by striking “forty-five” on lines six and seven and inserting “fifty-five” so that, when so amended, the section shall read :

“Section 21-926. Upon presentation on or before July first of any year of a certified copy of a resolution by a majority of the board of trustees of any school district in Marion County approved by a majority of the county legislative delegation to the auditor of the county directing the auditor so to do, the auditor shall levy taxes

for school purposes in accordance with such resolution, not to exceed fifty-five mills. An additional county-wide tax of three mills shall be levied in Marion County for the purpose of equalizing the teaching load in the elementary schools of Marion County."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 7th day of June, 1967.

(R470, H1900)

No. 338

An Act To Amend Section 60-2, Code Of Laws Of South Carolina, 1962, Relating To The Bond Which Shall Be Given By The Registers Of Mesne Conveyances In Certain Counties Before Entering On The Duties Of Their Office, So As To Increase The Amount Of The Bond Which Shall Be Given By The Register Of Mesne Conveyances For Spartanburg County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 60-2 amended—bonding of certain registers of mesne conveyances.—Section 60-2 of the 1962 Code is amended so as to provide that the Register of Mesne Conveyances for Spartanburg County shall give a bond of fifty thousand dollars by striking on line eight the word "five" and inserting in lieu thereof "fifty". The section when amended shall read as follows:

"Section 60-2. The registers of mesne conveyances in Charleston and Greenville Counties, before entering on the duties of their office, shall give bond, with three good sureties, to be approved by the governing bodies of said counties, respectively, and of the form required by law, the register of Charleston County in the sum of five thousand dollars and the register of Greenville County in the sum of ten thousand dollars. The register of mesne conveyances for Spartanburg County shall give bond in the sum of fifty thousand dollars. Such bonds shall be lodged in the office of the State Treasurer, and such registers of mesne conveyances shall take the oath of office required by the Constitution and also the additional oaths prescribed in Sections 50-52 and 50-54 endorsed and subscribed on their commissions and enter them, with the endorsement, on the records of the office."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 7th day of June, 1967.

(R471, H1895)

No. 339

An Act To Provide That The Anderson Police Department Of The City Of Anderson Shall Have Police Jurisdiction In Certain City-Owned Areas Outside The City Limits.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Anderson city police—jurisdiction of.—The Police Department of the City of Anderson in Anderson County shall have law enforcement jurisdiction in:

(1) That area containing 36.12 acres located approximately 4.6 miles S.W. of Anderson County Courthouse known as the New Generostee Creek Sewer Disposal Plant Tract, fronting on Chamblee Road and extending back to Generostee Creek, bought from Grady H. Bolt, et al.

(2) That area containing 76.1 acres located approximately 3.4 miles S.E. of Anderson County Courthouse known as the New Rocky River Sewer Disposal Plant Tract, fronting on a new county road and extending to Rocky River, bought from Amanda Gambrell.

(3) That area containing 7.5 acres located approximately 1.8 miles S.W. of Anderson County Courthouse known as the Old Whitner Creek Sewer Disposal Plant Tract located near the S. C. 28 Bypass and extending to Whitner Creek, bought from Dwight & Tompy Cleveland.

(4) That area located approximately 1.7 miles S.E. of Anderson County Courthouse known as the Old Rocky River Sewer Disposal Plant Tract, located between Liberty Hill subdivision and Rocky River, bought from Sam L. Prince and S. C. National Bank.

(5) That tract containing approximately 125 acres located approximately 1.6 miles S.E. of Anderson County Courthouse known as "New Silver Brook Cemetery Tract", fronting on Shockly Ferry Road (U. S. 29 Bypass) & White Street Ext., bought from B. B. Bleckley, Jr. & Frank McGee.

(6) Protecting all sewer pipes and laterals within the rights-of-way of all lines leading to all sewer disposal plants outside the city.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 7th day of June, 1967.

(R472, S20)

No. 340

An Act To Create The School District Of Charleston County And To Abolish The County Board Of Education Of Charleston County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Charleston County School District created.—The eight school districts in Charleston County are hereby consolidated into a single school district to be known as the Charleston County School District, which shall be a body politic and corporate as provided in Section 21-111 of the Code of Laws of South Carolina, 1962, and shall be vested with all of the powers, duties, and assets of the school districts. The areas of the respective eight school districts are hereby created as special districts for the administrative purposes set forth in this act, and shall be known as constituent districts, and the respective boards of trustees of the several school districts shall serve as the trustees of the respective constituent districts, and shall perform the functions delegated to and devolved upon trustees in the constituent districts in this act. Their successors as constituent trustees shall be chosen in the manner in which they were severally elected or appointed, and for like terms of office. The provisions of this section shall be effective on and after July 1, 1968.

SECTION 2. Governing body to be board of trustees.—The governing body of the Charleston County School District shall be a board of trustees which shall be composed of nine members, each of whom shall be a qualified elector of the area he represents. The initial members shall be appointed by the Governor upon the recommendation of a majority of the Charleston County Legislative Delegation. One member shall be appointed from that portion of the county included in Moultrie School District No. 2 and St. James Santee School District No. 1; three members shall be appointed from that portion of the county included in St. Andrews District No. 10, St. John's School District No. 9, St. Paul's School Dis-

trict No. 23, and James Island School District No. 3; three members shall be appointed from that portion of the county included in Cooper River School District No. 4; and two members shall be appointed from that portion of the county included in School District No. 20. Of the members first appointed, one shall be from each of the foregoing portions of the county, all of whom shall serve through December 31, 1970; one shall be appointed from the portion of the county included in School District No. 20, two from the portion of the county included in St. Andrews School District No. 10, St. John's School District No. 9, St. Paul's School District No. 23, and James Island School District No. 3, and two from the portion of the county included in Cooper River School District No. 4, each of whom shall serve through December 31, 1972.

Upon the expiration of the term of each member, his successor shall be a qualified elector of the same area and shall be elected in the general election preceding such expiration date by the qualified electors of the entire county for a term of four years and until his successor is elected and qualifies. In the event of a vacancy on the board, due to cause other than expiration of term, the vacancy shall be filled for the remainder of the unexpired term by appointment by the Governor upon the recommendation of a majority of the Charleston County Legislative Delegation.

SECTION 3. Date trustees to take office—meetings—compensation.—The initial members of the board of trustees appointed pursuant to Section 2 of this act shall take office on July 1, 1967, and from that date through June 30, 1968 shall exercise all of the powers, duties, and functions now devolved by law upon the County Board of Education of Charleston County. On and after July 1, 1968, they shall serve as the Board of Trustees for the Charleston County School District created by this act. The members of the board of trustees shall meet within ten days after their appointment and shall organize by electing from their number a chairman and vice chairman. All meetings of the board shall be held in the office of the Superintendent of Education for the School District of Charleston County. The members of the board shall receive a per diem allowance of ten dollars for meetings actually attended, not exceeding twenty meetings in any calendar year and mileage at the rate of nine cents per mile for each mile of travel from the place of his residence to and from such meetings. A majority of the board members shall constitute the action of

the board. The terms of office of the members of the County Board of Education of Charleston County shall be terminated on June 30, 1967.

SECTION 4. Superintendent of education.—The Superintendent of Education of Charleston County shall be appointed by the Board of Trustees of the Charleston County School District for a term of four years. He shall be selected on the basis of professional qualifications as an administrator and shall have had experience in the administration of the affairs of schools. The first Superintendent of Education for the Charleston County School District appointed under the provisions of this act shall serve as superintendent-elect beginning January 1, 1968 and shall proceed with the plans and organization for the operation of the Charleston County Schools under provisions of this act. The superintendent-elect shall commence his term of office as Superintendent of Education of the Charleston County School District on July 1, 1968. Thereafter, the Superintendent of Education of the Charleston County School District shall be appointed in January to take office on July first of the same year. The Superintendent of Education of the Charleston County School District, in addition to the duties imposed upon county superintendents of education by the general laws of the state, shall perform such other duties as shall be prescribed by the Board of Trustees of the Charleston County School District.

SECTION 5. Powers and duties of board.—In addition to the duties, powers, and responsibilities now provided by law for county boards of education, and for school district trustees other than those devolved upon the constituent trustees in Sections 6 and 7 of this act, the Board of Trustees of the Charleston County School District shall:

- (1) Adopt and alter a corporate seal;
- (2) Adopt and publish administrative policies and procedures and maintain a system of public relations which will keep the public fully informed of the operation of the public schools;
- (3) Prescribe uniform employment procedures, position qualifications, and a uniform salary schedule for all professional personnel and establish and maintain a program of professional personnel recruitment to enable all schools in the county to employ fully-certified and capable employees;
- (4) Upon recommendation of the Superintendent of Education of the Charleston County School District, appoint such number of assistant superintendents, resource personnel, and other countywide personnel as deemed necessary;

(5) Provide programs of in-service education for professional educational personnel in the county and promote the continuous development of qualified public leadership for the county schools;

(6) Borrow in anticipation of the collection of taxes, state aid or federal aid. The borrowing shall be in the form of notes, maturing not later than one year from the date of issue, bearing such rate of interest as the board shall determine. The notes shall be payable, both principal and interest, from the funds in anticipation of the receipt of which they are issued, and to the payment of the principal of and interest on the notes for which such funds shall be pledged;

(7) Determine and evaluate the educational program in the schools in the constituent districts and provide a systematic program of curriculum development and revision designed to provide maximum educational opportunities for each child in the county;

(8) Provide for physically and mentally handicapped children educational programs organized and conducted in cooperation with the social or civic organizations and agencies in the county or community; provided for intellectually gifted children a program which shall challenge their talents;

(9) Keep an accurate record of board proceedings, which record shall be kept in the office of the board and shall be open to public inspection;

(10) Authorize the purchase and sale of land, the planning and construction of new school facilities, and the maintenance and repair of existing buildings and grounds, and develop long-range planning for physical facilities and the educational program in the county;

(11) Adopt a system of budgetary controls and annually adopt a budget, with power to revise when necessary, sufficient to meet the educational needs of the district;

(12) Provide for the disbursement of all county, state, and federal educational funds received by the county or by any constituent district in the county;

(13) Establish and maintain a central purchasing system for the purchase of all contractual services, equipment, and supplies and purchase all equipment and supplies pursuant to rules promulgated by the Board of Trustees of the Charleston County School District;

(14) Prescribe the forms of vouchers or pay warrants to be used in said district;

(15) Cooperate with the County Council of Charleston in the annual audit of the financial affairs of the district, and one copy of

each audit shall be kept in the office of the board, and one copy shall be filed in the office of the Clerk of Court for Charleston County, to be open to the public.

SECTION 6. Employment of teachers and personnel.—The teachers and other constituent district personnel necessary for the efficient operation of the schools in each constituent district shall be employed by the trustees thereof, subject to the approval of the Board of Trustees of the Charleston County School District.

SECTION 7. Power of trustees in constituent districts.—The trustees in each of the constituent districts shall have the power in their respective districts, subject to the appeal to the Board of Trustees of the Charleston County School District in the manner provided in Sections 21-247 *et seq.* of the Code of Laws of South Carolina, 1962:

(1) To transfer any pupil from one school to another within the same constituent district so as to promote the best interest of education, and determine the school within such constituent district in which any pupil shall enroll;

(2) To suspend or dismiss pupils when the best interest of the schools makes necessary;

(3) To cooperate with the State Highway Department in enforcing safety rules and regulations applicable to school buses and making provisions for school bus transportation within the area of a constituent district where such transportation has heretofore been in operation in such areas; and

(4) To require all school buses operated under any transportation contract to be covered by casualty liability insurance in an amount to be fixed by said constituent district trustees, the policies to be approved by said trustees and filed in the office of the Superintendent of Education of the Charleston County School District.

The trustees in each of the constituent districts shall keep an accurate record of their proceedings, which record shall be kept in their office and shall be open to the public inspection, and they shall annually make recommendations to the Board of Trustees of the Charleston County School District relative to the educational affairs of the respective districts.

SECTION 8. Approval of teachers required prior to transfers.—No teacher or other professional employee shall be transferred from one constituent district to another without the approval of such em-

ployee, the Board of Trustees of the Charleston County School District, and the trustees of each of the constituent districts involved.

SECTION 9. Compensation of present employees not to be reduced.—The compensation and benefits of any person employed in any constituent district in the county whose employment is continued after the effective date of this act in the same or an equal position shall not be reduced.

SECTION 10. Budget and tax levy.—The Board of Trustees of the Charleston School District shall prepare and submit to the Charleston County Legislative Delegation, as information, on or before the fifteenth day of August of each year beginning in 1968 a proposed budget for the ensuing school year. In order to obtain funds for school purposes the board is authorized to impose an annual tax levy, commencing in 1968, not to exceed forty-three mills, exclusive of any millage imposed for bond debt service. Upon certification by the board to the county auditor of the tax levy to be imposed, the auditor shall levy and the county treasurer shall collect the millage so certified upon all taxable property in the district.

SECTION 11. Not to assume bonded indebtedness of present school districts.—The Charleston County School District shall not assume any bonded indebtedness incurred prior to July 1, 1968, by any of the present school districts. The bonded debt of the present school districts incurred prior to July 1, 1968 shall remain the obligations of the respective constituent districts after July 1, 1968 which shall continue to be taxed accordingly. The provisions of Section 11 are not an essential inducement to the enactment of this act.

SECTION 12. Tax levy.—There is hereby levied upon all of the taxable property in Charleston County for the calendar year 1967 a tax of two mills on the dollar. The money derived from such levy shall be placed by the county treasurer to the credit of the County Board of Education and expended for school purposes in the county, including expenses or organizing the district.

SECTION 13. Repeal.—Effective July 1, 1968, the following sections of Chapter 27 of the School Laws of South Carolina, 1962, in particular, shall be repealed: 21-1603, 21-1614, 21-1621, 21-1623 through 21-1625, 21-1638, 21-1642, 21-1651, 21-1652, 21-1658 through 21-1664, 21-1671, 21-1673 through 21-1684, and 21-1687.

SECTION 14. Repeal further.—Sections 21-1611 and 21-1612 of School Laws of South Carolina, 1962, and all acts or parts of acts inconsistent with the provisions of this act are hereby repealed as of the date of the approval of the act by the Governor.

SECTION 15. Saving Clause.—If any part of this act shall be held unconstitutional such unconstitutionality shall not affect the remainder of this act.

SECTION 16. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 8th day of June, 1967.

(R473, H1882)

No. 341

An Act To Amend Section 14-3350.5, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Sales Of Surplus, Confiscated Or Obsolete Property Of Spartanburg County, So As To Require Such Property To Be Reported And Delivered To The Administrative Assistant Of The County Board Of Control For Advertisement And Sale.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-3350.5 amended—sale of surplus or obsolete property in Spartanburg County.—Section 14-3350.5 of the 1962 Code, as amended, is further amended to require surplus, confiscated or obsolete property of Spartanburg County to be reported and delivered to the administrative assistant of the county board of control for advertisement and sale by striking it and inserting the following :

“Section 14-3350.5. All county officers, departments, institutions, agencies, commissions and associations, as referred to in Section 14-3345, shall, upon receipt of replacements for obsolete equipment, vehicles or any other property, including surplus or confiscated property, immediately report and deliver such surplus, confiscated or obsolete property to the Executive Administrative Assistant to the Spartanburg County Board of Control who, at the direction of the county board of control shall periodically advertise it for two days in a newspaper of the county of daily circulation and shall further

mail descriptive notices to all known interested parties inviting bids thereon. Every effort shall be made to secure as wide competition as possible, and awards of sale, if made, shall be made to the highest bidder. All bids shall be promptly tabulated and records of the sales hereunder shall be maintained for inspection by the special auditor for the county. The proceeds of such sales shall be turned over to the general fund of the county. *Provided*, however, the proceeds of sale of property of the Spartanburg County General Hospital shall be retained for use by the Hospital. *Provided, further*, that the provisions of this section relating to advertisement and competitive bids shall not be applicable to sales when the value of the property being sold does not exceed twenty-five dollars. *Provided, further*, that property confiscated by law enforcement officials to be used as evidence in judicial proceedings shall be turned over to the County Board, as herein provided, upon termination of such proceedings."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 8th day of June, 1967.

(R474, H1901)

No. 342

An Act To Increase The Number Of Petit Jurors From Thirty-Six To Fifty In Edgefield County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Number of jurors for Edgefield County.—Notwithstanding the provisions of Section 38-61.1 of the 1962 Code, the Jury Commissioners of Edgefield County shall draw fifty petit jurors.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 8th day of June, 1967.

(R477, S197)

No. 343

An Act To Amend Section 16-396, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Dumping Trash On The Property Of Another Or On Highways, So As To Provide An Additional Penalty For Littering From A Motor Vehicle.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 16-396 amended—certain dumping or littering unlawful.—Section 16-396, Code of Laws of South Carolina, 1962, as amended, is further amended so as to make it unlawful to dump trash in the ocean, rivers and harbors or the lands fronting thereon and so as to provide an additional penalty for littering from a motor vehicle, by striking the section and inserting in lieu thereof the following :

“Section 16-396. It shall be unlawful for any person without written permission to dump or leave trash, refuse or garbage on any property belonging to another or on or along any public highway, ocean or river front, river, harbor or beach in this State. Any violation of this section shall be punishable by a fine of not less than fifty dollars nor more than one hundred dollars or by imprisonment for not more than thirty days, and in addition any person violating this section may be required to remove from the highway any such trash, refuse or garbage dumped or left on the highway ; *provided*, that the boating division of the Wildlife and Game Commission shall enforce the provisions as they relate to the ocean, rivers, harbors or beaches ; *provided*, that any person violating the provisions of this section, upon conviction, shall be fined not more than one hundred dollars or be imprisoned for not more than thirty days. *Provided*, further, that the court, in lieu of any fine imposed, may direct the substitution of litter-gathering labor under the supervision of the court, not to exceed one hour for each ten dollars of the fine imposed.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R478, S425)

No. 344**An Act To Establish The Chesterfield-Marlboro Area Technical Education Center Committee And To Repeal Act No. 53 Of 1963, Relating To The Chesterfield County Commission For Vocational And Technical Training And Trade Schools.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Chesterfield-Marlboro Area Technical Education Center Committee created.—There is hereby created the Chesterfield-Marlboro Area Technical Education Center Committee, consisting of the counties of Chesterfield and Marlboro, which shall be a body politic and corporate and shall consist of nine members, six of whom shall be registered electors of Chesterfield County and three of whom shall be registered electors of Marlboro County. Appointment of members shall be made by the Governor upon the recommendation of a majority of the legislative delegation, including the Senator, from the county in which the appointee is a resident for terms of three years and until their successors are appointed and qualify. If any vacancy shall occur it shall be filled by appointment in the manner of the original appointment for the unexpired portion of the term only.

SECTION 2. Duties.—The committee shall constitute the administrative agency to administer the program of vocational and technical education in Chesterfield and Marlboro Counties under Article 7, Chapter 15, Title 21, Code of Laws of South Carolina, 1962.

SECTION 3. Duties further.—The committee may do all things necessary or convenient to promote the objects of the program instituted by Article 7, Chapter 15, Title 21 (Sections 21-701 to 21-703) of the 1962 Code and without in any way limiting the generality of the foregoing, may :

- (1) Adopt and use a corporate seal;
- (2) Adopt such bylaws, rules and regulations for the conduct of business and the expenditure of its funds as it may deem advisable;
- (3) Acquire additional sites within Chesterfield and Marlboro Counties and construct and equip thereon appropriate facilities in accordance with the standards and specifications promulgated by the State Advisory Committee established by Article 7, Chapter 15, Title 21;
- (4) Acquire by gift, purchase or other wise all kinds and descriptions of real and personal property;

- (5) Accept gifts, grants, donations, devises and bequests;
- (6) Provide appropriate supervision of the maintenance of any facility established to promote vocational or technical education;
- (7) Provide the necessary administrative services required by the State program;
- (8) Employ such personnel as may be necessary to enable the area committee to fulfill its functions;
- (9) Establish, promulgate and enforce reasonable rules and regulations, in conjunction with those promulgated by the State agency, for the operation of its facilities;
- (10) Expend any funds received in any manner, including the proceeds derived from any bonds issued either by Chesterfield County or Marlboro County to defray any costs incident to the establishment of adequate facilities for the program and thereafter expend such funds for the operation, maintenance and improvement of the facilities;
- (11) Apply for, receive and expend moneys from all governmental agencies, both State and Federal; and
- (12) Exercise all powers contemplated for local agencies by Article 7, Chapter 15, Title 21, and all other laws modifying, amending or implementing it.

SECTION 4. Records and audit.—The committee shall at all times keep full and accurate accounts of its acts, receipts and expenditures and at least once within four months following the close of its fiscal year a complete audit of its affairs shall be made by a qualified public accountant. Copies of the audit shall be delivered to the legislative delegations and the governing bodies of Chesterfield and Marlboro Counties.

SECTION 5. Budget.—The committee shall submit a budget for the ensuing fiscal year on or before February fifteenth of each year for approval by each of the respective legislative delegations from Chesterfield and Marlboro Counties.

SECTION 6. Repeal.—Act No. 53 of 1963 is repealed.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R479, S464)

No. 345**An Act Making It Unlawful To Start Fires In Forestry District No. 42 (Spartanburg County) Except Under Certain Conditions And Providing Penalties For Violations.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Unlawful to start certain fires in Forestry District 42 (Spartanburg County).—It shall be unlawful for any owner or lessee of land or any employee of any such owner or lessee or other person to start, or cause to be started, any fire in any woodlands, brushlands, grasslands, ditchbanks, or hedgerows or in any debris, leaves or other flammable material adjacent thereto in Forestry District No. 42 (Spartanburg County), except under the following conditions :

(a) Proper notification shall be given to the State Forester, or his duly authorized representative or other persons designated by the State Forester. Such notice shall contain all information required by the State Forester or his representative.

(b) Such persons shall have cleared around such area and have immediately available sufficient equipment and personnel to adequately secure such fire and prevent its spread.

(c) Such person starting such burning shall supervise carefully any such fire started and have it under control prior to leaving the area.

SECTION 2. Permission of owner required.—A lessee of any land, or any employee of any landowner or lessee of land, or other person, must receive prior authorization from the landowner to conduct such burning, in addition to complying with the other provisions of this act.

SECTION 3. Exceptions.—The provisions of this act shall not apply to fires which may be started within the corporate limits of any town or city, nor to fires started on rights of way of railroads by their duly authorized employees to remove fire hazards unless the State Forester, or his representative, after investigation shall notify such railroad that its practices are disapproved on account of the failure to exercise such safeguards against the spread of fire.

SECTION 4. No burning during emergencies.—No burning shall be carried out during any period which the Governor has declared that an emergency exists in connection with forest fires.

SECTION 5. State Forester may prohibit burning.—The State Forester may direct at any time, when deemed necessary in the interest of public safety, that fire or fires covered by this act not be started.

SECTION 6. Penalties.—Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined not less than ten dollars nor more than one hundred dollars or imprisoned for not less than ten days nor more than thirty days. For any second or subsequent offense, a fine of not less than twenty-five dollars nor more than five hundred dollars or imprisonment for not more than one year may be imposed in the discretion of the court.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R481, S504)

No. 346

An Act To Create The 441 Water And Sewer District Of Sumter County; To Provide For The Governing Body, Its Terms, Powers And Duties; And To Provide Penalties For Violations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The 441 Water and Sewer District of Sumter County created.—There is hereby created a body corporate and politic of perpetual succession to be known as 441 Water and Sewer District of Sumter County (hereinafter called the district). It shall be the purpose and function of the district to acquire, construct and operate a sewer and waterworks system, utilizing therefor water from available sources, by purchase or otherwise, at such convenient points as the district shall select, to provide a flow of water and a sewerage system through pipes to the community defined below and to such other domestic, commercial or industrial users who can be conveniently and economically served within or without the service area as herein provided. To this end the district shall perform the functions prescribed by this act, and shall be vested with the powers herein granted and all other powers that may be necessary or incidental in carrying out the functions herein prescribed and exercising

the powers herein granted. The water mains, distribution facilities, tanks, sewage treatment plant and collection system, their several component parts, and all apparatus, equipment and property incident thereto or used or useful in the operation thereof and all additions, improvements, extensions and enlargements to any of them shall be referred to in this act as the system.

SECTION 2. Area.—The district shall include and be comprised of the following territory which shall be known as the service area:

All that area beginning at the northeastern corner of the intersection of Highway No. 441 and U. S. Highway No. 76 and running in an easterly direction along the northern edge of U. S. Highway No. 76 to the lands of the U. S. Government known as Shaw Air Force Base and thence turning and running in a northerly direction along the property of U. S. Government to a point at which the Beech Creek crosses Highway No. 441; thence turning and running in a southwesterly direction along the run of Beech Creek to a point at which Beech Creek and Dunn Lakes Branch join; thence turning and running in a southeasterly direction along the run of Dunn Lakes Branch to a point where Dunn Lakes Branch crosses Highway No. 441; and thence turning and running in a southerly direction along the eastern edge of Highway No. 441 to the point of beginning.

SECTION 3. To be managed by board.—The district shall be operated and managed by a board of directors to be known as the "441 Water and Sewer District Board of Sumter County" which shall constitute the governing body of the district. The board shall consist of five electors of Sumter County who shall either be residents of the above-mentioned service area or owners of real property within said area, who shall be appointed by the Governor, upon the recommendation of a majority of the Sumter County Legislative Delegation, including the Senators. The delegation shall recommend only such persons as were nominated at a meeting of the residents or real property owners of these areas and certified to the delegation by the chairman and secretary of the meeting. The meeting shall be advertised in a local newspaper for at least one week giving the time and place of the meeting. The original appointments shall be for terms of two years for two appointees, for four years for two appointees, and for six years for one appointee. All terms after the initial appointments shall be for six years. All appointees shall hold office until their successors shall have been ap-

pointed and qualify. The initial terms of office shall begin as the effective date of this act. Any vacancy shall be filled in like manner as the original appointment for the unexpired portion of the term. Immediately after appointment, the board shall meet and organize by the election of one of its members as chairman, one as vice chairman, one as secretary and one as treasurer. The offices of the secretary and treasurer may be combined in the discretion of the board.

SECTION 4. Powers.—The district, acting through its governing body, is hereby vested with all such powers as may be necessary or incidental to carry out its purposes, functions and responsibilities, including, but without limitation, the following:

- (1) To have perpetual succession.
- (2) To sue and be sued.
- (3) To adopt, use and alter a corporate seal.
- (4) To define a quorum for meetings.
- (5) To maintain a principal office.
- (6) To make bylaws for the management and regulation of its affairs.
- (7) To build, construct, maintain and operate ditches, tunnels, culverts, flumes, conduits, mains, pipes, dikes, dams and reservoirs.
- (8) To build, construct, maintain and operate distribution systems for the distribution of water for domestic or industrial use.
- (9) To build, construct, operate and maintain a sewage treatment plant and sewage collection system.
- (10) To acquire and operate any type of machinery, appliances or appurtenances necessary or useful in constructing, operating and maintaining the system.
- (11) To build, construct, maintain, enlarge and improve sewer lines and facilities for the treatment and disposal of sewage and other waste.
- (12) To contract for or otherwise acquire a supply of water and sell water for industrial or domestic use.
- (13) To prescribe rates and regulations under which such water shall be sold for industrial and domestic use.
- (14) To enter into contracts for the sale of water with persons, private corporations, municipal corporations or public bodies or agencies, or any legal entity.
- (15) To prescribe such regulations as it shall deem necessary to protect from pollution all water in its pipes, tanks, reservoirs, distri-

bution systems or elsewhere within its system, and to provide for the efficient and sanitary collection and treatment of sewage.

(16) To make contracts and to execute all instruments necessary or convenient for the carrying on of the business of the district.

(17) To acquire, purchase, hold, use, lease, mortgage, sell, transfer and dispose of any property, real, personal or mixed, or any interest therein.

(18) To make use of county and state highway rights-of-way in which to lay pipes and lines in such manner and under such conditions as the appropriate officials in charge of such rights-of-way shall approve.

(19) Subject always to the limitations of Section 4, Article VIII, of the Constitution of this State, to make use of all the streets and public ways of an incorporated municipality for the purpose of laying pipes and lines.

(20) To alter and change county and state highways wherever necessary to construct the system under such conditions as the appropriate officials in charge of such highways shall approve.

(21) To exercise the power of eminent domain for any corporate function. The power of eminent domain may be exercised through any procedure prescribed by Sections 25-101 through 25-140 and 33-121 through 33-148, Code of Laws of South Carolina, 1962, as now or hereafter constituted, it being the intent of this provision that further amendments and modifications of these Code provisions shall be deemed to amend and revise correspondingly the powers granted by this paragraph.

The provisions of this item shall not apply to public utilities and railroads which have the power of eminent domain.

(22) To appoint officers, agents, employees and servants, to prescribe the duties of such, to fix their compensation and to determine if and to what extent they shall be bonded for the faithful performance of their duties.

(23) To make contracts for construction and other services; *provided*, that such contracts shall be let on competitive bidding and shall be awarded to the lowest responsible bidder.

(24) To borrow money and to make and issue negotiable bonds, notes and other evidences of indebtedness, payable from all or any part of the revenues derived from the operation of its system. The sums borrowed may be those needed to pay all costs incident to the construction and establishment of the system, and any extensions,

additions and improvements thereto, including engineering costs, legal cost, construction costs; the sum needed to pay interest during the period prior to which the system, or any extension, addition or improvement thereof, shall be fully in operation; such sum as is needed to supply working capital to place the system in operation; and all other expenses of any sort that the district may incur in establishing, extending, enlarging or maintaining the system. Neither the full faith and credit of the State of South Carolina, nor Sumter County, shall be pledged for the payment of the principal and interest of the obligations, and there shall be on the face of each obligation a statement, plainly worded, to that effect. Neither the members of the board, nor any person signing the obligations, shall be personally liable thereon. To the end that a convenient procedure for borrowing money may be prescribed, the district shall be fully empowered to avail itself of all powers granted by Sections 59-361 through 59-415 and 59-651 through 59-682, Code of Laws of South Carolina, 1962, as now or hereafter constituted, it being the intent of this provision that further amendments and modifications of the Code provisions shall be deemed to amend and revise correspondingly the powers granted by this paragraph. In exercising the power conferred upon the district by such Code provisions, the district may make or omit all pledges and covenants authorized by any provision thereof and may confer upon the holders of its securities all rights and liens authorized by law. Notwithstanding contrary provisions in the Code, the district may:

(a) Disregard any provision requiring that bonds have serial maturities, and issue bonds in such form and with such maturities as the district shall determine.

(b) Provide that its bonds, notes or other evidence of indebtedness be payable, both as to principal and interest, from the net revenues derived from the operation of its system, as such net revenues may be defined by the district.

(c) Covenant and agree that upon it being adjudged in default as to the payment of any installment of principal or interest upon any obligation issued by it, or in default as to the performance of any covenant or undertaking made by it, in such event the principal of all obligations of such issue may be declared forthwith due and payable, notwithstanding that any of them may not have then matured.

(d) Confer upon a corporation trustee the power to make disposition of the proceeds from all borrowings and of all revenues derived from the operation of the system, in accordance with the resolu-

tions adopted by the authority as an incident to the issuance of any notes, bonds or other types of securities.

(e) Dispose of bonds, notes or other evidence of indebtedness at public or private sale, and upon such terms and conditions as it shall approve.

(f) Make provision for the redemption of any obligations issued by it prior to their stated maturity, with or without premium, and on such terms and conditions as the district shall approve.

(g) Covenant and agree that any cushion fund established to further secure the payment of the principal and interest of any obligation shall be in a fixed amount.

(h) Covenant and agree that no free service will be furnished to any person, municipal corporation, or any subdivision or division of the State.

(i) Prescribe the procedure, if any, by which the terms of the contract with the holders of its obligations may be amended, the number of obligations whose holders may consent thereto, and the manner in which such consent shall be given.

(j) Prescribe the events of default and the terms and conditions upon which all or any obligations shall become or may be declared due before maturity and the terms and conditions upon which such declarations and their consequences may be waived.

(25) To extend its system or systems, within Sumter County, beyond the defined limits of the district to provide services to those living outside the district and outside any incorporated municipality when, in the discretion of the board, it is feasible and practicable so to do, in which case any person or agency receiving such service shall be subject to the same rules, regulations and requirements concerning services being received from the district as persons residing within the district. The board may, in its discretion, establish rates and charges higher than those within the district for the extension of its system and the provision of services beyond the limits of the district.

SECTION 5. Rates not to be regulated.—The rates charged for services furnished by the system, as constructed, improved, enlarged and extended, shall not be subject to supervision or regulation by any state bureau, board, commission, or like instrumentality or agency thereof.

SECTION 6. Exempt from taxes.—(1) Bonds, notes or other evidence of indebtedness issued pursuant to Section 4 (24) of this act and interest payable thereon are hereby exempt from any and all state, county, municipal and other taxation whatsoever under the laws of this State, and it shall be plainly stated on the face of each such obligation as follows: "The principal of and interest on this (bond, note, or other evidence of indebtedness) are exempt from any and all state, county, and municipal and other taxation whatsoever under the laws of the State of South Carolina."

(2) All property owned by 441 Water and Sewer District of Sumter County shall be exempt from all ad valorem taxes levied by the State, county or any municipality, division, subdivision or agency thereof, direct or indirect.

SECTION 7. Fiscal year and audit.—The district shall conduct its affairs on the fiscal year basis employed by the State. As shortly after the close of its fiscal year as may be practicable, an audit of its affairs shall be made by certified public accountants of good standing, to be designated by the district. Copies of such audits incorporated into an annual report of the district shall be filed with the Auditor and Treasurer of Sumter County, and with the secretary to the Legislative Delegation of Sumter County.

SECTION 8. Penalties.—It shall be unlawful for any person to willfully injure or destroy, or in any manner hurt, damage, tamper with, or impair the system of the district, or any part thereof, or any machinery, apparatus or equipment of the district, or to pollute the water in any part of its system, or to obtain water therefrom except in accordance with the regulations promulgated by the district. Any person violating the provisions of this section shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined not less than ten dollars nor more than one hundred dollars, or be imprisoned for not more than thirty days, in the discretion of the court, and shall be further liable to pay all damages suffered by the district.

SECTION 9. Contracts for purchase of water.—The municipalities of Sumter County and all public bodies and public agencies now or hereafter operating water distribution systems in Sumter County shall be fully empowered to enter into contracts to buy water from the district. These contracts shall extend over such period of time, and shall contain such terms and conditions as shall be mutually agreeable to the district and to the contracting municipality, public body or public agency.

SECTION 10. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R482, H1240)

No. 347

An Act To Amend Section 59-390, Code Of Laws Of South Carolina, 1962, Relating To The Payment Of Municipal Bonds, So As To Further Provide Therefor.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 59-390 amended—payment.—Section 59-390, Code of Laws of South Carolina, 1962, is amended by striking after the word “maturity” commencing on line four the words “provided the borrower shall have on hand in its bond and interest redemption fund sufficient moneys, not otherwise appropriated or pledged, in excess of the interest and principal requirements within the next two succeeding calendar, operating or fiscal years.” and by inserting in lieu thereof the following: “under such circumstances and upon such terms and conditions as the governing body may prescribe.”

When amended, the section shall read as follows:

“Section 59-390. The governing body of the borrower authorizing bonds issued under the provisions of this article may make provision for any of such bonds to be called for payment on any interest payment date before maturity under such circumstances and upon such terms and conditions as the governing body may prescribe.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R483, H1241)

No. 348

An Act To Amend Section 6 Of Act No. 309, Acts And Joint Resolutions Of South Carolina, 1965, Relating To Necessary Findings By Public Agencies Which Are Prerequisite To Refunding Of Bonds, So As To Provide For Alternate Findings Which May Serve As A Basis For Such Refunding.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 6 of Act 309 amended—findings required.

—Section 6 of Act No. 309, Acts and Joint Resolutions of South Carolina, 1965, relating to necessary findings by public agencies which are prerequisite to refunding of bonds, is amended so as to provide for alternate findings which may serve as a basis for such refunding by inserting “either” after the word “find” on line three and by striking subsections (a) and (b) and inserting in lieu thereof new subsections to read as follows :

- “(a) (i) that a savings can be effected through advanced refunding and
- (ii) that through means of investing the proceeds of any refunding bonds in investments permitted by this act the effective interest to be earned thereon shall equal or exceed the interest to be paid upon its refunding bonds;
- or
- (b) that by reason of covenants and agreements set forth in the proceedings authorizing outstanding bonds payable solely from revenue-producing projects, the outstanding bonds must be refunded in order to raise moneys in an amount sufficient to redeem such bonds and pay the costs of necessary improvements, enlargements and extensions to such revenue-producing project; and if the finding prescribed by this subsection shall be made, the requirements of items (i) and (ii) of subsection (a) above need not be met; and”.

When amended, the section shall read as follows :

“Section 6. Prior to any advanced refunding the governing board of any public agency which shall have outstanding bonds shall find either :

- (a) (i) that a savings can be effected through advanced refunding and
- (ii) that through means of investing the proceeds of any refunding bonds in investments permitted by this act the effective interest to be earned thereon shall equal or exceed the interest to be paid upon its refunding bonds; or
- (b) that by reason of covenants and agreements set forth in the proceedings authorizing outstanding bonds payable solely from revenue-producing projects, the outstanding bonds must be refunded in order to raise moneys in an amount sufficient to redeem such bonds and pay the costs of necessary improve-

ments, enlargements and extensions to such revenue-producing project; and if the finding prescribed by this subsection shall be made, the requirements of items (i) and (ii) of subsection (a) above need not be met; and

- (c) in the event any governing board shall undertake to effect an advanced refunding pursuant to Chapter 6, Title 59, Code of Laws of South Carolina, 1962, and at the same time borrow for the purpose of constructing improvements to its revenue-producing project, it shall likewise have found that such improvements are then necessary and can be accomplished with the moneys provided by the proceeds of the refunding bonds issued pursuant to Chapter 6, Title 59, Code of Laws of South Carolina, 1962, for the purpose of constructing such improvements.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R484, H1242)

No. 349

An Act To Amend Section 1-645, Code Of Laws Of South Carolina, 1962, Relating To The Filing Of Public Bonds Of Political Subdivisions, And To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 1-644.1, So As To Require Copies Of Proceedings Relating To The Issuance Of Bonds By The State Be Filed In The Office Of The Secretary Of State, And To Provide For The Time Within Which Actions Contesting The Issuance Of Such Bonds May Be Brought.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Findings of General Assembly.—The General Assembly finds that the provisions of Section 1-644 of the Code of Laws of South Carolina, 1962, prescribe that in case any county, township, school district, city, town or other municipality is authorized to issue bonds, the persons and officers charged therewith are required to make a full record of the proceedings connected with such bond issue and to file a copy in the office of the clerk of court for the county in which such public agency is located, and Section 1-646 makes provision for subsequent reports.

However, the provisions of this statute do not require that those in charge of the issuance of bonds of the State itself, or of agencies of the State, make any record or cause such records to be filed. Many statutes exist authorizing the issuance of general obligation bonds of the State, and other statutes exist permitting the issuance of bonds of public agencies of the State, including authorities and state institutions. It has been determined that it is in the public interest that no bonds should be issued by the State or any public agency or authority of the State unless and until a record of the proceedings relating thereto be prepared and be filed with the Secretary of State.

On the basis of the foregoing, the General Assembly has determined to add Section 1-644.1 and amend 1-645 in order to insure the making and filing of records in accordance with the intention expressed herein.

SECTION 2. Section 1-644.1—added—definitions—proceedings relating to issuance.—The Code of Laws of South Carolina, 1962, is amended by adding Section 1-644.1 to read as follows:

“Section 1-644.1. 1. Definitions:

(a) ‘*Bonds*’ shall include general obligations of the issuer and obligations of the issuer payable in whole or in part from any special fund or other source, any part of which is expressed to mature more than twelve months from the date thereof but shall not include obligations issued in anticipation of the collection of taxes or in anticipation of the issuance of bonds.

(b) ‘*State agency*’ shall mean the State of South Carolina, its agencies and institutions.

(c) ‘*Governing board*’ shall mean the board, commission, board of trustees, authority, or any other public body upon which is devolved by law the administrative and executive duties relating to the issuance of bonds of any state agency.

2. In every instance where the governing board of any State agency shall propose to effect the issuance of bonds, it shall make a full record of the proceedings relating to the issuance of such bonds, exclusive of papers and documents relating to the delivery of such bonds, and shall, prior to the delivery of such bonds, file a copy of such record in the office of the Secretary of State. It shall be the duty of the Secretary of State to file and index the record in a special book to be kept by such officer for such purpose. The Secretary of State shall be authorized to prepare and deliver certified copies of the records as thus filed and to deliver them to the pur-

chasers of the bonds or other interested parties. For each such certification a reasonable fee may be charged."

SECTION 3. Section 1-645 amended—when actions may be brought.—Section 1-645, Code of Laws of South Carolina, 1962, is amended by striking it out in its entirety and inserting in lieu thereof the following:

"Section 1-645. No action shall be commenced on account of the issuance of any such bonds after the expiration of twenty days from the date of the filing and indexing of such records as prescribed by Section 1-644 and 1-644.1, and such bonds so issued, when in the hands of a bona fide purchaser for value, shall be incontestable, but the period within which such actions may be commenced shall not begin to run until such records have been filed as herein prescribed."

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R485, H1264)

No. 350

An Act To Amend Section 65-2014, Code Of Laws Of South Carolina, 1962, Relating To The Deposit Of Certain Funds By County Treasurers, So As To Provide For The Deletion Of The Time Required That the County Treasurers Must Hold Such Funds And To Authorize County Treasurers To Make Investments Of Such Funds.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 65-2014 amended—deposit and investment of funds by county treasurers.—Section 65-2014 of the 1962 Code is amended by striking on lines three, four, five and six the following: "or which will apparently not be demanded for six months or more, the treasurer shall deposit the fund or sum of money in some chartered bank, at such rate of interest as may be secured for the best interest of the county." and inserting: "the county treasurer may invest or reinvest such funds in the following securities or investments that will secure the best interest for the county: (a) (1) Obligations of the United States and of its agencies and instrumentalities within

the United States fully guaranteed both as to principal and interest by the United States; (2) Bonds or certificates of indebtedness of the State and of its agencies and its instrumentalities or certificates of deposit; (3) Shares of any building and loan association insured by an agency of the United States up to amount so insured; and (4) The provisions of this act shall not impair a county to hold funds in deposit accounts with banking institutions of this State. (b) The governing body may delegate the investment authority provided above to the county treasurer who shall thereafter assume full responsibility for such investment transactions until the delegation of authority terminates or is revoked. (c) The State Treasurer is authorized to assist local governments in investing funds that are temporarily in excess of operating needs." The section when amended shall read as follows:

"Section 65-2014. Whenever there is in the hands of any county treasurer of this State any sum of money not necessary for current expenses the county treasurer may invest or reinvest such funds in the following securities or investments that will secure the best interest for the county: (a)(1) Obligations of the United States and of its agencies and instrumentalities within the United States fully guaranteed both as to principal and interest by the United States; (2) Bonds or certificates of indebtedness of the State and of its agencies and its instrumentalities or certificates of deposit; (3) Shares of any building and loan association insured by an agency of the United States up to amount so insured; and (4) The provisions of this act shall not impair a county to hold funds in deposit accounts with banking institutions of this State. (b) The governing body may delegate the investment authority provided above to the county treasurer who shall thereafter assume full responsibility for such investment transactions until the delegation of authority terminates or is revoked. (c) The State Treasurer is authorized to assist local governments in investing funds that are temporarily in excess of operating needs. The interest, when collected, shall be added to the fund and paid out as other funds of the same sort are paid."

SECTION 2. Act to be cumulative.—This act shall not be considered as repealing any local provisions for investment by county treasurers, but shall be considered cumulative thereto.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R487, H1573)

No. 351

An Act To Amend Section 65-256.3, Code Of Laws Of South Carolina, 1962, So As To Provide An Equitable Method Of Apportioning The Net Income Of Airlines.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-256.3 amended—apportioning net income of airlines.—Section 65-256.3, Code of Laws of South Carolina, 1962, is amended by striking out all of subsection 65-256.3(5) and inserting in lieu thereof the following :

“Section 65-256.3(5). Where the income is derived principally from the operation of an airline, the corporation shall apportion its net apportionable income to South Carolina on the basis of the ratio of revenue tons loaded and unloaded in this State during the income year to the revenue tons loaded and unloaded within and without the State for such year. A revenue ton shall be a short ton (two thousand pounds) and shall be computed by using a standard weight of one hundred ninety pounds per passenger (including free baggage) multiplied by the number of passengers loaded and unloaded plus the tons of air mail, express and freight loaded and unloaded within and without the State.”

SECTION 2. Time effective.—This act shall take effect with respect to income earned on and after January 1, 1967.

Approved the 15th day of June, 1967.

(R488, H1574)

No. 352

An Act To Amend Section 65-322, Code Of Laws Of South Carolina, 1962, So As To Provide For A Limit Of Three Years For The Assessment Of Additional Income Taxes From The Time When The Return Was Filed, Due To Be Filed, Or Which-ever Is The Later.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-322 amended—limit for assessment of additional income tax.—Section 65-322, Code of Laws of South Carolina, 1962, is amended on line five, by inserting the words

“whichever is later,” between the words “filed,” and “assess”. The section when amended shall read as follows:

“Section 65-322. If the Commission discovers from the examination of the return or otherwise that the income of the taxpayer or any portion thereof has not been assessed, it may at any time within three years after the time when the return was filed or due to be filed, whichever is later, assess such income and give notice to the taxpayer of such assessment and such taxpayer shall thereupon have an opportunity within thirty days to confer with the Commission as to the proposed assessment. The limitation of three years to the assessment of such tax or additional tax shall not apply in the case of fraud with intent to evade this chapter or authorized rules and regulations promulgated under this chapter or in the case of failure to make a return. After the expiration of thirty days from such notification, the Commission shall assess the income of such taxpayer or any portion thereof which it believes has not heretofore been assessed and shall give notice to the taxpayer so assessed of the amount of the tax and interest and penalties, if any, and the amount thereof shall be due and payable within ten days from the date of such notice. The provisions of this chapter with respect to revision and appeal shall apply to a tax so assessed. No additional tax amounting to less than fifty cents shall be assessed. *Provided*, that the provisions of this section shall take effect with respect to returns filed or due to be filed after January 1, 1964.”

SECTION 2. Time effective.—This act shall become effective with respect to income earned on and after January 1, 1967.

Approved the 15th day of June, 1967.

(R489, H1609)

No. 353

An Act To Amend Section 19-592, Code Of Laws Of South Carolina, 1962, Prohibiting A Foreign Corporation From Serving As Executor Or Administrator Of A Decedent Estate, So As To Prohibit Any Corporation Created Under The Laws Of The United States And Any Officer Acting For A Foreign Corporation Not Having Business In This State From Serving As Executor Or Administrator Of Such Estate.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 19-592 amended—certain foreign corporations not to serve as executors or administrators.—Section 19-592, Code of Laws of South Carolina, 1962, is amended on line three by inserting “, and no corporation created under the laws of the United States and not having a business in this State” between the words “government” and “shall” and by adding at the end thereof the following: “No officer, employee, or agent of such foreign corporation shall be eligible to serve as executor or administrator in this State, whether the officer, employee, or agent is a resident or a nonresident of this State, if such officer, employee, or agent is acting as executor or administrator on behalf of such corporation.” The section when amended shall read as follows:

“Section 19-592. No corporation created by another state of the United States or by any foreign state, kingdom or government, and no corporation created under the laws of the United States and not having a business in this State shall be eligible or entitled to qualify or serve in this State as executor or administrator of the estate of any person domiciled in this State at the time of his death, whether the decedent shall die testate or intestate. No officer, employee, or agent of such foreign corporation shall be eligible to serve as executor or administrator in this State, whether the officer, employee, or agent is a resident or a nonresident of this State, if such officer, employee, or agent is acting as executor or administrator on behalf of such corporation.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R490, H1611)

No. 354

An Act To Amend Section 67-53, Code Of Laws Of South Carolina, 1962, Requiring That A Nonresident To Act As A Trustee Shall First Secure A Fiduciary Bond, So As To Provide Certain Requirements For A Foreign Corporation To Act As A Testamentary Trustee.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 67-53 amended—requirements for foreign corporations to act as testamentary trustees.—Section 67-53, Code of Laws of South Carolina, 1962, requiring that a nonresident to act as a trustee shall first secure a fiduciary bond, is amended by striking it in its entirety and inserting in lieu thereof the following, so as to provide certain requirements for a foreign corporation to act as a testamentary trustee:

“Section 67-53. (a) No corporation created by another state of the United States or by any foreign state, kingdom, or government, and no corporation created under the laws of the United States and not having a place of business in the State of South Carolina shall be eligible or entitled to qualify, serve, or hold title to property in this State as testamentary trustee of an estate of any person domiciled in this State at the time of his death, whether the decedent shall die testate or intestate, except, however, such foreign corporations may act as testamentary trustee in this State if:

(1) It has a bona fide capital of at least two hundred fifty thousand dollars actually paid in;

(2) It is authorized to act as testamentary trustee in the state in which it is incorporated or if such foreign corporation be a national banking association in the state in which it has its principal place of business; and

(3) Any bank or other corporation organized under the laws of this State or a national banking association having its principal place of business in this State is permitted by law to act as testamentary trustee in the state in which such foreign corporation seeking to act in this State is organized or in which it has its principal place of business if it is a national banking association without further showing or qualification other than that it is authorized to act in such fiduciary capacity in this State and upon compliance with the laws of such other state, if any, concerning service or process on nonresident fiduciaries. Such foreign corporations seeking to act as testamentary trustee in this State, upon qualifying to act in such fiduciary capacity, shall not be required by law to give bond except as required of a resident corporate fiduciary in like circumstances. No officer, employee or agent of any such foreign corporation shall be eligible or entitled to serve as testamentary trustee in this State whether such officer, employee, or agent is a resident or a nonresident of this State if such officer, employee, or agent is acting as testamentary trustee on behalf of any such foreign corporation except when such foreign corporation itself shall be eligible to so serve.

(b) No letters of appointment of a trustee shall be granted or issued to any nonresident individual by the probate judge or courts of common pleas unless such applicant for such appointment as trustee shall first enter into and file an approved fiduciary bond in the same manner, upon the same conditions, in the same sum and with like surety as is required by law with respect to nonresident executors and administrators. Such applicant for such appointment shall also first file with the probate judge or clerk of court of common pleas where such application for appointment is made, his consent in writing that service of all claims, demands, debts, dues, summons and any other process of pleadings, in suits or actions, relating to the administration of the estate in his charge in this State, may be made by service upon such resident of such county as may be appointed in such written instrument and, in the event of the death, removal, resignation, absence from the State or any other inability to obtain service upon such agent named in such written instrument or any successor named by similar instrument filed with the probate judge or clerk of the court of common pleas, upon the probate judge or clerk of the court of common pleas of such county. But nothing herein contained shall require a nonresident trustee named as such trustee under a will executed at the time when such trustee is a nonresident to give bond or make reports to the probate courts or the courts of common pleas in this State or shall prevent an executor in administering an estate from paying any legacy so directed under the will to such foreign trustee."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R491, H1765)

No. 355

An Act To Amend Sections 65-223.1, 65-259(8), 65-275, 65-453, 65-455, 65-465, 65-481 and 65-547, Code Of Laws Of South Carolina, 1962, And Act No. 944 Of 1964, All As Amended, And All Relating To Taxation, So As To Adopt Amendments And Applicable Regulations As Of December 31, 1966, Relating To Certain Federal Internal Revenue Code Sections Adopted by Reference.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Certain code sections amended to conform with Federal Internal Revenue Code.—Sections 65-223.1, 65-259(8), 65-275, 65-453, 65-455, 65-465, 65-481 and 65-547 of the 1962 Code, all as amended, are further amended by striking the date “1964” where it appears in each section and inserting “1966” so as to adopt amendments and applicable regulations as of December 31, 1966, relating to certain Federal Internal Revenue Code sections adopted by reference.

SECTION 2. Act No. 944 of 1962 amended—effective date changed.—Act No. 944 of 1964, as amended, is further amended by striking “the effective date of this act” on line four and again on lines six and seven of Section 1 and inserting in lieu thereof in both places “December 31, 1966.”

SECTION 3. Time effective.—This act, upon approval by the Governor, shall apply to income earned on and after January 1, 1967.

Approved the 15th day of June, 1967.

(R492, H1857)

No. 356

An Act To Provide That It Shall Be Unlawful For Any Person To Willingly And Knowingly Give A False Alarm Of Fire In Dillon County And To Provide A Penalty For Violation.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Unlawful to give false fire alarms in Dillon County.—It shall be unlawful for any person to willfully or knowingly give a false alarm of fire in Dillon County, and any person violating the provisions of this act shall be deemed guilty of a misdemeanor and, upon conviction, be punished by a fine not exceeding one hundred dollars or by imprisonment for not more than thirty days, or by both such fine and imprisonment.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R494, H1866)

No. 357

An Act To Amend Section 33-1926, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Payment Of Highway Bonds From Gasoline Tax Revenues In York County, So As To Increase The Amount Of Revenue Set Aside For County Road Maintenance In York County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 33-1926 amended—York County—payment of highway bonds from gasoline tax revenue.—Section 33-1926 of the 1962 Code, as amended, is further amended so as to provide that one hundred twenty-five thousand dollars of revenue from the gasoline tax received by York County shall be set aside for county road maintenance by striking on lines 10, 14 and 21 the words “ninety” and inserting “one hundred twenty-five”. The section when amended shall read as follows :

“Section 33-1926. Whenever general obligation bonds of York County issued to obtain funds to construct, reconstruct, improve or repair roads or bridges in York County, all or any of such purposes, shall be outstanding, the principal and interest of such bonds shall be paid from the sums which York County shall receive from time to time, or has heretofore received, from the distribution of the one-cent-per-gallon tax imposed upon the sale of gasoline, or any substitute thereof or any combination thereof, irrespective of whether or not such funds shall be pledged to the payment of such bonds, except that the first one hundred twenty-five thousand dollars received from such source is to be appropriated annually to ordinary county purposes for county road maintenance. The custodian of any such funds in York County shall observe the provisions of this section and apply so much of such funds, except the first one hundred twenty-five thousand dollars thereof, as York County shall receive, as aforesaid, as is available to the extent necessary to effect the payment of the principal and interest of all general obligation bonds of York County issued for the purposes mentioned in this section as may from time to time hereafter be outstanding. The provisions of this section shall not be deemed to effect a pledge of the revenues referred to in this section. In the event the aforementioned sums, excluding the first one hundred twenty-five thousand dollars thereof, are insufficient to pay fully the principal and interest, the custodian thereof shall pay the excess due

on the principal and interest from any surplus account accumulated for repayment of the bonds.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R495, H1871)

No. 358

An Act To Amend Act No. 148 Of 1965, As Amended, Relating To The Creation Of The Kershaw County Economic Opportunity Commission, So As To Further Provide For The Members Of The Commission.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 3 of Act No. 148 of 1965 amended—membership of commission.—Section 3 of Act No. 148 of 1965, as amended by Act No. 1129 of 1966, is further amended so as to further provide for the selection of the members of the Kershaw County Economic Opportunity Commission by striking it in its entirety and inserting in lieu thereof the following :

“Section 3. The commission shall be composed of a membership not to exceed twenty residents of Kershaw County. The membership shall include: One member from the Kershaw County Council; one member from the Kershaw County Department of Education; one member from the South Carolina Employment Security Commission; one member from the Kershaw County Health Department; one member from the Kershaw County Public Welfare Department; and four members shall be members of the municipal councils of the municipalities of the county. At least one-third of the total membership of the commission shall be democratically elected representatives of the poor who shall reside in the area they represent. Members may also be elected from such other groups, organizations, and professions in the county as deemed necessary to facilitate the administration of its duties. All members shall be appointed by the Governor upon recommendation of the Kershaw County Legislative Delegation. The members shall serve without compensation but shall be allowed the usual per diem, mileage and subsistence as provided by law for members of boards, commissions and committees.

Any petition containing two hundred signatures of poor persons who feel that they are inadequately represented on the commission shall require a prompt and fair hearing by the commission. Upon receipt of such a petition, a description of the action taken to insure a prompt and fair hearing to the petitioners, and a statement of any action taken as a result of such a petition shall be promptly reported to the Kershaw County Commission and the Atlanta Regional Office of Economic Opportunity."

SECTION 2. Subsection (h) of Section 6 of Act No. 148 of 1965 amended—powers.—Subsection (h) of Section 6 of Act No. 148 of 1965 is amended by inserting after the word "commission" on line three the following: "*provided*, that one-third of the members of such a committee shall be representatives elected by the poor.". The subsection when amended shall read as follows:

"(h) to designate an executive committee from among the members of the commission to which may be delegated one or more duties and responsibilities of the commission, *provided*, that one-third of the members of such a committee shall be representatives elected by the poor, and, from time to time, to appoint one or more subcommittees composed of residents of Kershaw County to advise and assist in the administration of its program and the performance of its duties;".

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R496, H1898)

No. 359

An Act To Amend Section 65-1987, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Taxpayer Discounts In Certain Counties, So As To Exclude Clarendon County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1987 amended—Lee County—taxpayer discounts.—Section 65-1987, Code of Laws of South Carolina, 1962, as amended, is further amended so as to eliminate certain tax discounts in Clarendon County by striking "Clarendon and Lee Counties" on lines one and two and inserting "Lee County" so that, when so amended, the section shall read :

"Section 65-1987. All persons against whom taxes are assessed in Lee County shall be allowed a discount on such taxes if paid within the year in which they are assessed on or by the following dates upon a percentage basis as follows:

(1) On or before October fifteenth of each year a discount of three per cent;

(2) On or before November fifteenth of each year a discount of two per cent; and

(3) On or before December fifteenth of each year a discount of one per cent."

SECTION 2. Time effective.—This act shall become effective January 1, 1968.

Approved the 15th day of June, 1967.

(R499, H1912)

No. 360

An Act To Amend Section 65-1523, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Specific Property Exemptions From Taxation, So As To Exempt The Clarence A. Dunning American Legion Post 21 At Summerville.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 65-1523 amended—property exempt from taxation.—Section 65-1523, Code of Laws of South Carolina, 1962, as amended, is further amended by adding the following item:

"() The lot and building of the Clarence A. Dunning American Legion Post 21 at Summerville shall be exempt from all county and municipal taxes."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R503, H1940)

No. 361

An Act To Amend Chapter 7, Title 42, Code Of Laws Of South Carolina, 1962, By Adding Article 29A, So As To Create The McCormick County Library Board And Provide For Its Powers And Duties.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Chapter 7, Title 42 amended—Article 29A added—McCormick County Library Board created.—Chapter 7, Title 42, Code of Laws of South Carolina, 1962, is amended by adding Article 29A so as to create the McCormick County Library Board and provide for its powers and duties, as follows:

“ARTICLE 29A

Section 42-556. There is hereby created in McCormick County a board designated as the McCormick County Library Board, which shall be composed of five citizens of McCormick County, to be appointed by the Governor upon the recommendation of the legislative delegation from the county.

Their regular terms of office shall be for four years and until their successors are appointed and qualify. The initial appointees shall serve for terms as follows: two until July 1 1969, two until July 1 1971, and one until July 1 1972 and until their successors are appointed and qualify. Vacancies occurring for any cause shall be filled for the unexpired term only, as provided for the original appointment.

The members of the board shall organize by electing one of their number as chairman and one as secretary. The board shall hold annual meetings in July and more often, if called by the chairman or a majority of the members of the board. At the annual meetings, officers shall be elected to serve until the annual meeting in July next succeeding.

Section 42-556.1. The board shall have authority to employ a librarian and other personnel necessary for the efficient operation of the library and for providing the other services referred to in this article, fix their compensation from appropriations provided by the McCormick County Legislative Delegation, prescribe their several duties and powers, dismiss employees at pleasure, and establish such general rules and regulations with respect to the use of the facilities of the library, the building and grounds as in its judgment are necessary.

The salaries of the employees and the expenses incident to the administration of the provisions of this article shall be paid from such funds as may be provided in the annual appropriations act of the county and from such other sources as may be available.

Section 42-556.2. The McCormick County Library Board may, by way of amplification and classification but without limiting the generality of powers conferred on it: (1) purchase, lease, hold and

dispose of real estate and personal property; (2) acquire books and other informational material and provide for their circulation throughout each and every section of the county; (3) accept donations of land, services, materials, books and other things for the establishment and equipping of libraries; (4) enter into agreements for the suitable designation and markings of equipment, rooms, buildings and other library facilities to commemorate the memory of individuals; (5) cooperate or enter into contracts with any state or federal agency when by so doing it will receive substantial aid in carrying out the purposes of the library; (6) enter into contracts with other counties to operate regional or joint libraries and facilities; and (7) generally to do all things necessary and proper to establish, equip, maintain and operate a county library system.

The board shall provide and make available to the citizens of McCormick County good books and informational material. The board shall establish a headquarters library and may establish branches and units in various communities and operate one or more bookmobiles over routes to be determined by the board, acquire books and other informational material, facilities and equipment, and make such rules and regulations, not inconsistent with law, as it may deem necessary to insure the effective and efficient maintenance and operation of a county library system.

Section 42-556.3. At the meeting held in July of each year, the board shall make an estimate of the expenses of operating the library for the ensuing fiscal year, adopt a proposed budget for the operation of the library for the next fiscal year and present it to the members of the McCormick County Legislative Delegation.

The board shall not contract to expend any sum in excess of that made available under the provisions of this article, nor shall it have the power to obligate McCormick County or any political subdivision thereof to pay any sum or sums of money in excess of the funds as authorized in this article.

Section 42-556.4. A special library account is hereby created and shall be kept by the county treasurer. The account shall consist of such funds as are made available in the annual county appropriations act, and expenditures from this account shall be subject to the approval of the board which shall adopt proper regulations for the handling of the account, designating the authority to approve such expenditures.

Section 52-556.5. The board shall annually, on or before September first, make a report of its activities, showing its resources and expenditures, the number of books, periodicals and other property

owned by it, the character of the service rendered the people of the county, including the number making use of its service, and such other pertinent facts as will show its activities during the preceding year. The report shall be filed in the office of the Clerk of Court for McCormick County and copies shall be furnished to the members of the Legislative Delegation from McCormick County."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R504, S352)

No. 362

An Act To Amend Section 10 Of Act No. 799 Of 1962 And Section 9 Of Act No. 800 Of 1966, Relating To The South Carolina Police Officer's Retirement System And The Retirement System For Members Of The General Assembly, So As To Provide For Certain Interest Credits On Withdrawal Of Contributions And To Amend Section 61-114, Code Of Laws Of South Carolina, 1962, Relating To The South Carolina Retirement System, So As To Provide For Certain Interest Credits On Withdrawal Of Contributions And To Reduce The Eligibility Requirements For A Deferred Annuity.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 10 of Act 799 of 1962 amended—withdrawal of contributions—interest to be paid.—Section 10 of Act No. 799 of 1962 is amended so as to provide for certain interest credits on withdrawal of contributions from the South Carolina Police Officer's Retirement System, by striking it out and inserting in lieu thereof the following:

"Section 10. Should a member cease to render service as a police officer to an employer, except by reason of his death or retirement, he shall be paid within six months after his demand therefor, but not less than ninety days nor more than five years after ceasing to be a police officer, the sum of his contributions and one-half of the accumulated regular interest thereon. If a member who has ceased to be a police officer but who has not withdrawn his contributions, as aforesaid, should become disabled, the sum of his contributions and one-half

of the accumulated regular interest thereon shall be returned to him and no other benefit shall be payable hereunder. Should a member die before retirement, the amount of his accumulated contributions shall be paid to his estate or to such person as he shall have nominated by written designation duly acknowledged and filed with the board."

SECTION 2. Section 9 of Act No. 800 of 1966 amended—withdrawal of contributions—interest to be paid.—Section 9 of Act No. 800 of 1966 is amended so as to provide for certain interest credits on withdrawal of contributions from the Retirement System for members of the General Assembly, by striking it out and inserting in lieu thereof the following:

"Section 9. Should a member cease to be a member of the System, for reasons other than death, he shall be paid as promptly as feasible after his request, but in no event later than six months after such cessation, the sum of his contributions and one-half of the accumulated regular interest thereon. Should he die before payment has been made, the aggregate amount of his contributions shall be paid to his estate or to such person as he shall have nominated by written designation filed with the board."

SECTION 3. Section 61-114 amended—withdrawal of contributions—interest to be paid—deferred annuities.—Section 61-114, Code of Laws of South Carolina, 1962, is amended so as to provide for certain interest credits on withdrawal of contributions from the South Carolina Retirement System and to reduce the eligibility requirements for a deferred annuity, by striking it out and inserting in lieu thereof the following:

"Section 61-114. Should a member cease to be a teacher or employee except by death or retirement, he shall be paid within six months after his demand therefor, but not less than ninety days after ceasing to be a teacher or employee, the sum of his contributions and one-half of the accumulated regular interest thereon. If such member has fifteen or more years of creditable service and elects, prior to the time his membership would otherwise terminate, to leave his contributions in the System, he shall, unless and until such contributions are paid to him as provided by this section prior to the attainment of age sixty, remain a member of the System and shall be entitled to receive a deferred retirement allowance commencing at age sixty computed as a service retirement allowance in accordance with Section 61-105. *Provided*, that the employee annuity shall be the actuarial equivalent at age sixty of the member's contributions with

such interest credits thereon, if any, as shall be allowed by the board. Should a member die before retirement, the amount of his accumulated contributions shall be paid to his estate or to such person as he shall have nominated by written designation, duly acknowledged and filed with the board."

SECTION 4. Time effective.—This act shall take effect July 1, 1967.

Approved the 15th day of June, 1967.

(R505, H1204)

No. 363

An Act To Amend Sections 49-1, 49-2, 49-3 and 49-6, Code Of Laws Of South Carolina, 1962, Relating To Notaries Public, So As To Further Provide For Their Appointments, Terms, Duties And Fees For Commissions.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 49-1 amended—appointment of notaries public—terms.—Section 49-1, Code of Laws of South Carolina, 1962, is amended on line one by inserting "from the qualified electors" between the words "appoint" and "as" and on line three by striking "during the pleasure of the Governor." and inserting in lieu thereof the following: "for a specified term of office not exceeding ten years. A commission shall be issued to each notary public so appointed and the record of such appointment shall be filed in the office of the Secretary of State. All commissions issued or renewed after July 1, 1967 shall be for the specified term. All commissions issued prior to July 1, 1967, unless renewed for the term herein provided, shall expire and terminate on January 1, 1970 for any person whose last name begins with A through K and on January 1, 1971 for any person whose last name begins with L through Z." When amended, the section shall read as follows:

"Section 49-1. The Governor may appoint from the qualified electors as many notaries public throughout the State as the public good shall require, to hold their offices for a term of ten years. A commission shall be issued to each notary public so appointed and the record of such appointment shall be filed in the office of the Secretary of State. All commissions issued or renewed after July 1, 1967 shall

be for the specified term. All commissions issued prior to July 1, 1967, unless renewed for the term herein provided, shall expire and terminate on January 1, 1970 for any person whose last name begins with A through K and on January 1, 1971 for any person whose last name begins with L through Z."

SECTION 2. Section 49-2 amended—endorsement required.—

Section 49-2, Code of Laws of South Carolina, 1962, is amended by striking all after the words "endorsement of" on line two and inserting in lieu thereof the following: "at least one-half of the members of the legislative delegation representing the county in which the applicant resides." When amended, the section shall read as follows:

"Section 49-2. No notary public shall be appointed except upon the endorsement of at least one-half of the members of the legislative delegation representing the county in which the applicant resides."

SECTION 3. Section 49-3 amended—fee.—

Section 49-3, Code of Laws of South Carolina, 1962, is amended by striking on line one "the commission shall be two dollars," and inserting in lieu thereof the following: "the issuance or renewal of a commission shall be ten dollars," so that when amended the section shall read as follows:

"Section 49-3. The fee for the issuance or renewal of a commission shall be ten dollars, collected by the Secretary of State as other fees."

SECTION 4. Section 49-6 amended—seal and expiration of term required.—

Section 49-6, Code of Laws of South Carolina, 1962, is amended by adding at the end thereof the following: "Ninety days after the effective date of this act every notary public shall indicate below his signature the date of expiration of his commission." When amended, the section shall read as follows:

"Section 49-6. Each notary public shall have a seal of office, which shall be affixed to his instruments of publication and to his protestations. But the absence of such seal shall not render his acts invalid if his official title be affixed thereto. Ninety days after the effective date of this act every notary public shall indicate below his signature the date of expiration of his commission."

SECTION 4A. Names may be changed.—Any Notary Public whose name is legally changed during his term of office may apply to the Secretary of State in such manner as may be prescribed by

him, and the Secretary of State is hereby authorized to change the name of such Notary upon proper application and upon payment of a fee of five dollars. The term shall expire at the same time as the original term expires.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R507, H1935)

No. 364

An Act To Amend Section 65-3525, Code Of Laws Of South Carolina, 1962, Relating To The Exemption Of Certain Manufacturing Enterprises From The Payment Of County Taxes In Georgetown And York Counties, So As To Delete York County From The Provisions Thereof.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 65-3525 amended—tax exemptions for certain manufactories in Georgetown County.—Section 65-3525 of the 1962 Code is amended so as to provide that certain manufacturing enterprises shall not be exempt from paying county taxes in York County by striking the section in its entirety and inserting in lieu thereof the following:

“Section 65-3525. Any and all manufacturing enterprises hereafter locating in Georgetown County, or any manufacturing enterprise recently located in such county, and the plant or plants of which are in process of construction, and the capital stock of which is not less than three hundred dollars are hereby exempt from the payment of county taxes for a period of ten years from this date; in the case of enterprises already located and now under construction, such exemption shall date from the commencement of the work of construction.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R508, H1658)

No. 365

An Act To Provide For Public Weighmasters And Deputy Public Weighmasters And To Provide Penalties.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Commissioner of Agriculture to administer act.—The provisions of this act shall be administered by the Commissioner of Agriculture or his duly authorized agents.

SECTION 2. Definition of public weighmaster.—"Public Weighmaster" shall be

(a) Any person licensed by the Commissioner of Agriculture to weigh, measure or count any commodity and issue therefor a statement or memorandum of the weight, measure or count accepted as the accurate weight or measure or count upon which the purchase or sale of the commodity is based.

(b) Any person engaged in the business of public weighing or measuring for hire or award.

The following shall not be construed to be public weighmasters :

(a). Retailers weighing or measuring commodities for sale by them at retail directly to consumers ;

(b). A person weighing, measuring, or counting property, produce, commodities or articles on which property, produce, commodity or article the package net weight is declared in conformity with the South Carolina weights and measures law ;

(c) Employees of the South Carolina Department of Agriculture authorized to perform such department's duties.

SECTION 3. Registration fee.—Each public weighmaster shall pay a registration fee of five dollars to the Department of Agriculture for the privilege of operating in the locality of his principal place of business. An additional registration fee of one dollar shall be paid for each deputy public weighmaster and for each additional registration fee the department shall issue a deputy's license. No deputy weighmaster may be registered unless the principal business locality has a licensed weighmaster.

SECTION 4. Deputy weighmasters.—Public weighmasters may employ or designate any person to act for them as deputy public weighmaster, and shall be responsible for all acts performed by such person. The public weighmaster shall forward to the Department of Agriculture the name and address of persons so appointed.

SECTION 5. Renewal of registration.—Persons previously registered to be public weighmasters, and deputy weighmasters, shall, before July first of each year, pay a renewal registration fee of one dollar for the fiscal year commencing with July first of such year, which shall be for all or any part of such year. Failure of a person previously registered to renew his registration on or before July first of any one year shall forfeit his right to serve as a public weighmaster. No license shall be issued to a person who has failed to renew his registration and forfeited his right to serve as a public weighmaster until written application shall have been made by him to the department.

SECTION 6. Bond required.—Before any license is issued to any public weighmaster, the applicant shall execute and deliver to the Commissioner of Agriculture a surety bond in the sum of one thousand dollars executed by the applicant as principal and by a corporate surety company authorized to do business in this state. The bond shall be conditioned upon the faithful and honest compliance with the provisions of this chapter. The bond shall be to the state in favor of every person availing himself of the services and certifications issued by a public weighmaster.

SECTION 7. Revocation of license.—The Commissioner of Agriculture, after a hearing, may refuse to issue or may revoke a public weighmaster license issued to any person who cannot capably or reliably perform the duties of a public weighmaster, and he may, after a hearing, refuse to renew a public weighmaster license to any person who has not capably or reliably performed the duties of a public weighmaster.

The Commissioner of Agriculture may refuse to issue or may revoke a deputy public weighmaster license issued to any person who cannot capably or reliably perform the duties of a deputy public weighmaster.

SECTION 8. Limited license.—The Commissioner may, upon request and without charge, issue a limited license as a licensed public weighmaster to any qualified officer or employee of a city or county of this state or of a state commission, board, institution, or agency, authorizing such officer or employee to act as a licensed public weighmaster only within the scope of his official employment in the case of an officer or employee of a city or county or only for and on behalf of the state commission, board, institution, or agency in the case of an officer or employee thereof.

SECTION 9. Stamp required—disposition of funds.—Each public weighmaster shall obtain a public weighmaster stamp for stamping weight or measure certificates. The public weighmaster stamp shall be the property of the state and shall be forfeited and returned to the Department of Agriculture upon termination of the performance of the duties as public weighmaster.

Each public weighmaster registered under this act shall obtain from the Commissioner of Agriculture the stamp as provided for in this act, and pay for such stamp at actual cost to the state. The Commissioner of Agriculture shall prescribe the form and design of the weighmaster stamp.

Monies collected under this section shall be deposited with the State Treasurer and expended for the purpose described in this section. All stamps issued to the public weighmasters shall be paid for out of this fund.

Stamps which have been returned to the Commissioner of Agriculture shall be defaced and destroyed or otherwise disposed of by the Department of Agriculture.

The public weighmaster stamp shall be a recognized authority of accuracy and the stamp shall be applied to all weight or measure certificates at the time of issuance.

SECTION 10. Duties of weighmasters.—It shall be the duty of every public weighmaster registered under this act to issue a certificate of weight, measure, count, recording or readings on forms approved by the Commissioner of Agriculture to enforce the provisions of this act together with rules and regulations relating thereto. All public weighmasters shall keep and preserve, as records, for a period of one year from date of issuance unless otherwise specified in regulations authorized by the Commissioner of Agriculture, copies of all certificates issued upon public weighings, measurings, or counts. These records shall at all times be open for inspection by the Commissioner of Agriculture or by his authorized representatives.

SECTION 11. Certificates to be accurate.—State certificates of weights and measures shall contain the accurate and correct weight or measure or count of any and all commodities or products weighed or measured or counted. Any public weighmaster, authorized to issue a state certificate of weights and measures, who alters such certificate shall be guilty of a misdemeanor.

SECTION 12. Penalty.—The department may direct and compel the return of the state stamp or declare the bond of any public weigh-

master forfeited, or both, where such public weighmaster has been guilty of a violation of this act.

SECTION 13. Penalties further.—Any person shall be guilty of a misdemeanor who does any one of the following acts:

(a) Requests a public weighmaster, or any person employed by him, to weigh, or measure any commodity falsely or incorrectly.

(b) Requests a false or incorrect state certificate of weights and measures.

(c) Issues a state certificate of weights and measures when he is not a public weighmaster or deputy public weighmaster.

SECTION 14. Reweighing may be requested.—When doubt or differences arise as to the correctness of the net or gross weight or measure of any amount or part of any commodity for which a state certificate of weights and measures has been issued by a public weighmaster, the owner, agent, or consignee may, upon complaint to the Commissioner of Agriculture, have the amount or part thereof reweighed by the Department of Agriculture or a public weighmaster designated by it, upon depositing a sufficient sum of money to defray the actual cost of reweighing with the Commissioner of Agriculture or his representative. If, on reweighing, a difference from the original certified weight is discovered as the result of fraud, carelessness, or faulty apparatus, the cost of reweighing shall be borne by the public weighmaster responsible for the issuance of the erroneous certificate.

SECTION 15. Determination of net weight.—When any commodity is sold subject to public weighmaster weights, such weights shall be the true net weight. Net weight is the correct or actual weight of the commodity excluding the weight of the container or conveyance. Actual weight shall mean the weight obtained from draft of vehicle loads. In determining the net weight of any commodity, the entire weight of the vehicle and load must rest on the scale at one time.

SECTION 16. Penalties.—Any person or weighmaster, who violates any of the provisions of this act or any rules and regulations issued for the purpose of carrying out the intent of this act, shall be deemed guilty of a misdemeanor and upon conviction shall be fined not less than twenty-five dollars nor more than one hundred dollars or imprisoned for not less than thirty days nor more than sixty days in the discretion of the court.

SECTION 17. Tobacco.—All leaf tobacco offered for sale in a leaf tobacco warehouse shall be weighed by a public weighmaster or a deputy weighmaster acting under the public weighmaster's instructions, and shall be accompanied by a public weighmaster certificate. It shall remain in custody of the warehouse operator from and after the time it is weighed by the public weighmaster until it is sold or the bids are rejected by the owner thereof. The provisions of this section shall not be effective until July 1, 1968.

SECTION 18. Persons trading in bulk commodities.—All persons trading in bulk commodities shall either be a public weighmaster or have a public weighmaster in his employ who shall weigh such commodities and issue a weighmaster certificate covering such commodities.

SECTION 19. Rules and regulations.—The Commissioner of Agriculture is authorized to prescribe and issue such rules and regulations as may be necessary for the proper enforcement of this act and any person who shall violate any rules and regulations issued by the Commissioner of Agriculture shall be guilty of a violation of this act.

SECTION 20.—Disposition of monies.—All monies collected by this act shall be deposited with the State Treasurer and shall be used for the enforcement of this act.

SECTION 21. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R512, H1939)

No. 366

An Act To Amend Section 42-413, Code Of Laws Of South Carolina, 1962, Relating To The Greenville County Library Board Of Trustees, So As To Further Provide For The Appointment Of Trustees.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 42-413 amended—to be managed by board.—Section 42-413, Code of Laws of South Carolina, 1962, is amended on line thirteen by striking the period after the word "terms" and

adding the following: “; *provided*, the initial appointees who have not served two full terms may be reappointed for another term.” The section when amended shall read as follows:

“Section 42-413. The library shall be controlled and managed by a board of trustees, seven in number, to be appointed by the Governor upon the recommendation of a majority of the Greenville County legislative delegation and to serve without pay. Four of the trustees of the Greenville County Library shall reside outside the corporate limits of the city of Greenville and the remaining three shall reside within the corporate limits of the city of Greenville. Members of the board of trustees of the Greenville County Library shall serve for terms of four years, except, of those first appointed after May 4, 1961, two shall serve for terms of one year, two shall serve for terms of two years, two shall serve for terms of three years and one shall serve for a term of four years or until their successors are appointed and qualify. No member of the board of trustees shall serve for more than two consecutive terms; *provided*, the initial appointees who have not served two full terms may be reappointed for another term. Vacancies shall be filled in the manner of the original appointment for the unexpired portion of the term and any member may be removed from office for cause by the appointing power.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R514, S439)

No. 367

An Act To Amend Act No. 320 Of 1963, As Amended, Relating To The Game Season In Zone No. 6, So As To Provide For The Closing Of The Quail Hunting Season In Berkeley County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 1 of Act 320 of 1963 amended—quail season in Game Zone 6.—Section 1 of Act No. 320 of 1963, as amended, is further amended so as to provide a closing date on the hunting of quail in Berkeley County by adding at the end of the section the following: “*Provided*, further, that if March first falls on any other day than Saturday the hunting season for quail shall be extended to

the following Saturday in Berkeley County." The section when amended shall read as follows:

"Section 1. In Game Zone No. 6 quail may be hunted from the Monday before Thanksgiving to March first, inclusive. *Provided*, the provisions of this act shall not apply to Bamberg and Williamsburg Counties in which counties the season shall remain as now provided by law. *Provided*, further, that if March first falls on any other day than Saturday the hunting season for quail shall be extended to the following Saturday in Berkeley County."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R515, S442)

No. 368

An Act To Amend Section 28-421, Code Of Laws Of South Carolina, 1962, Relating To The Hunting Of Foxes In This State, So As To Provide Open And Closed Seasons In Berkeley County And To Prohibit The Use Of Firearms For The Hunting Of Foxes In Berkeley County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 14-421 amended—when foxes may be hunted—exception for Berkeley County.—Section 28-421 of the 1962 Code is amended so as to provide open and closed seasons for the hunting of foxes in Berkeley County and to prohibit the use of firearms for the hunting of foxes in Berkeley County by adding at the end thereof the following: "*Provided*, that in Berkeley County foxes may be hunted from Thanksgiving Day to March first, inclusive, and the use of firearms for the hunting of foxes is prohibited in Berkeley County." The section when amended shall read as follows:

"Section 28-421. Foxes may be hunted at any time, except that firearms may not be used between January second and August fifteenth. *Provided*, that in Berkeley County foxes may be hunted from Thanksgiving Day to March first, inclusive, and the use of firearms for the hunting of foxes is prohibited in Berkeley County."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R516, S462)

No. 369

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 28-592.2 To Limit Possession Of Catfish To Twenty-Five In Marion County And Provide A Penalty; To Change The Rabbit Season And Close The Turkey Season In Marion County For Five Years.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 28-592.2 added—possession of catfish limited in Marion County.—The Code of Laws of South Carolina, 1962, is amended by adding Section 28-592.2 to limit possession of catfish to twenty-five in Marion County which shall read as follows:

“Section 28-592.2. It shall be unlawful in Marion County for any person to have in his possession at any one time more than twenty-five catfish. This provision shall not apply to commercial retailers or wholesalers engaged in the business of selling fish.

Any person violating the provisions of this section shall be deemed guilty of a misdemeanor and upon conviction fined not more than one hundred dollars.”

SECTION 2. Rabbit season for Marion County.—Notwithstanding any other provisions of law the rabbit season in Marion County shall open on Thanksgiving Day and close on March first of the following year.

SECTION 3. Turkey season for Marion County.—Notwithstanding any other provisions of law the turkey season in Marion County shall be closed for a period of five years beginning July 1, 1967.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R517, S492)

No. 370**An Act To Create The Greater Lake City Recreation District In Florence County.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Greater Lake City Recreation District created.—

There is hereby created in Florence County a district to be known as the Greater Lake City Recreation District, hereinafter referred to as the district, with such duties, powers and authority as provided by this act and including such territory and boundaries as hereinafter designated.

SECTION 2. Area.—The district shall include all that area described as follows :

Beginning at the intersection of U. S. Highway No. 378 and S. C. Highway No. 341 approximately 1.5 miles west of Lake City and extending along the centerline of S. C. Highway No. 341 to the city limits of Lake City, thence in a southwesterly direction to include all lands within the now existing city limits of Lake City and all future additions to the city limits thereof; from the eastern city limits of Lake City on S. C. Highway No. 341 extending in a southeasterly direction along the centerline of S. C. Highway No. 341 to the intersection of S. C. Highway No. 570 otherwise known as the McClam Road, thence in a northeasterly direction along the centerline of the McClam Road to its intersection with S. C. Highway No. 85, thence in a northwesterly direction along the centerline of S. C. Highway No. 85 approximately 1.1 miles to an unpaved county road; thence in a northerly and westerly direction along the centerline of this county road to its intersection with S. C. Highway No. 556, thence in a southwesterly direction along the centerline of S. C. Highway No. 556 to its intersection with S. C. Highway No. 85, thence in a westerly direction along the centerline of S. C. Highway No. 85 to its intersection with S. C. Highway No. 10, thence in a northwesterly direction along the centerline of S. C. Highway No. 10 to its intersection with U. S. Highway No. 52, thence in a northerly direction along the centerline of U. S. Highway No. 52 to its intersection with U. S. Highway No. 378, thence in a westerly direction along the centerline of U. S. Highway No. 378 to the point of beginning.

SECTION 3. To be corporate body.—The district shall be a body politic and shall exercise and enjoy all the rights and privileges of such and be subject to the rules and regulations imposed by this act.

SECTION 4. To be governed by a commission.—The district shall be governed by a commission to be known as the "Greater Lake City Recreation Commission of Florence County, hereinafter referred to as the commission, which shall be composed of five resident electors of the district to be appointed by the Governor upon the recommendation of the Florence County Legislative Delegation. In making such recommendations the Florence County Legislative Delegation shall endeavor to give representation on the commission to all sections of the district. The terms of office of the initial commission shall be for terms of one, two, three, four and five years, respectively, and the initial appointees, after organizing, shall determine the duration of their respective terms by lot. Upon the expiration of the initial terms of office, successors for all succeeding terms shall hold office for a term of five years. Should vacancies in office occur, successors shall be appointed for the balance of the unexpired term in the same manner as the members, whom they succeed, were appointed. All commissioners shall hold office for their respective term and until their successors shall have been elected and qualified.

Immediately upon the appointment of the commission, it shall organize by electing one of its number as chairman, a second as vice-chairman, and a third as secretary. The officers of the commission shall hold office for terms of one year and until their successors shall be chosen and qualify. It shall be the duty of the commission to see that a record of the appointees to the commission shall be filed in the clerk of court's office in Florence County, so as to indicate the persons holding office as members of the commission and the duration of their respective terms. No member of the commission shall receive any compensation for his services as a member of the commission.

SECTION 5. Powers.—The commission shall be empowered as follows:

- (1) To sue and be sued;
- (2) To adopt, use and alter a corporate seal;
- (3) To define a quorum for its meetings;
- (4) To make bylaws for the management and regulation of its affairs;

(5) To acquire by gift, purchase, or through the exercise of eminent domain, lands or interest therein whereupon to establish recreation facilities, primarily water recreation facilities, including boating, swimming and other facilities of like nature; *provided*, however, that the condemnation of an existing public use shall be denied unless it can be shown that the specific property to be condemned is absolutely essential to the district, and the use of be condemned does not materially impair the existing public use;

(6) To expend all moneys which it shall receive, including such portion of any bonds sold pursuant to this act as may be set apart to the commission for its functions;

(7) To acquire and operate any apparatus or equipment useful in the operation of its facilities;

(8) To prescribe rules and regulations governing the use of the facilities, including rules and regulations for boats and motors;

(9) To fix rates and charges for the use of any facility which might be established through the proceeds of the sale of revenue bonds;

(10) To make contracts and to execute instruments that are necessary or convenient for the discharge of the functions of the commission;

(11) To make contracts for construction and other services;

(12) To appoint agents, employees and servants, to prescribe their duties, to fix their compensation, to determine if and to what extent they shall be bonded for the faithful performance of their duties; and

(13) To issue and sell revenue bonds of the district payable from the revenue of any facility which the commission shall be empowered to construct and operate for the purpose of obtaining funds for the acquisition and maintenance of facilities which the commission is empowered to operate.

SECTION 6. Exempt from taxation.—All property of the commission shall be exempt from all ad valorem taxes levied by the State, county or any municipality, division, subdivision or agency, direct or indirect.

SECTION 7. Fiscal year and audit.—The commission shall conduct its affairs on the fiscal year basis employed by Florence County. As shortly after the close of its fiscal year as may be practicable an audit of its affairs shall be made by a certified public accountant of good standing, to be designated by the commission. Copies of such audit, incorporated into an annual report of the commission, shall be filed with the Florence County Legislative Delegation.

SECTION 8. Not effective unless Lake City to be part of district.—The provisions of this act shall not become effective unless the governing body of the town shall pass an ordinance making the Town of Lake City a part of the district.

SECTION 9. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R518, S503)

No. 371

An Act To Create A County Commission As The Governing Body Of Sumter County And To Provide For Its Membership, Powers And Duties.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. County Commission for Sumter County created.—There is hereby created a County Commission for Sumter County which shall constitute the governing body for the county, with the powers, duties and functions as herein provided, which is designated The Sumter County Commission, and herein referred to as "the commission".

SECTION 2. Purpose of act.—The purpose of this act, and more specifically the creation of The Sumter County Commission is :

- (a) To create a more efficient and effective form of local government to serve the people of Sumter County.
- (b) To separate from the county legislative delegation the duties and responsibilities for county governmental administration, local legislative action and fiscal responsibility.
- (c) To clearly define responsibility for the overall coordination and operation of all county governmental operations with all units of county government to be responsible to the county commission for the establishment of fiscal and budgetary policies and procedures.
- (d) To provide more effective representation to the citizens of Sumter County at both county and state levels.
- (e) To provide a county governing body legally equipped to effectively deal with the many problems resulting from the rapid population growth and urbanization presently being experienced in the county.

SECTION 3. Membership.—The commission shall be composed of seven members who shall be qualified electors of Sumter County to be elected at large without regard to geographical location of their residences at the general election to be held in November, 1968, and their successors shall be elected in the appropriate general election thereafter. The terms of the initial members shall commence January 2, 1969. County commissioners now in office shall continue to serve until the new commission members are elected and qualify, at which time their offices shall be abolished. The terms of office shall be for four years and until their successors are elected and qualify, except of those first elected, four shall serve for terms of four years and three shall serve for terms of two years. The four candidates receiving the highest number of votes in the initial election shall serve the four-year terms. In the event of a vacancy on the commission occurring by reason of death, resignation, or removal, the vacancy shall be filled for the remainder of the unexpired term by appointment by the Governor on the recommendation of the remaining commission members.

SECTION 4. Chairman and Clerk.—The commission shall select one of its number to serve as chairman for a term of two years at the initial meeting of the commission in January following each general election. Any vacancy in the chairmanship shall be filled for the unexpired portion of the term. The commission may designate a person to serve as clerk to record its proceedings and perform such additional duties as the commission sees fit.

SECTION 5. Compensation.—The compensation of each member of the commission shall be twelve hundred dollars annually, except the chairman who shall receive three thousand dollars. Per diem and mileage allowances at not in excess of the amount authorized by the State for members of boards, commissions or committees may be paid at the discretion of the commission.

SECTION 6. Meetings and quorum.—The commission shall meet at least twice each month at such time and place as it may determine for the transaction of official business, and special meetings may be held at such other times as the chairman may direct; *provided*, that no special meeting shall be held unless the chairman notifies all commission members and gives three days' public notice showing the hour, date, and place set for such meetings; *provided*, further, that with the consent of all members of the commission notice of

meetings may be waived. Four members of the commission shall constitute a quorum for the transaction of official business.

SECTION 7. Passage of ordinances.—No ordinance, resolution, code or policy shall be passed unless a quorum is present and a majority of those present shall have voted for its approval or passage. Any proposed ordinance or resolution shall be presented and read to the commission at two consecutive regular meetings before the commission shall vote for its passage. Each ordinance or resolution of the commission shall be published in full at least once in a newspaper of general circulation in the county at least five days before the effective date thereof.

SECTION 8. Records—ordinances to be published.—All proceedings of the commission shall be recorded and minutes kept, and annually all ordinances and resolutions passed during the preceding twelve months shall be printed and made available for public distribution through the office of the commission.

SECTION 9. Powers.—The commission may act in reference to such matters of local concern within the county as herein provided and, to that end, shall have the following powers:

- (a) To adopt, use and alter a corporate seal.
- (b)
 - 1. To acquire by purchase or gift real property in the name of the county.
 - 2. To acquire tangible personal property and supplies.
 - 3. To lease, sell or otherwise dispose of real and personal property in the name of the county, including all such property now owned by the county under such rules and regulations as the commission may adopt for the protection of the public interest.
- (c) To make contracts and to execute all instruments necessary or convenient for carrying out the functions committed to it.
- (d) To levy taxes and make appropriations for corporate purposes, including the construction and maintenance of public roads, buildings, and bridges; the maintenance and support of prisoners; the compensation of jurors, county officers, and employees; the payment of court expenses, litigation, and quarantine; the support of paupers; the payment of past indebtedness; for school purposes, and for ordinary county purposes.
- (e) To provide for a uniform system of ad valorem property tax assessment throughout the county.

- (f) To provide for the collection, receipt, custody, allocation, and disbursement of funds accruing to the county from whatever source derived.
- (g) To incur indebtedness in anticipation of the collection of taxes which have been levied.
- (h) To issue bonds, pledging the faith and credit of the county for purposes authorized by and within the limits prescribed by the Constitution of this State. Bonds issued pursuant to this authority shall mature serially in such manner as the commission may provide. They may contain provisions permitting their redemption prior to their stated maturity at premium figures. The commission shall determine the rates of interest such bonds may bear, the method of their execution and sale, and all other matters incident to the proper issuance and delivery of such bonds, and order the levy and collection of ad valorem taxes upon all taxable property in the county without limitation as to rate or amount sufficient to provide for the payment of the principal and interest on such bonds.
- (i) To enter into agreements on matters of local concern with agencies and instrumentalities of the Federal Government, the State Government, political subdivisions of the State, and educational, charitable and eleemosynary organizations or institutions.
- (j) To prescribe methods and procedures of budgeting and accounting for all county officers, departments, agencies, commissions or boards with full accounting to be rendered by all departments, agencies and branches of the county government at least once each year as the commission may prescribe.
- (k) To provide, after January 1, 1971, for the appointment of a professional county administrator, to serve for such term and at such salary as the commission may direct, whose duty it will be to serve as the chief administrative officer for county affairs; to carry out the policies, directives, and ordinances of the commission; to direct and coordinate all administrative activities, including the purchase and procurement of materials, supplies, and equipment; to direct the development of an annual budget and capital improvement program for submission to the commission; to control the expenditure of appropriated funds; to generally supervise and direct the programs of all county departments, agencies, boards, and commissions; and to be responsible for the establishment of

county personnel policies including the employment and discharge of department heads and the implementation of a county personnel and salary classification plan, all of which shall be subject to the approval of the commission.

- (1) To supervise and regulate the various departments of the county, and to create such other agencies and departments as may be deemed advisable and prescribe their duties and functions and to alter or transfer the duties and functions of existing officers, agencies or departments; but nothing contained herein shall affect the method of appointing magistrates or of electing the sheriff, the coroner, the clerk of court, the probate judge, the Judge of the Civil and Domestic Relations Court, and the members of the boards of trustees of the various school districts of the county, and the method of selecting the grand and petit juries, and their powers and functions shall not be altered or infringed by the provisions of this act. Except as above provided, the commission shall perform all functions related to the recommendation or appointment of boards or commissions or officials of Sumter County as were formerly vested in the Sumter County Legislative Delegation, or in the Sumter County Legislative Delegation, including the Senator, or in the Senator or any other words of similar import, as provided by law; *provided*, however, that the duties, functions, and tenure in office of board or commission members and other officials who, by election or appointment, are serving for a term of years upon the effective date of this act, shall not be altered or infringed prior to the expiration of such term. The respective department heads, boards, and commissions shall have the right to employ and discharge their subordinate employees needed on a full time basis, but subject to such rules and regulations as the commission may prescribe with respect to the number of employees needed and authorized, qualifications, pay grades, tenure, seniority, retirement, and other matters affecting the employment rights of county officers and employees.
- (m) To establish policies affecting the selection, appointment, dismissal and other matters in the control of the administrative employees of the county government, including fixing the compensation of such employees and members of the commission.
- (n) To exercise all the powers and duties vested by law in the existing county board of commissioners.

- (o) To exercise all the powers necessary to fulfill county responsibilities in matters of sanitation, law enforcement and public welfare.
- (p) To exercise the powers of eminent domain in accordance with any procedure provided by law for municipalities, counties, the State Highway Department, railroad corporations and the Public Works Eminent Domain Law.
- (q) To provide within the county special services such as water lines, sewage disposal, police and fire protection, refuse or garbage collection and disposal facilities, and drainage systems, and to assess the persons benefited in amounts sufficient to cover the expenses of providing such services.

SECTION 10. Not to affect political subdivisions of county.—Nothing in this act shall be construed to abridge or affect the powers of any municipality or political subdivision within the county.

SECTION 11. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R519, S505)

No. 372

An Act To Increase The Number Of Petit Jurors That May Be Drawn In Calhoun County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Number of jurors for Calhoun County.—Notwithstanding the provisions of Section 38-61, Code of Laws of South Carolina, 1962, in Calhoun County the jury commissioners may draw fifty-five petit jurors.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R520, S508)

No. 373

An Act To Amend Section 42-405, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Florence Public Library In Florence County, So As To Further Provide For The Appropriation Therefor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 42-405 amended—appropriations.—Section 42-405 of the 1962 Code, as amended, is further amended by striking it in its entirety and inserting in lieu thereof the following so as to further provide for the appropriation for the Florence Public Library. The section when amended shall read as follows:

“Section 42-405. The County Council of Florence County shall appropriate such monies by special tax levies or from the general funds of Florence County as may be necessary for the care and maintenance of all properties owned or used by the Florence Public Library and for the payment of salaries, for services, purchase of books and equipment and the expansion of countywide program or any other purpose related to the maintenance of a county library program. Such appropriation shall be made in the same manner as appropriation for county departments and shall be paid to the treasurer of the library.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R521, S509)

No. 374

An Act To Amend Act No. 818, Acts And Joint Resolutions Of South Carolina, 1966, As Amended, Relating To The Building Commission Of The City And County Of Florence, So As To Eliminate Certain Provisions Relating To The Holding Of A Referendum.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 18 of Act 818 of 1966 amended— no further action required.—Section 18 of Act No. 818 of 1966, as amended, is further amended so as to eliminate a provision relating to referendums

by striking the proviso at the end of the section. Section 18 when amended shall read as follows:

"Section 18. No election is prescribed as a condition precedent to the issuance of bonds pursuant to this act, and no action other than that prescribed herein need be taken to effect the issuance of the bonds herein authorized, nor shall the county board be required to obtain the approval of any public agency except as provided for in this act to any action taken pursuant to the authorization of this act. *Provided*, however, that nothing contained in this section shall prevent the County Council of Florence County, in its discretion, from submitting prior to the issuance of bonds pursuant to this act to the electorate of Florence County for its approval, the question whether an ad valorem tax upon all taxable property in Florence County sufficient to pay for the cost of amortizing the bond issue authorized by this act shall be approved as a condition precedent to issuance of bonds under Section 6 of this act."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R524, S514)

No. 375

An Act To Amend Section 65-1756, Code Of Laws Of South Carolina, 1962, Providing That Auditors Shall Not Visit Townships In Certain Counties For The Purpose Of Receiving And Assessing Taxes, So As To Remove Clarendon County From The Provisions Thereof.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 65-1756 amended—auditors of certain counties not to visit townships.—Section 65-1756 of the 1962 Code is amended by striking "Clarendon," on line two so that, when so amended, the section shall read:

"Section 65-1756. In Abbeville, Calhoun, Greenville, Horry and Williamsburg Counties, the county auditor shall not visit townships for the purpose of receiving and assessing taxes, but shall receive returns and assess taxes in his office only."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R525, S516)

No. 376

An Act To Amend Section 23-176, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Polling Precincts And Voting Places In Greenville County, So As To Further Define The Polling Precincts And To Designate The Voting Places In The County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-176 amended—polling precincts and voting places in Greenville County designated.—Section 23-176, Code of Laws of South Carolina, 1962, as amended, is further amended so as to further define the polling precincts and to designate the voting places in Greenville County by striking it out and inserting in lieu thereof the following:

"Section 23-176. (1) The polling precincts in Greenville County within the limits of the City of Greenville shall conform to the wards in which the City of Greenville is by law divided and polling precincts and voting places are hereby established as follows:

The first precinct of Ward One shall consist of that area bounded on the north by W. Stone Ave., N. Main St., Gallivan St.; on the east by Mohawk dr., Column St., E. Stone Ave., N. Church St.; on the south by E. North St., W. North St., Buncombe St. (U. S. Hwy. 25) and on the west by Rutherford St. The voting place for the first precinct of Ward One shall be Sears Shelter. The second precinct of Ward One shall consist of that area bounded on the north by the city limits; on the east by Rutherford Rd., Chick Springs Rd., Mohawk Dr.; on the south by Gallivan St., N. Main St., Ashley Ave. and on the west by City limits (Rutherford Rd. and Worley Rd.). The voting place for the second precinct of Ward One shall be Summit Drive School. The third precinct of Ward One shall consist of that area bounded on the north by the city limits, Rutherford St., Rutherford Rd., Ashley Ave.; on the east by N. Main St.; on the south by W. Stone Ave., Rutherford St., Lloyd St., Hampton Ave., N. Hudson St., W. Washington St. and on the west by the city limits. The voting place for the third precinct shall be Stone School.

The first precinct of Ward Two shall consist of that area bounded on the north by Batesview Dr., E. North St., city limits; on the east by the city limits; on the south by Interstate Hwy. 385, Lowndes Hill Rd. and on the west by Hillside Dr., Spruce St., E. North St.,

Harrington Ave., DuPont Dr. The voting place for the first precinct of Ward Two shall be East North Street School. The second precinct of Ward Two shall consist of that area bounded on the north by DuPont Dr., Harrington Ave., E. North St., Spruce St., Hillside Dr., Lowndes Hill Rd., Interstate Hwy. 385; on the east by the city limits; on the south by Laurens Rd., Stone Ave. Ext. and on the west by E. Stone Ave., Column St., Wade Hampton Blvd. The voting place for the second precinct of Ward Two shall be East-over—Overbrook School. The third precinct of Ward Two shall consist of that area bounded on the north by city limits (Rutherford Rd., S. C. Hwy. 291); on the east by S. C. Hwy. 291 (city limits); on the south by E. North St., Batesview Dr., Wade Hampton Blvd. and on the west by Mohawk Dr., Chick Springs Rd. The voting place for the third precinct of Ward Two shall be First Federal Savings & Loan.

The first precinct of Ward Three shall consist of that area bounded on the north by N. Church St., Stone Ave. Ext.; on the east by Reedy Creek, E. Washington St., River Dr.; on the south by River Dr., Ridgeland Dr., McDaniel Ave., E. McBee Ave. and on the west by N. Church St. The voting place for the first precinct of Ward Three shall be Hayne's School. The second precinct of Ward Three shall consist of that area bounded on the north by Ridgeland Ave., River Dr., E. Washington St., Reedy Creek, Laurens Rd.; on the east by Laurens Rd.; on the south by Ackley Rd., Line extending from the terminus of Ackley Rd. westward to the Reedy River following the rear line of property abutting Fernwood Lane and Woodland Way and on the west by Reedy River, McDaniel Ave. The voting place for the second precinct of Ward Three shall be Office Bldg., Cleveland Park. The third precinct of Ward Three shall consist of that area bounded on the north by Ackley Rd., Laurens Rd.; on the east by Laurens Rd.; on the south by Laurel Creek Lane, Carolina Ave., Don Dr., Parkins Mill Rd., Lady Marion Lane, Nottingham Rd., Scarlett St., Little John Lane and on the west by S. C. Hwy. 291, McAlister Rd., Greenacre Rd., Allendale Lane, Webster St., Unnamed Creek, Clark St., Bridwell Ave., Elder St., Tuskegee Ave., Carter St. The voting place for the third precinct of Ward Three shall be Fidelity Federal Savings & Loan. The fourth precinct of Ward Three shall consist of that area bounded on the north by line extending from Reedy River eastward to the terminus of Ackley Rd. following the rear line of property abutting

Fernwood Lane and Woodland Way, Ackley Rd.; on the east by Carter St., Tuskegee Ave., Elder St., Bridwell Ave., Clark St., Unnamed creek, Webster St., Allendale Lane, Greenacre Rd., McAlister Rd.; on the south by McAlister Rd., S. C. Hwy 291, Greenville Tech Parking Lot, McAlister Rd. and on the west by Cleveland St., Reedy River. The voting place for the fourth precinct of Ward Three shall be Nicholtown School.

The first precinct of Ward Four shall consist of that area bounded on the north by W. Faris Rd., Augusta Rd., E. Tallulah Dr.; on the east by Rock Creek Dr., Byrd Blvd.; on the south by Country Club Dr., Cammer Ave., Marietta St., Myers Dr., Unnamed creek, city limits (Brushy Creek) and on the west by the city limits (Brushy Creek). The voting place for the first precinct of Ward Four shall be Augusta Circle School. The second precinct of Ward Four shall consist of that area bounded on the north by Unnamed creek, Myers Dr., Marietta St., Cammer Ave., Country Club Dr., Byrd Blvd., Rock Creek Dr., Line from intersect of Rock Creek Dr. and E. Tallulah Dr. to Reedy River; on the east by Reedy River; on the south by the city limits (S. C. Hwy. 291 and Mauldin Rd.), the city limits and on the west by the city limits (Brushy Creek). The voting place for the second precinct of Ward Four shall be Hughes Jr. High School. The third precinct of Ward Four shall consist of that area bounded on the north by line from Reedy River to intersect of Cleveland St. and McAlister Rd., McAlister Rd., Greenville Tech Parking Lot, S. C. Hwy. 291, Little John Lane, Scarlett St., Nottingham Rd., Lady Marion Lane, Parkins Mill Rd., Don Dr., Carolina Ave., Laurel Creek Lane, Laurens Rd., City limits (Woodruff Rd.); on the east by city limits; on the south by city limits and on the west by city limits (Reedy River), Reedy River. The voting place for the third precinct of Ward Four shall be Sara Collins School.

The first precinct of Ward Five shall consist of that area bounded on the north by Easley Bridge Rd. (U. S. Hwy. 123), Pendleton St., North Calhoun St., Birnie St., Wardlaw St.; on the east by Pendleton St., Green Ave., Guess St.; on the south by city limits and on the west by city limits. The voting place for the first precinct of Ward Five shall be Pendleton St. Fire Station. The second precinct of Ward Five shall consist of that area bounded on the north by the city limits, Southern Railroad, Line from Southern Railroad to Gower St.-Endel St. intersect, Gower St.; on the east

by Ware St., N. Calhoun St.; on the south by Pendleton St., Easley Bridge Rd. (U. S. Hwy. 123), city limits (Traction St. & Old Easley Hwy.), city limits and on the west by the city limits. The voting place for the second precinct of Ward Five shall be West Greenville Recreation Center. The third precinct of Ward Five shall consist of that area bounded on the north by W. Washington St.; on the east by N. Hudson St., S. Hudson St., N. Calhoun St.; on the south by Ware St., Gower St., Line from Gower St.-Endel St. intersect to Southern Railroad and on the west by Southern Railroad, City Limits. The voting place for the third precinct of Ward Five shall be Mayberry Park Recreation Center. The fourth precinct of Ward Five shall consist of that area bounded on the north by Buncombe St. (U. S. Hwy. 25), W. North St., E. North St.; on the east by N. Church St., McBee Ave., McDaniel Ave.; on the south by Reedy River, S. Main St., Pendleton St., Wardlaw St., Birnie St. and on the west by S. Hudson St., N. Hudson St., Hampton Ave., Lloyd St. The voting place for the fourth precinct of Ward Five shall be the County Office Building.

The first precinct of Ward Six shall consist of that area bounded on the north by Reedy River; on the east by Reedy River, Cleveland St.; on the south by Line from intersect of McAlister Rd. and Cleveland St. to the intersect of E. Tallulah Dr. and Rock Creek Dr.; E. Tallulah Dr. and on the west by Augusta Rd., Cureton St., McCuen St., E. Faris Rd., Ponce De Leon Dr., Lanneau Dr., McDaniel Ave., Crescent Ave., Jones Ave., Cleveland St. The voting place for the first precinct of Ward Six shall be the Y.M.C.A. The second precinct of Ward Six shall consist of that area bounded on the north by Pendleton St.; on the east by Augusta Rd., Grove Rd.; on the south by the city limits (Grove Rd.), city limits; on the west by the city limits (Mills Ave., Mission St., and Lotis St.), City limits, Guess St., Green Ave. The voting place for the second precinct of Ward Six shall be the Y.W.C.A. The third precinct of Ward Six shall consist of that area bounded on the north by Crescent Ave., McDaniel Ave., Lanneau Dr., Ponce De Leon Dr.; on the east by E. Faris Rd., McCuen St., Cureton St., Augusta Rd., W. Faris Rd.; on the south by W. Faris Rd., City limits (Brushy Creek) and on the west by Grove Rd., Augusta Rd., S. Church St. The voting place for the third precinct of Ward Six shall be Augusta Rd. Fire Station. The fourth precinct of Ward Six shall consist of that area bounded on the north by S. Main St., Reedy River; on

the east by Cleveland St., Jones Ave.; on the south by Crescent Ave., S. Church St. and on the west by Augusta Rd. The voting place for the fourth precinct of Ward Six shall be the County Health Department.

(2) The voting precincts in Greenville County within the limits of the City of Greer shall conform to the precincts in which the City of Greer is by law divided and voting precincts and voting places are established as follows:

Precinct No. 1 shall consist of that area bounded on the north by E. Poinsett St.; on the east by the county line; on the south by the city limits (Maple Creek) and on the west by S. Main St., Pelham St., School St., S. Main St. The voting place for Precinct No. 1 shall be 305 Trade Street. Precinct No. 2 shall consist of that area bounded on the north by Southern Railroad; on the east by School St., Pelham St., S. Main St.; on the south by S. Main St., City limits (Maple Creek) and on the west by the city limits (Maple Creek). The voting place for Precinct No. 2 shall be Fowler's Cleaners. Precinct No. 3 shall consist of that area bounded on the north by Center St.; on the east by the county line; on the south by E. Poinsett St., W. Poinsett St. and on the west by N. Miller St., W. Arlington Ave., North Ave., Cemetery boundary, Bearden St., N. Main St. The voting place for Precinct No. 3 shall be Paget Chevrolet. Precinct No. 4 shall consist of that area bounded on the north by W. Poinsett St.; on the east by S. Main St., School St.; on the south by Southern Railroad and on the west by City limits (Maple Creek), Gallivan St., Parker St., Piedmont & Northern Railroad, Mimosa Dr., S. Beverly Lane. The voting place for Precinct No. 4 shall be Duke Street School. Precinct No. 5 shall consist of that area bounded on the north by the city limits; on the east by N. Main St., Bearden St., Cemetery boundary, North Ave., Arlington Ave., N. Miller St.; on the south by W. Poinsett St. and on the west by Spring St., Tremont Ave., Forest St. The voting place for Precinct No. 5 shall be Davenport Jr. High School. Precinct No. 6 shall consist of that area bounded on the north by the city limits; on the east by Forest St., Tremont Ave., Spring St., W. Poinsett St., S. Beverly Lane, Mimosa Dr.; on the south by Piedmont & Northern Railroad and on the west by the city limits. The voting place for Precinct No. 6 shall be Olds-Cadillac Building.

(3) In Greenville County outside the corporate limits of the Cities of Greenville and Greer there shall be voting precincts and voting places established as follows:

Precinct 1, Jennings Mill, shall consist of that area bounded on the north by the State line; on the east by straight line extending from the State line at a point one-half mile south of Rt. 41 to the north boundary of Pleasant Ridge State Park, east boundary of Pleasant Ridge State Park; on the south by S. C. Hwy. 11, U. S. Hwy. 276, Rt. 101, Rt. 124, county line and on the west by the county line. The voting place for Jennings Mill Precinct shall be Hart Valley Ranch. Precinct 2, Maridell, shall consist of that area bounded on the north by the State line; on the east by Rt. 117, U. S. Hwy. 25, Rt. 129 (Ridge Rd.), Bailey Mill Rd., Meadow Fork Rd., Rt. 270 (Mush Creek Rd.), S. C. Hwy. 290 (Locust Hill Rd.), Kelley's Mill Rd.; on the south by Kelley's Mill Rd., Rt. 59 (White Horse Rd. Ext.) Coleman Rd. and on the west by S. C. Hwy. 414, Rt. 178 (Tally Bridge Rd.), Rt. 535 (Parnell Bridge Rd.), North Saluda River, S. C. Hwy. 11, east boundary of Pleasant Ridge State Park, straight line extending from the north boundary of Pleasant Ridge State Park to the State line at a point one-half mile south of Rt. 41. The voting place for Maridell Precinct shall be Johnson's Store. Precinct 3, Tigerville, shall consist of that area bounded on the north by the State line; on the east by line extending from the State line to Middle Tyger River and paralleling Rt. 118 (Glassy Mountain Rd.) at a distance of one mile to the east, middle Tyger River, S. C. Hwy. 11, Rt. 44, S. C. 101 (O'Neal Rd.); on the south by Rt. 569 (Camp Creek Rd.), Lindsey Bridge Rd., South Tyger River, Mush Creek and on the west by Meadow Fork Rd., Bailey Mill Rd., Rt. 129 (Ridge Rd.), U. S. Hwy. 25, Rt. 17. The voting place for Tigerville Precinct shall be Tigerville Elementary School. Precinct 4, Gowensville, shall consist of that area bounded on the north by the State line; on the east by the county line; on the south by Middle Tyger River, Beaverdam Creek, S. C. Hwy. 14, S. C. Hwy. 414 and on the west by Rt. 44, S. C. Hwy. 11, Middle Tyger River, line extending from Middle Tyger River to the State line and paralleling Rt. 118 (Glassy Mountain Rd.) at a distance of one mile to the east. The voting place for Gowensville Precinct shall be Community Center. Precinct 5, Pleasant Hill, shall consist of that area bounded on the north by S. C. Hwy. 414, S. C. Hwy. 14, Beaverdam Creek, Middle Tyger River; on the east by Middle Tyger River, county line; on the south by Rt. 277 (Jordan Rd.), Rt. 278, Cripple Creek Rd., Rt. 98 (Berry's Mill Rd.), N. Beaverdam Creek, Pennington Rd., Unnamed road and on the west by S. C. Hwy. 101 (O'Neal Rd.). The voting place for Pleasant Hill Precinct

shall be Skyland School. Precinct 6, Mountain View, shall consist of that area bounded on the north by Mush Creek, South Tyger River, Lindsey Bridge Rd., Rt. 569 (Camp Creek Rd.); on the east by S. C. Hwy. 101 (O'Neal Rd.), Few's Bridge Rd. (Rt. 113), Groces Meadow Rd. (Rt. 92), Keller Rd. (Rt. 140); on the south by S. C. 290 (Locust Hill Rd.), Rt. 342, Rt. 343, Kelley's Mill Rd. and on the west by Kelley's Mill Rd., S. C. 290 (Locust Hill Rd.), Rt. 270 (Mush Creek Rd.), Meadow Fork Rd. The voting place for Mountain View Precinct shall be Mountain View School. Precinct 7, Slater, shall consist of that area bounded on the north by S. C. Hwy. 11; on the east by North Saluda River, Rt. 535 (Parnell Bridge Rd.), Rt. 178 (Tally Bridge Rd.), Hwy. 414, Coleman Rd.; on the south by Rt. 59 (White Horse Rd. Ext.) and on the west by Greenville & Northern Railroad, Slater Rd., Burdette Creek, Hart Cut Rd. (Rt. 119), Greenville & Northern Railroad, U. S. Hwy. 276. The voting place for Slater Precinct shall be Slater Fire Station. Precinct 8, Marietta, shall consist of that area bounded on the north by Rt. 124, Rt. 101, U. S. Hwy. 276; on the east by U. S. Hwy. 276, Greenville & Northern Railroad, Hart Cut Rd. (Rt. 119), Burdette Creek, Slater Rd., Greenville & Northern Railroad; on the south by Rt. 59 (White Horse Rd. Ext.), U. S. Hwy. 276, Rt. 102, Rt. 89, North Saluda River and on the west by the county line. The voting place for Marietta Precinct shall be Slater Marietta High School. Precinct 9, Travelers Rest No. 1, shall consist of that area bounded by the city limits. The voting place for Travelers Rest No. 1 Precinct shall be Travelers Rest City Hall. Precinct 10, Travelers Rest No. 2, shall consist of that area bounded on the north by North Saluda River, Rt. 89, Rt. 102; on the east by U. S. Hwy. 276, Travelers Rest city limits, Rt. 22 (State Park Rd.); on the south by Left Fork Beaverdam Creek, straight line extending from the head of Left Fork Beaverdam Creek to Paris Mountain Lookout Tower, straight line from Paris Mountain Lookout Tower to head of Little Creek, Little Creek, Duncan Chapel Rd., Watkins Bridge Rd., Reedy River, Rt. 88, Rt. 132 (Hunts Bridge Rd.) and on the west by the county line. The voting place for Travelers Rest No. 2 Precinct shall be Travelers Rest High School. Precinct 11, Travelers Rest No. 3, shall consist of that area bounded on the north by Rt. 59 (White Horse Rd. Ext.), Kelley's Mill Rd.; on the east by Rt. 173 (Tigerville Rd.), Rt. 262 (Jackson Grove Rd.), Unnamed Road, Robinson Rd.; on the south by Rt. 22 (State Park Rd.), Travelers Rest city limits and on the west by U. S.

276. The voting place for Travelers Rest No. 3 Precinct shall be Travelers Rest Elementary School. Precinct 12, Sandy Flat, shall consist of that area bounded on the north by Kelley's Mill Rd., Rt. 343, Rt. 342, S. C. Hwy. 290 (Locust Hill Rd.), Keller Rd. (Rt. 140); on the east by Groces Meadow Rd. (Rt. 92), Center Dr., Thurston Rd., Rt. 546 (Milford Church Rd.), Wofford Rd.; on the south by S. C. Hwy. 290 (Locust Hill Rd.), Rt. 156 (Darby Rd.), Rt. 22 (State Park Rd.) and on the west by Robinson Rd., Unnamed road, Rt. 262 (Jackson Grove Rd), Rt. 173 (Tigerville Rd.). The voting place for Sandy Flat Precinct shall be Jackson Grove Methodist Church. Precinct 13, O'Neal shall consist of that area bounded on the north by Rt. 113 (Few's Bridge Rd.), S. C. 101 (O'Neal Rd.), Unnamed road, Pennington Rd., North Beaverdam Creek, Rt. 98 (Berry's Mill Rd.), Cripple Creek Rd., Rt. 278, Rt. 277 (Jordan Rd.); on the east by the county line; on the south by South Tyger River, S. C. Hwy. 14, Holiday Rd., Ansel School Rd., S. C. Hwy. 101 (O'Neal Rd.), Brookdell Dr., Owens Rd., Pine Dr., Copeland Rd., S. C. Hwy. 290 (Locust Hill Rd.) and on the west by Wofford Rd., Rt. 546 (Milford Church Rd.), Thurston Rd., Center Dr., Groces Meadow Rd. (Rt. 92). The voting place for O'Neal Precinct shall be O'Neal Fire Station. Precinct 14, Frohawk, shall consist of that area bounded on the north by Ansel School Rd., Holiday Rd., S. C. Hwy. 14, South Tyger River; on the east by the county line; on the south by Greer city limits and on the west by S. C. Hwy. 101. The voting place for Frohawk Precinct shall be the Scout Hut. Precinct 15, Fairview, shall consist of that area bounded on the north by Stalling Rd. (Old Rutherford Rd.), McElhaney Dr., S. C. Hwy. 290 (Locust Hill Rd.), Copeland Rd., Pine Dr., Owens Rd., Brookdell Dr.; on the east by S. C. Hwy. 101, Greer city limits; on the south by Southern Railroad, Alexander Dr., Old Chick Springs Rd., Hammet Rd., U. S. Hwy. 29 and on the west by the Enoree River. The voting place for Fairview Precinct shall be Fairview School. Precinct 16, Edwards Forest, shall consist of that area bounded on the north by Stalling Rd. (Old Rutherford Rd.), U. S. Hwy. 29; on the east by Enoree River, U. S. Hwy. 29, Hillside Dr., Main St., Edwards St.; on the south by Lee Rd and on the west by Watson Rd., Old Camp Rd. (Rt. 21), Mountain Creek Church Rd. (Old Rutherford Rd.). The voting place for Edwards Forest Precinct shall be Taylors Fire Station. Precinct 17, Reid's School, shall consist of that area bounded on the north

by Rt. 156 (Darby Rd.); on the east by S. C. Hwy. 290 (Locust Hill Rd.), McElhaney Dr.; on the south by Stalling Rd. (Old Rutherford Rd.), Mountain Creek Church Rd., S. C. Hwy. 253, Mountain Creek and on the west by Rt. 344 (State Park Rd., Reservoir Rd.), Tanyard Rd., Rt. 22 (State Park Rd.). The voting place for Reid's School Precinct shall be Reid's School. Precinct 18, Paris Mountain, shall consist of that area bounded on the north by a straight line extending from Paris Mountain Lookout Tower to head of Left Fork Beverdam Creek, Left Fork Beaverdam Creek; on the east by Rt. 22 (State Park Rd.), Tanyard Rd., Rt. 344 (State Park Rd., Reservoir Rd.), Mountain Creek, S. C. Hwy. 253 (State Park Rd.); on the south by S. C. Hwy. 253 (State Park Rd.) and on the west by Altamont Rd. The voting place for Paris Mountain Precinct shall be Piedmont Park Fire Department. Precinct 19, Armstrong, shall consist of that area bounded on the north by Rt. 132 (Hunts Bridge Rd.), Rt. 88; on the east by Reedy River, Watkins Bridge Rd., Duncan Rd., S. C. Hwy. 250; on the south by Farr's Bridge Rd. (Rt. 183) and on the west by the county line. The voting place for Armstrong Precinct shall be Armstrong School. Precinct 20, Berea No. 1, shall consist of that area bounded on the north by Farr's Bridge Rd. (Rt. 183), Cedar Lane Rd. (Rt. 183); on the east by Parker Rd., Almena St., Crane Ave., Rainbow Dr., Marion Rd., S. C. 250 (White Horse Rd.); on the south by Bramlett Rd., Southern Railroad, Unnamed Creek and on the west by the county line. The voting place for Berea No. 1 Precinct shall be Berea High School. Precinct 21, Berea No. 2, shall consist of that area bounded on the north by S. C. 250, Duncan Rd., Watkins Bridge Rd.; on the east by Reedy River; on the south by Unnamed creek, Old Cedar Lane, Lily St. and on the west by Parker Rd., Cedar Lane Rd. (Rt. 183). The voting place for Berea No. 2 Precinct shall be Fidelity Federal Savings & Loan. Precinct 22, Monaview, shall consist of that area bounded on the north by Lily St., Old Cedar Lane, Unnamed creek; on the east by Reedy River, S. C. Hwy. 253; on the south by S. C. Hwy. 253 and on the west by Crane Ave., Almena St., Parker Rd. The voting place for Monaview Precinct shall be Monaview School. Precinct 23, Westville, shall consist of that area bounded on the north by Marion Rd., Rainbow Dr.; on the east by Crane Ave., S. C. Hwy. 253, Arch St.; on the south by Pendleton Rd., Old Mill Rd., White Horse Rd. (S. C. Hwy. 250), Southern Railroad and on the west by

Bramlett Rd., White Horse Rd. (S. C. Hwy. 250). The voting place for Westville Precinct shall be Westville School. Precinct 24, Alexander, shall consist of that area bounded on the north by S. C. Hwy. 253, City View city limits, Wood St., 4th St.; on the east by Piedmont and Northern Railroad, Greenville city limits; on the south by Old Easley Hwy. (U. S. Hwy. A-123) and on the west by White Horse Rd. (S. C. Hwy. 250), Old Mill Rd., Pendleton Rd., Arch St. The voting place for Alexander Precinct shall be Alexander School. Precinct 25, Woodside, shall consist of that area bounded on the north by City View city limits; on the east by City View city limits, Greenville city limits; on the south by Greenville city limits and on the west by Piedmont and Northern Railroad, 4th St., Wood St. The voting place for Woodside Precinct shall be the Gymnasium. Precinct 26, City View, shall consist of that area bounded by the city limits. The voting place for City View Precinct shall be City View Town Hall. Precinct 27, Monaghan, shall consist of that area bounded on the north by Cedar Lane Rd. (Rt. 183), Hampton Ave.; on the east by City View city limits; on the south by City View city limits and on the west by S. C. Hwy. 253. The voting place for Monaghan Precinct shall be the Y.M.C.A. Precinct 28, American Spinning, shall consist of that area bounded on the north by S. C. Hwy. 253, Buncombe Rd.; on the east by Buncombe Rd., Hammett St., Morris St.; on the south by Cedar Lane Rd. (Rt. 183) and on the west by S. C. Hwy. 253. The voting place for American Spinning Precinct shall be Cone School. Precinct 29, Poe Mill, shall consist of that area bounded on the north by Cedar Lane Rd. (Rt. 183), Morris St., Hammett St., 3rd St.; on the east by U. S. Hwys. 25 and 276; on the south by Greenville city limits and on the west by City View city limits, Hampton Ave. The voting place for Poe Mill Precinct shall be Parker Fire Department. Precinct 30, Park Place, shall consist of that area bounded on the north by Kern St., Piedmont & Northern Railroad; on the east by U. S. Hwys. 25 and 276; on the south by 3rd St., Hammett St. and on the west by Buncombe Rd. The voting place for Park Place Precinct shall be Parker Fire Station No. 3. Precinct 31, Union Bleachery, shall consist of that area bounded on the north by Franklin Rd.; on the east by Langston Creek; on the south by S. C. Hwy. 253 and on the west by Reedy River. The voting place for Union Bleachery Precinct shall be the Community Building. Precinct 32, Duncan Chapel, shall consist of that area bounded on the north by Watkins

Bridge Rd., Duncan Chapel Rd., Little Creek, line from head of Little Creek to Paris Mountain Lookout Tower; on the east by line paralleling Altamont Rd. at a distance of 600 feet to the west, Unnamed creek, North Parker Rd., Dawson Rd., Davidson Rd., Parker Rd., Langston Creek; on the south by Franklin Rd. and on the west by Reedy River. The voting place for Duncan Chapel Precinct shall be Duncan Chapel School. Precinct 33, Sans Souci, shall consist of that area bounded on the north by Langston Creek, U. S. Hwys. 25 and 276; on the east by U. S. Hwys. 25 and 276, Piedmont & Northern Railroad; on the south by Kern St., Buncombe Rd. and on the west by Langston Creek. The voting place for Sans Souci Precinct shall be Sans Souci Jr. High School. Precinct 34, Hillandale, shall consist of that area bounded on the north by Langston Creek, Parker Rd., Davidson Rd., Dawson Rd., North Parker Rd., Unnamed Creek, line paralleling Altamont Rd. at a distance of 600 feet to the west, straight line extending from head of Little Creek to Paris Mountain Lookout Tower, straight line extending from Lookout Tower to head of Left Fork Beaverdam Creek; on the east by Altamont Rd., Piney Mountain Rd., S. C. Hwy. 291; on the south by Greenville city limits, Worley Rd., S. C. Hwy. 291 and on the west by U. S. Hwys. 25 and 276. The voting place for Hillandale Precinct shall be Greenville Revival Center. Precinct 35, Washington Heights, shall consist of that area bounded on the north by S. C. Hwy. 291; on the east by Worley Rd.; on the south by Rutherford Rd. and on the west by U. S. Hwys. 25 and 276. The voting place for Washington Heights Precinct shall be Washington School. Precinct 36, Piedmont Park, shall consist of that area bounded on the north by S. C. Hwy. 253 (State Park Rd.), Mountain Creek Church Rd.; on the east by Mountain Creek Church Rd. (Old Rutherford Rd.); on the south by Old Camp Rd. (Rt. 21) and on the west by S. C. Hwy. 291, Piney Mountain Rd. The voting place for Piedmont Park Precinct shall be Paris School. Precinct 37, Woodlawn, shall consist of that area bounded on the north by Old Camp Rd. (Rt. 21); on the east by Donnan Rd.; on the south by Wade Hampton Blvd. (U. S. Hwy. 29); and on the west by S. C. Hwy. 291. The voting place for Woodlawn Precinct shall be Wade Hampton High School. Precinct 38, Wade Hampton, shall consist of that area bounded on the north by Old Camp Rd. (Rt. 21); on the east by Watson Rd., Lee Rd.; on the south by Edwards Rd., Elizabeth Dr., Wade Hampton Blvd. (U. S. Hwy. 29); and

on the west by Donnan Rd. The voting place for Wade Hampton Precinct shall be Wade Hampton Fire Station. Precinct 39, Lake Forest Heights, shall consist of that area bounded on the north by Wade Hampton Blvd. (U. S. Hwy. 29); on the east by Richbourg Rd., Edwards Rd., Lake Fairfield Dr., Hermitage Rd., Selwyn Dr.; on the south by Old Spartanburg Rd. (Rt. 94), Greenville city limits and on the west by S. C. Hwy. 291. The voting place for Lake Forest Heights shall be St. Francis Episcopal Church. Precinct 40, Lake Forest, shall consist of that area bounded on the north by Edwards Rd.; on the east by Richbourg Rd., Old Spartanburg Rd. (Rt. 94), Butler Springs Rd.; on the south by Butler Springs Rd., Pelham Rd. (Rt. 492), Greenville city limits; and on the west by Old Spartanburg Rd. (Rt. 94), Selwyn Dr., Hermitage Rd., Lake Fairfield Dr. The voting place for Lake Forest Precinct shall be Lake Forest School. Precinct 41, Botany Woods, shall consist of that area bounded on the north by Wade Hampton Blvd. (U. S. Hwy. 29); on the east by Elizabeth Dr.; on the south by Edwards Rd. and on the west by Richbourg Rd. The voting place for Botany Woods shall be the Lutheran Church of Our Savior. Precinct 42, Rock Hill, shall consist of that area bounded on the north by Edwards Rd., Unnamed creek, Brushy Creek; on the east by Terra-mont Circle, Hudson Rd. (Rt. 347); on the south by Pelham Rd. (Rt. 492); and on the west by Butler Springs Rd., Old Spartanburg Rd. (Rt. 94), Richbourg Rd. The voting place for Rock Hill Precinct shall be Rock Hill Church. Precinct 43, Northwood, shall consist of that area bounded on the north by Edwards Rd., Lee Rd., Strange Rd.; on the east by Kimbrell Rd.; on the south by Old Spartanburg Rd. (Rt. 94), Brushy Creek; and on the west by unnamed creek, Edwards Rd. The voting place for Northwood Precinct shall be Northwood School. Precinct 44, Taylors, shall consist of that area bounded on the north by U. S. Hwy. 29; on the east by Hammet Rd., Old Chick Springs Rd., Alexander Dr., Southern Railroad, Enoree River; on the south by Cane Creek; and on the west by Strange Rd., Lee Rd., Edward St., Main Street, Hill-side Dr. The voting place for Taylors Precinct shall be Taylors Elementary School. Precinct 45, Pleasant Grove, shall consist of that area bounded on the north by Southern Railroad, Greer city limits; on the east by the county line; on the south by Interstate Hwy. 85; and on the west by Batesville Rd. (Rt. 312), Old Spartanburg Rd. (Rt. 94), Enoree River. The voting place for Pleasant

Grove Precinct shall be Woodland School. Precinct 46, Brushy Creek, shall consist of that area bounded on the north by Hudson Rd. (Rt. 347), Terramont Circle, Old Spartanburg Rd. (Rt. 94), Kimbrell Rd., Strange Rd., Cane Creek; on the east by Enoree River, Old Spartanburg Rd. (Rt. 94), Batesville Rd. (Rt. 312); on the south by Interstate Hwy. 85; and on the west by Pelham Rd. (Rt. 492), Boiling Springs Rd. (Rt. 447), Ridge Rd. (Rt. 313). The voting place for Brushy Creek Precinct shall be Brushy Creek School. Precinct 47, Mission, shall consist of that area bounded on the north by Greenville city limits, Pelham Rd. (Rt. 492), Hudson Rd. (Rt. 347); on the east by Ridge Rd. (Rt. 313), Boiling Springs Rd. (Rt. 447), Pelham Rd. (Rt. 492); on the south by Interstate Hwy. 85; and on the west by Greenville city limits. The voting place for Mission Precinct shall be Laurel Elementary School. Precinct 48, Tanglewood, shall consist of that area bounded on the north by unnamed creek, Southern Railroad; on the east by White Horse Rd. (S. C. Hwy. 250), Old Easley Bridge Rd.; on the south by New Dunham Bridge Rd., Dunham Bridge Rd., Anderson Rd. (S. C. Hwy. 81); and on the west by the county line. The voting place for Tanglewood Precinct shall be Tanglewood School. Precinct 49, Graceland, shall consist of that area bounded on the north by Old Easley Hwy. (U. S. A-123); on the east by Piedmont & Northern Railroad; on the south by Easley Bridge Rd. (U. S. Hwy. 123); and on the west by White Horse Rd. (S. C. Hwy. 250). The voting place for Graceland Precinct shall be Julia Charles School. Precinct 50, Brandon, shall consist of that area bounded on the north by Old Easley Hwy. (U. S. A-123); on the east by Greenville city limits; on the south by Easley Bridge Rd. (U. S. Hwy. 123); and on the west by Piedmont & Northern Railroad. The voting place for Brandon Precinct shall be Brandon Skating Rink. Precinct 51, East Welcome, shall consist of that area bounded on the north by Easley Bridge Rd. (U. S. Hwy. 123); on the east by Washington Ave., Piedmont & Northern Railroad; on the south by Anderson Rd. (S. C. Hwy. 81) and on the west by White Horse Rd. (S. C. Hwy. 250). The voting place for East Welcome Precinct shall be Welcome School. Precinct 52, West Highlands, shall consist of that area bounded on the north by Easley Bridge Rd. (U. S. Hwy. 123); on the east by Piedmont & Northern Railroad Spur; on the south by Anderson Rd. (S. C. Hwy. 81); and on the west by Washington Ave., Piedmont & Northern Railroad. The voting place for West Highlands

Precinct shall be Crestone School. Precinct 53, Judson Mill, shall consist of that area bounded on the north by Easley Bridge Rd. (U. S. Hwy. 123); on the east by Brushy Creek; on the south by Anderson Rd. (S. C. Hwy. 81); and on the west by Piedmont & Northern Railroad Spur. The voting place for Judson Mill Precinct shall be Judson Fire Station. Precinct 54, St. Francis, shall consist of that area bounded on the north by Easley Bridge Rd. (U. S. Hwy. 123); on the east by Greenville city limits; on the south by Anderson Rd. (S. C. Hwy. 81); and on the west by Brushy Creek. The voting place for St. Francis Precinct shall be Sterling High School. Precinct 55, Mills Mill, shall consist of that area bounded on the north by Anderson Rd. (S. C. Hwy. 81); on the east by Greenville city limits; on the south by Greenville city limits (Mills Ave.); and on the west by Brushy Creek. The voting place for Mills Mill Precinct shall be the Scout House. Precinct 56, Dunean, shall consist of that area bounded on the north by Anderson Rd. (S. C. Hwy. 81); on the east by Brushy Creek; on the south by Mills Ave. and Interstate Hwy. 185; and on the west by Simpson St., Marue Dr., Washington Ave. The voting place for Dunean Precinct shall be the Recreation Hall. Precinct 57, West Welcome, shall consist of that area bounded on the north by Anderson Rd. (S. C. Hwy. 81), Dunham Bridge Rd., New Dunham Bridge Rd., Old Easley Bridge Rd.; on the east by White Horse Rd. (S. C. Hwy. 250), Anderson Rd. (S. C. Hwy. 81), Washington Ave., Southern Railroad; and on the south by White Horse Rd. (S. C. Hwy. 250), Interstate Hwy. 185; and on the west by the county line. The voting place for West Welcome Precinct shall be Carolina High School. Precinct 58, Chestnut Hills, shall consist of that area bounded on the north by the Southern Railroad, Washington Ave., Marue Dr., Simpson St., Mills Ave., Greenville city limits; on the east by Greenville city limits; on the south by Left Fork Brushy Creek, Murrell St., White Horse Rd. (S. C. Hwy. 250); and on the west by the Southern Railroad. The voting place for Chestnut Hills Precinct shall be Gibson's Skating Rink. Precinct 59, West Gantt, shall consist of that area bounded on the north by Interstate Hwy. 185, White Horse Rd. (S. C. Hwy. 250), Murrell St., Left Fork Brushy Creek; on the east by Greenville city limits (Brushy Creek), unnamed creek, E. Dorchester Blvd., Pine Creek Dr., Edgefield Rd., White Horse Rd. (S. C. Hwy. 250), Dixie Circle, Evelyn Dr., W. Fairfield Rd., S. Fairfield Rd., Unnamed creek, Old Grove Rd. (Rt. 83); on the

south by Earl Rd. (Rt. 27), S. C. Hwy. 20, Piedmont & Northern Railroad, Unnamed road, Unnamed creek; and on the west by the county line. The voting place for West Gantt Precinct shall be Gantt Fire Department. Precinct 60, Sylvan Hills-Paramount Park, shall consist of that area bounded on the north by Greenville city limits; on the east by Greenville city limits; on the south by Interstate Hwy. 85; and on the west by Brushy Creek. The voting place for Sylvan Hills-Paramount Park Precinct shall be Gantt Fire Station No. 2. Precinct 61, Belle Meade, shall consist of that area bounded on the north by Interstate Hwy. 85; on the east by U. S. Hwy. 25; on the south by E. Fairfield Rd., White Horse Rd. (S. C. Hwy. 250); and on the west by Edgefield Rd., Pine Creek Dr., E. Dorchester Blvd., Unnamed creek, Brushy Creek. The voting place for Belle Meade Precinct shall be Serrine School. Precinct 62, East Gantt, shall consist of that area bounded on the north by White Horse Rd. (S. C. Hwy. 250), E. Fairfield Rd., U. S. Hwy. 25, Hicks Rd., White Horse Rd. Ext.; on the east by Fork Shoals Rd. (Rt. 146); on the south by Ashmore Bridge Rd.; and on the west by U. S. Hwy. 25, Earl Rd. (Rt. 27), Old Grove Rd. (Rt. 83), Unnamed Creek, S. Fairfield Rd., W. Fairfield Rd., Evelyn Dr., Dixie Circle. The voting place for East Gantt Precinct shall be East Gantt School. Precinct 63, Conestee, shall consist of that area bounded on the north by Interstate Hwy. 85; on the east by Reedy River, W. Butler Rd. (Rt. 186), Laurel Creek, Reedy River; on the south by Log Shoals Rd. (Rt. 316); and on the west by Fork Shoals Rd. (Rt. 146), White Horse Rd. Ext., Hicks Rd., U. S. Hwy. 25. The voting place for Conestee Precinct shall be Conestee Scout House. Precinct 64, Mauldin No. 1, shall consist of that area bounded by the city limits. The voting place for Mauldin No. 1 Precinct shall be Mauldin Fire Department. Precinct 65, Mauldin No. 2, shall consist of that area bounded on the north by Interstate Hwy. 85; on the east by Woodruff Rd. (S. C. Hwy. 146), Tanner Rd. Bethel Rd., S. C. Hwy. 14; on the south by Harts Lane (Rt. 458), Holland Rd. (Rt. 333), Springfield Dr., Old Laurens Rd. (S. C. Hwy. 417), Rt. 144, Standing Springs Rd., Baldwin Rd., Log Shoals Rd. (Rt. 316); and on the west by Reedy River, Laurel Creek, W. Butler Rd. (Rt. 186), Reedy River. The voting place for Mauldin No. 2 Precinct shall be Mauldin First Federal Savings and Loan. Precinct 66, Pikes Store, shall consist of that area bounded on the north by Interstate Hwy. 85; on the east by County line,

S. C. Hwy. 14, Batesville Rd. (Rt. 164) Godfrey Rd., Woodruff Rd. (S. C. Hwy. 146); on the south by Five Forks Rd. (S. C. Hwy. 296), S. C. Hwy. 14, Bethel Rd. (Rt. 48); and on the west by Tanner Rd., Woodruff Rd. (S. C. Hwy. 146). The voting place for Pikes Store Precinct shall be Greenville Implement Company. Precinct 67, Pliney, shall consist of that area bounded on the north by Five Forks Rd. (S. C. Hwy. 296), Woodruff Rd. (S. C. Hwy. 146), Godfrey Rd., Batesville Rd. (Rt. 164), S. C. Hwy. 14; on the east by County line (Enoree River); on the south by Gilder Creek, Long Branch, Rt. 315; and on the west by Rt. 315, Rt. 545 (Jonesville Rd.), Harts Lane (Rt. 458), S. C. Hwy. 14. The voting place for Pliney Precinct shall be Pliney Grange Hall. Precinct 68, Simpsonville No. 1, shall consist of that area bounded by the city limits. The voting place for Simpsonville No. 1 shall be Simpsonville Elementary School. Precinct 69, Simpsonville No. 2, shall consist of that area surrounding the corporate limits of Simpsonville and bounded on the north by Log Shoals Rd. (Rt. 316), Baldwin Rd., Standing Springs Rd., Rt. 144, S. C. Hwy. 417 (Old Laurens Rd.), Springfield Dr., Holland Rd. (Rt. 333), Harts Lane (Rt. 458); on the east by Harts Lane (Rt. 458), Rt. 545 (Jonesville Rd.), Rt. 315, Rt. 145 (Scuffletown Rd.), S. C. Hwy. 417 (E. Georgia Rd.), Club Drive (Rt. 549), Hunter Rd. (Rt. 349); on the south by Jones Mill Rd. (Rt. 191), Big Durban Creek, Rt. 160 (Howard Dr.), Bryson Dr. (Rt. 162), S. C. Hwy. 14, Harrison Bridge Rd. and Rocky Creek Rd. (Rt. 453), West Georgia Rd. (Rt. 272), Reedy River; and on the west by Reedy River. The voting place for Simpsonville No. 2 shall be Hillcrest High School. Precinct 70, Reedy Fork, shall consist of that area bounded on the north by Rt. 27 (Earl Rd.), U. S. Hwy. 25, Ashmore Bridge Rd., Fork Shoals Rd., Log Shoals Rd. (Rt. 316); on the east by Reedy River; on the south by West Georgia Rd. (Rts. 272 and 541); and on the west by Grove Creek. The voting place for Reedy Fork shall be Moonville Fire Station. Precinct 71, Piedmont, shall consist of that area bounded on the north by unnamed creek, unnamed road, Piedmont & Northern Railroad, S. C. Hwy. 20, Rt. 27 (Earl Rd.); on the east by Grove Creek, Rt. 541; on the south by McMahan Mill Rd., unnamed road, Piedmont & Northern Railroad, County line (Saluda River); and on the west by county line (Saluda River). The voting place for Piedmont Precinct shall be Beattie Hall. Precinct 72, Ware Place, shall consist of that area bounded on the north

by Piedmont & Northern Railroad, unnamed road, McMahan Mill Rd., Rt. 541, W. Georgia Rd. (Rt. 541); on the east by Reedy Fork Rd. (Rt. 50); on the south by McKelvey Rd. (Rt. 154), Mountain Creek, Stoddard Dr., Straight line from the intersect of Stoddard Dr. and S. C. Hwy. 247 to the intersect of Williams Rd. and Right Branch Grove Creek, Right Branch Grove Creek, Grove Creek; and on the west by County line (Saluda River). The voting place for Ware Place Precinct shall be Wares Fire Station. Precinct 73, West Dunklin, shall consist of that area bounded on the north by Grove Creek, Right Branch Grove Creek, Straight line from the intersect of Right Branch Grove Creek and Williams Rd. to the intersect of S. C. Hwy. 247 and Stoddard Dr., Stoddard Dr.; on the east by Mountain Creek; on the south by County line (Saluda River); and on the west by County line (Saluda River). The voting place for West Dunklin Precinct shall be Woodson Auto Parts. Precinct 74, East Dunklin, shall consist of that area bounded on the north by McKelvey Rd. (Rt. 154), Reedy Fork Rd. (Rt. 50), Horse Creek, Chapman Rd.; on the east by Dunklin Bridge Rd., McKittrick Bridge Rd., Reedy River, Unnamed Creek, County line; on the south by County line; and on the west by County Line (Saluda River), Mountain Creek. The voting place for East Dunklin Precinct shall be Boys Home of the South. Precinct 75, Fork Shoals, shall consist of that area bounded on the north by West Georgia Road (Rts. 541 and 272); on the east by Reedy River, Fork Shoals Rd. (Rt. 154), Terry Rd., unnamed creek, Reedy River; on the south by McKittrick Bridge Rd., Dunklin Bridge Rd., Chapman Rd., Horse Creek; and on the west by Reedy Fork Rd. (Rt. 50). The voting place for Fork Shoals Precinct shall be Fork Shoals School. Precinct 76, Fairview-Hillside, shall consist of that area bounded on the north by S. C. Hwy. 418, Payne Branch, Rt. 154 (Fairview-Fork Shoals Rd.); on the east by Greenpond Rd. (Rt. 543); on the south by County line, unnamed creek, Reedy River; and on the west by Reedy River, unnamed creek, Terry Rd. Rt. 154 (Fork Shoals Rd.), Reedy River. The voting place for Fairview-Hillside Precinct shall be Fairview Stock Show Grounds. Precinct 77, Hopewell, shall consist of that area bounded on the north by W. Georgia Rd. (272), Rocky Creek Rd. and Harrison Bridge Rd. (Rt. 453); on the east by Payne Branch; on the south by S. C. Hwy. 418; and on the west by Reedy River. The voting place for Hopewell Precinct shall be Unity Church. Precinct 78, Fountain Inn No. 1, shall consist of that area bounded

by the city limits. The voting place for Fountain Inn No. 1 shall be Fountain Inn Town Hall. Precinct 79, Fountain Inn No. 2, shall consist of that area surrounding the corporate limits of Fountain Inn and bounded on the north by Rt. 315, Long Branch, Gilder Creek, County line (Enoree River); on the east by County Line; on the south by Greenpond Rd. (Rt. 543), Rt. 154 (Fairview-Fork Shoals Rd.); and on the west by Payne Branch, Harrison Bridge Rd. (Rt. 453), Old Laurens Rd. (S. C. Hwy. 14), Bryson Dr. (Rt. 162), Howard Dr. (Rt. 160), Big Durbin Creek, Jones Mill Rd. (Rt. 191), Hunter Rd. (Rt. 349), Club Drive (Rt. 549), S. C. Hwy. 417 (E. Georgia Rd.), Rt. 145 (Scuffletown Rd.). The voting place for Fountain Inn No. 2 shall be Fountain Inn Federal Savings & Loan.

Each eligible voter shall be required to register and vote at the polling place designated for the precinct within which he resides, the only exception being the case where the eligible voter resides on property adjacent to a precinct boundary located outside of an incorporated municipality. In such case, the eligible voter shall have the option of voting at the polling place designated for either of the precincts to which the boundary is common. In no case, however, shall an eligible voter who resides outside of an incorporated municipality vote at a polling place designated solely for residents within an incorporated municipality."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 22nd day of June, 1967.

(RS26, S517)

No. 377

An Act To Authorize The Auditor And Tax Collector Of Greenville County To Destroy Certain Tax Records.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Greenville County may destroy certain tax records.—The Auditor and Tax Collector of Greenville County may destroy tax records over ten years years old upon the approval of the County Board of Commissioners who shall then direct the building superintendent to proceed with the destruction of such records.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R527, S520)

No. 378

An Act To Create The Clarendon County Library Commission And To Provide For Its Appointment And Duties.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Clarendon County Library Commission created.—

There is hereby created the Clarendon County Library Commission which shall be composed of seven members as follows: two members shall be appointed from each of the three school districts of the county and one shall be appointed from the county at large. The members of the commission from the school districts shall be appointed by the Governor upon the recommendation of a majority of the legislative delegation from the county. The terms of the commissioners from the school districts shall be for four years, except that of those first appointed one shall be for three years, one shall be for two years and one shall be for one year. One member of the commission from each school district shall serve for one of the staggered terms. The terms of office of those first appointed shall be determined by lot at the first meeting of the commission and immediately after the first meeting the Secretary of State shall be notified of the names of the members of the commission and the length of the term each is to serve. When a vacancy occurs before the expiration of the term for which appointed, a successor shall be appointed for the unexpired portion of the term.

The commissioners shall meet as soon as practicable after appointment and shall organize by electing one of the members as chairman and such other officers as may be deemed necessary. Thereafter, the commission shall meet on the call of the chairman or a majority of the members.

SECTION 2. Powers.—The Clarendon County Library Commission is given power to enter into contracts and agreements with other county library boards of the State and with the State Library Board and to fully cooperate therewith in encouraging and promoting the

establishment and use of libraries, the procurement of funds therefor from any source and the efficient use of funds in establishing and improving library service. *Provided*, however, that in making such contracts the parties thereto shall not exceed in obligations assumed the funds available or to become available for the accomplishment of the objects sought, nor shall the credit of the State or any political subdivision be pledged in the absence of statutory authority.

SECTION 3. Report.—The commission shall annually make a report to the county legislative delegation of its activities, showing in summary form its receipts and expenditures and other information as deemed advisable.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R528, H1164)

No. 379

An Act To Amend Section 12-751, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Incorporation Of Non-profit Organizations, So As To Permit Incorporation Of Mutual Benevolent Aid Associations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 12-751 amended—incorporation of certain nonprofit corporations.—Section 12-751, Code of Laws of South Carolina, 1962, as amended, is further amended so as to permit incorporation of mutual benevolent aid associations by adding at the end of the section the following: "*Provided*, that mutual benevolent aid associations organized solely for the purposes defined in Section 37-1001 may be incorporated under the provisions of this chapter." When so amended, the section shall read as follows:

"Section 12-751. The Secretary of State may issue certificates of incorporation to any nonprofit corporations having no capital stock and organized under this chapter for any lawful purposes, including, but not limited to, religious, educational, social, fraternal, charitable or eleemosynary purposes other than for the insurance of life, health, accident or property. *Provided*, that mutual benevolent aid associations organized solely for the purposes defined in Section 37-1001 may be incorporated under the provisions of this chapter."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R529, H1360)

No. 380

An Act To Provide For County Taxation Of Certain Conveyances And To Provide For A Penalty.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Taxation of certain conveyances by counties.—Whenever a deed, instrument or writing whereby any land, tenement or other realty sold shall be granted, assigned, transferred or otherwise conveyed to or vested in and recorded in any county, the purchaser or any other person by his direction when the consideration or value of the interest or property conveyed exclusive of the value of any lien or encumbrance remaining thereon at the time of sale exceeds one hundred dollars and does not exceed five hundred dollars shall be taxed fifty-five cents and for each additional five hundred dollars, or fractional part thereof, fifty-five cents.

SECTION 2. When property located in more than one county.—When the property described is located in more than one county the person presenting for recording the deed, instrument or writing referred to in Section 1 shall state by affidavit what portion of the value of the property is in each county. Payment of such tax shall be proportionately made in the respective counties wherein the property is located.

SECTION 3. Collection of.—The tax required by this act shall be paid into the general fund of the particular county and shall be collected as other recording taxes and fees in the particular county.

The office collecting such tax shall cause a notation to be put on the deed, instrument or writing referred to in Section 1 evidencing the payment of such tax including the amount so paid.

SECTION 4. Penalties.—Any register of mesne conveyance or clerk of court who willfully shall record any deed, instrument or writing referred to in Section 1 upon which a tax is imposed by this act without the proper amount of tax required by this act having

been paid based on the declared value indicated in the affidavit appended to such deed, instrument or writing shall, upon conviction, be fined fifty dollars for each offense.

SECTION 5. Tax to be additional.—The tax provided by this act shall be in addition to and shall have the same exemptions as the State documentary tax.

SECTION 6. Time effective.—This act shall take effect January 1, 1968, *provided*, that 26 U. S. C. A 4361 expires without further extension.

Approved the 20th day of June, 1967.

(R530, H1515)

No. 381

An Act To Amend Act No. 269, Acts And Joint Resolutions Of South Carolina, 1963, Relating To The Administration Of The Principal And Income Of Property Held In Fiduciary Capacity, So As To Provide That The Excess From Bonds Bearing No Stated Interest But Redeemable At A Fixed Time Shall Be Distributable As Income.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Item (b) of Section 7 of Act 269 of 1963 amended—excess of certain bonds to be distributable as income.—Item (b) of Section 7 of Act No. 269 of 1963 is amended on line three by inserting “and the amount of the accretion of a bond or other obligation for the payment of money bearing no stated interest but redeemable at maturity or at a future time in an amount in excess of the amount in consideration for which it was issued” after the word “issued”.

The item when amended shall read as follows:

“(b) The increment in value of a bond or other obligation for the payment of money payable at a future time in accordance with a fixed schedule of appreciation in excess of the price at which it was issued, and the amount of the accretion of a bond or other obligation for the payment of money bearing no stated interest but redeemable at maturity or at a future time in an amount in excess of the amount in consideration for which it was issued, is distributable as income. The increment in value is distributable to the beneficiary who was the

income beneficiary at the time of increment from the first principal cash available or, if none is available, when realized by sale, redemption, or other disposition. Whenever unrealized increment is distributed as income but out of principal, the principal shall be reimbursed for the increment when realized."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R531, H1577)

No. 382

An Act To Amend Act No. 819, Acts And Joint Resolutions Of South Carolina, 1962, Relating To Property "In Transit," So As To Provide For The Method Of Reporting Property "In Transit" For Property Tax Purposes.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 2 of Act 819 of 1962 amended—warehouses to keep records—determination of "no situs" property.—Section 2 of Act No. 819 of 1962 is amended by striking it out in its entirety and inserting the following so as to provide for the method of reporting property "in transit" for property tax purposes :

"Section 2. All property claimed to be 'no situs' under this act shall be designated as being 'in transit' upon the books and records of the warehouse wherein it is located, which books and records of the warehouse shall contain a full, true and correct inventory of all such property. The books and records of any such warehouse with reference to any such 'in transit' property shall be at all times open to the inspection of all taxing authorities of this State and of any political subdivision thereof. Any person making claim to 'no situs' status on any property as provided for by this act shall determine the percentage of amount of 'no situs' property by dividing the total property shipped during the entire latest period located in South Carolina, not exceeding thirty-six months, into the total property shipped outside the State of South Carolina during the same period. The percentage determined in accordance with this section shall be applied to the inventory on hand on the last day of the accounting period of the person to determine the amount of 'no situs' property.

Any person making claim to 'no situs' status of any property under this act shall do so in the form and manner prescribed by the South Carolina Tax Commission and all such claims shall be accompanied by a certification of the warehouseman as to the percentage used."

SECTION 2. Repeal.—Section 3 of Act No. 819 of 1962 is repealed.

SECTION 3. Time effective.—This act, upon approval by the Governor, shall be effective January 1, 1967.

Approved the 20th day of June, 1967.

(R532, H1578)

No. 383

An Act To Amend Section 65-256.3, Code Of Laws Of South Carolina, 1962, So As To Provide For Taxing An Equal Proportions Of Telephone Tolls For Services Through South Carolina.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Subsection (3) of Section 65-256.3 amended—taxing of telephone companies.—Section 65-256.3, Code of Laws of South Carolina, 1962, is amended by striking all the provisions of subsection (3) and inserting in lieu thereof the following :

"(3) Companies engaged in the furnishing of telephone service shall make returns and pay annually an income tax upon a proportion of their remaining net income computed on the basis of the gross receipts in this State during the income year to the total gross receipts of such year within and without the State. The term 'gross receipts in this State' shall include gross revenues derived from services rendered wholly within the State, plus that portion of the company's interstate revenues attributable to South Carolina in accordance with the Federal Communications Standard Classification of Accounts."

SECTION 2. Time effective.—This act shall take effect with respect to income earned on and after January 1, 1967.

Approved the 20th day of June, 1967.

(R533, H1584)

No. 384

An Act To Amend Sections 65-706, 65-707 And 65-711, Code Of Laws Of South Carolina, 1962, Relating To Licenses For Selling Tobacco, So As To Require Annual Licenses For Tobacco Wholesalers And Vending Machine Operators; To Provide Penalties For Failure To Obtain Such Licenses; And To Amend Section 65-1386, Relating To Retail License Applications, So As To Require Applicants Engaged In The Selling Of Tobacco To Include That Information In The Application.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-706 amended—licenses required of certain persons engaged in tobacco business.—Section 65-706, Code of Laws of South Carolina, 1962, relating to licenses for selling tobacco, is amended by striking the first paragraph and inserting the following, so as to provide for license applications :

“Every person engaged in the business of purchasing, selling or distributing cigars, cheroots, stogies, cigarettes, snuff or smoking or chewing tobacco at wholesale or through vending machines within the State shall file with the Tax Commission an application for a license permitting him to engage in such business. When such business is conducted at two or more separate places, a separate license for each place of business shall be required. A person whose business is conducted through vending machines need obtain only one license, but he shall maintain an up-to-date list of the location of each vending machine operated under his license. The provisions of this section shall not apply to persons who own and stock vending machines for use on their own premises.” When so amended, the section shall read :

“Section 65-706. Every person engaged in the business of purchasing, selling or distributing cigars, cheroots, stogies, cigarettes, snuff or smoking or chewing tobacco at wholesale or through vending machines within the State shall file with the Tax Commission an application for a license permitting him to engage in such business. When such business is conducted at two or more separate places, a separate license for each place of business shall be required. A person whose business is conducted through vending machines need obtain only one license but he shall maintain an up-to-date list of the location of each vending machine operated under his license. The provisions of this section shall not apply to persons who own and stock vending machines for use on their own premises.

Nothing in this section shall be construed as requiring a license for the privilege of buying, selling or distributing leaf tobacco and the requirement set forth above shall not apply to churches, schools or charitable organizations operating booths at State, county or community fairs or to school or church entertainments."

SECTION 2. Section 65-707 amended—application and display of tobacco licenses.—Section 65-707 of the Code of 1962, relating to license applications and display, is amended so as to require annual renewals and payment of license fees for wholesalers and vending machine operators by striking the section and inserting the following:

"Section 65-707. The application shall be filed on a blank to be furnished by the Commission for that purpose and shall contain a statement including the name of the individual, partnership (and in such case of each individual partner) or corporation, the post office address and the nature of the business. Upon receipt of an application for a license to engage in any business as set forth in Section 65-706, the Commission shall issue to such applicant a license permitting the purchase, sale and distribution of the articles designated therein. Such license shall be displayed at all times in some conspicuous place at or in the place of business where it may be easily seen by the public.

Each applicant who wholesales tobacco or sells through vending machines shall remit to the Commission a fee of five dollars for each license, along with his application. The license, when issued by the Commission, shall be valid for a period of twelve months, including the month in which the license was issued. A new license must be obtained annually as provided for in Section 65-706 in sufficient time to be in the hands of the licensee on the first day of the calendar month following expiration of the old license."

SECTION 3. Section 65-711 amended—penalties for engaging in tobacco business without license.—Section 65-711, of the Code of 1962, relating to penalties for selling tobacco without a license, is amended so as to change the amount and method of collection of such penalties by striking the entire section and inserting the following:

"Section 65-711. Any person engaging in the business of buying, selling or distributing within this State cigars, cheroots, stogies, cigarettes, snuff, smoking tobacco or chewing tobacco at wholesale or through vending machines without having in his possession and posted, as provided by Section 65-707, a valid license shall be penal-

ized not less than twenty dollars nor more than one hundred dollars, to be assessed and collected in the same manner as taxes are assessed and collected.”

SECTION 4. When current licenses to expire.—All licenses previously issued pursuant to Section 65-706 shall be valid until June 30, 1967, at which time they shall be null and void.

SECTION 5. Section 65-1386 amended applications to contain certain information.—Section 65-1386, of the Code of 1962, relating to retail license applications, is amended so as to require persons selling tobacco to include such information in license applications by striking the section and inserting the following :

“Section 65-1386. The license application shall show the name and address of the retail applicant and, in addition, state whether or not such applicant is engaged in the business of buying, selling or distributing tobacco products. The Commission shall issue a separate license to each retailer.”

SECTION 6. Time effective.—This act shall take effect July 1, 1967.

Approved the 20th day of June, 1967.

(R534, H1593)

No. 385

An Act To Amend Section 46-155, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Beginners' Permits, So As To Exempt High School Students Attending Driver-Training Courses From The Requirement Of Obtaining Such Permits In Certain Cases.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 46-155 amended—beginners' driving permits—exceptions.—Section 46-155, Code of Laws of South Carolina, 1962, as amended, is further amended so as to exempt high school students attending driver-training courses from the requirement of obtaining beginners' permits by adding the following paragraph at the end thereof :

“Any student regularly enrolled in a high school of this State which conducts a driver-training course shall not be required to obtain

a beginner's permit to operate a motor vehicle while the student is participating in the driver-training course and when accompanied by a qualified instructor of the driver-training course." When so amended, the section shall read:

"Section 46-155. Any person who is at least fifteen years of age may apply to the Department for a beginner's permit. The Department may, after the applicant has successfully passed all parts of the examination other than the driving test, issue to the applicant a beginner's permit which shall entitle the applicant having such permit in his immediate possession to drive a motor vehicle upon the public highways for a period of not more than six months. While so driving such permittee must be accompanied by a licensed driver twenty-one years of age or older who has had at least one year of driving experience, and who is occupying a seat beside the driver, except in the event the permittee is operating a motorcycle. Any beginner's permit may be renewed or a new permit issued for additional periods of six months, but the Department may refuse to renew or issue a new permit where the examining officer has reason to believe that the applicant has not made a bona fide effort to pass the required driver's road test or does not appear to the examining officer to have the aptitude to pass such road test. No fee shall be charged for a beginner's permit.

Any student regularly enrolled in a high school of this State which conducts a driver-training course shall not be required to obtain a beginner's permit to operate a motor vehicle while the student is participating in the driver-training course and when accompanied by a qualified instructor of the driver-training course."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

An Act To Amend Act 988 Of 1966, Relating To Regulation Of The Business Of Lending Money In Certain Amounts, So As To Provide For Consistent Graduation Of Loan Rates On Certain Loans And To Increase The Initial Fee By Not More Than Four Dollars And Fifty Cents.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Item (a) (1) of Section 14 of Act 988 of 1966 amended—maximum charges permitted.—Item (a) (1) of Section 14 of Act 988 of 1966 is amended by striking on line one “ninety” and inserting “one hundred fifty”. The item when amended shall read :

“(1) *On loans with a cash advance not exceeding one hundred fifty dollars*, a charge not to exceed two dollars and fifty cents per month if contracted for in writing by the borrower, may be charged in lieu of interest, and such loans may be repaid in weekly payments, with four weeks constituting a month.”

SECTION 2. Item (a) (2) of Section 14 of Act 988 of 1966—maximum charges permitted.—Item (a) (2) of Section 14 of Act 988 of 1966 is amended by striking on line one “ninety” and inserting “one hundred fifty”, and by striking on line fifteen “seven dollars and fifty cents” and inserting “twelve dollars”. The item when amended shall read :

“(2) *On loans with a cash advance exceeding one hundred fifty dollars but not exceeding one thousand dollars*, twenty dollars per one hundred dollars on that portion of the cash advance not exceeding one hundred dollars ; eighteen dollars per one hundred dollars on that portion of the cash advance exceeding one hundred dollars but not exceeding three hundred dollars ; and nine dollars per one hundred dollars on that portion of the cash advance exceeding three hundred dollars but not exceeding one thousand dollars, when the loan is made payable over a period of one year, and proportionately at those rates over a longer or shorter period of time.

In addition to the finance charges authorized in subparagraphs (1) and (2) of this subsection (a), a licensee under this act may contract for and receive an initial charge in such an amount as may be agreed upon in writing with the borrower, but not to exceed six per cent of the cash advance or twelve dollars, whichever is the lesser, for the expenses, including but not limited to any attorney’s fees and broker’s fees, then or theretofore incurred and the services then or theretofore rendered by the lender incident to the loan or the security therefor, such as investigating the moral and financial standing of the borrower, investigating the security, title and similar investigations and for closing the loan, including any and all expenses incurred or services rendered at the request of the borrower or on his behalf in connection with the loan. Such initial charge shall not be contracted for and received on any renewal loan or other loan made to the same borrower

more often than once in a three months period; *provided*, however, that upon any loan made to such borrower of a sum in excess of the amount on which such initial charge may have been charged within such three month period, then such initial charge may be contracted for and received on such excess. Such initial charge is a one-time charge, not a per annum charge, and shall not be subject to refund."

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R536, H1681)

No. 387

An Act To Amend Sections 5-519 And 5-665, Code Of Laws Of South Carolina, 1962, Relating To Billiard Room And Table Licenses, So As To Provide For A Tax On Billiard Or Pocket Billiard Tables.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 5-519 amended—license fee for billiard rooms.—Section 5-519 of the 1962 Code is amended by striking "for each table" on line four so as to apply the section to billiard rooms instead of billiard tables. When so amended, the section shall read:

"Section 5-519. Each person operating a billiard room in this State shall pay to the Tax Commission on or before the first day of February of each year a tax of twenty-five dollars. No city, town or village shall issue a license to any person to run a billiard room until after the Commission shall have first issued a license to such person."

SECTION 2. Section 5-665 amended—license tax for billiard tables.—Section 5-665 of the 1962 Code is amended by striking it in its entirety and inserting in lieu thereof the following:

"Section 5-665. Every person owning or operating any billiard or pocket billiard table for profit shall apply for and procure from the Commission a license for the privilege of operating such billiard or pocket billiard table and pay for such license a tax of twenty-five dollars for each table measuring more than three and one-half feet wide and seven feet long, and for each table measuring three and one-half feet wide and seven feet long or less a tax of ten dollars for each such billiard or pocket billiard table owned or operated.

The license provided in this section shall be valid for a period of twelve months, including the month of issue, notwithstanding the provisions of Section 5-670. Licenses issued during 1967, before the effective date of this section, under the provisions of Section 5-519, shall be valid for a period of twelve months, including the month of issue, and appropriate licenses under the provisions of Section 5-664, shall be issued without charge upon application by the licensee."

SECTION 3. Time effective.—This act shall take effect July 1, 1967.

Approved the 20th day of June, 1967.

(R537, H1734)

No. 388

An Act To Amend Section 46-664, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Gross Weight And Loads For Vehicles, So As To Increase The Permissible Weight Of Double-Axle Vehicles And Prescribe Weight Limitations For Single-Unit Vehicles With Four Or More Axles.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 46-664 amended—maximum gross weight of vehicles.—Section 46-664 of the 1962 Code, as amended, is further amended, so as to increase the permissible weight of double-axle vehicles and prescribe weight limitations for single-unit vehicles with four or more axles, by striking it out and inserting:

"Section 46-664. The gross weight of a vehicle, or combination of vehicles, shall not exceed the following:

- | | |
|---|-------------|
| (a) Single unit vehicle with two axles | 35,000 lbs. |
| (b) Single unit vehicle with three axles | 46,000 lbs. |
| (c) Single unit vehicle with four or more axles . . | 63,500 lbs. |
| (d) Combination of vehicles with three axles . . . | 50,000 lbs. |
| (e) Combination of vehicles with four axles | 65,000 lbs. |
| (f) Combination of vehicles with five or more axles | 73,280 lbs. |

The gross weight imposed upon the highway by two or more consecutive axles in tandem articulated from a common attachment to the vehicle and spaced not less than 40" nor more than 96" apart shall not exceed 36,000 pounds, and no one axle of any such group of two or more consecutive axles shall exceed the load permitted

for a single axle. The load imposed on the highway by two consecutive axles, individually attached to the vehicle and spaced not less than 40' nor more than 96' apart, shall exceed 36,000 pounds and no one axle of any such group of two consecutive axles shall exceed the load permitted for a single axle. The gross weight imposed upon the highway by all axles of a single unit vehicle with four or more axles shall not exceed the following:

<i>Distance between the extremes of the front and rear axles</i>	<i>Maximum Gross Weight</i>
At least 12 feet	50,000
At least 15 feet	52,000
At least 20 feet	55,500
At least 25 feet	58,500
At least 30 feet	62,000
At least 32 feet	63,500

No vehicles with a tandem axle weight in excess of 32,000 pounds shall be operated or moved upon any highway or section of highway in the Interstate System unless and until the 32,000 pound tandem axle limitation imposed by Title 23, United States Code Section 127, is amended or repealed."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R538, H1739)

No. 389

An Act To Amend Section 4-9, Code Of Laws Of South Carolina, 1962, Which Authorizes The Department Of Agriculture To Store Alcoholic Liquors Without Tax Stamps, So As To Further Provide Therefor; And To Amend Section 4-140, Which Authorizes The Storing Of Alcoholic Liquors In Warehouses Of Registered Producers, So As To Make Section 4-9 Applicable To Warehouses Licensed Under The Provisions Of Article 7 Of Chapter 1, Title 4, Code Of Laws Of South Carolina, 1962.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 4-9 amended—storage of alcoholic liquors by wholesalers—stamps required.—Section 4-9, Code of Laws of

South Carolina, 1962, is amended so as to further provide for the storing of unstamped alcoholic liquors, by striking it out and inserting in lieu thereof the following:

"Section 4-9. All alcoholic liquors received by a licensed wholesale liquor dealer shall have the revenue stamps required by Section 65-1267 affixed thereon for the taxes levied pursuant to Sections 65-1265 and 65-1266 or shall be stored in a separate compartment of a wholesaler's place of business. The storing of stamped alcoholic liquors in the same compartment with unstamped alcoholic liquors is prohibited. Alcoholic liquors removed from an unstamped compartment must have the proper tax stamps immediately affixed thereto unless shipped to a federal government reservation."

SECTION 2. Section 4-140 amended — storage of alcoholic liquors by producers—license required.—Section 4-140, Code of Laws of South Carolina, 1962, is amended by striking the third sentence which reads as follows: "Section 4-9 shall be inapplicable with respect to warehouses licensed under the provisions of this article."

The section when amended shall read as follows:

"Section 4-140. A registered producer may store alcoholic liquors only in a warehouse of such registered producer duly licensed by the Tax Commission. The Tax Commission shall require sufficient bond with respect to a licensed warehouse to insure proper handling of liquors stored therein. Application for license to operate a warehouse shall be filed on such forms as the Tax Commission may prescribe.

At the same time application for a warehouse license is submitted, a fee of two hundred dollars shall be paid to the Tax Commission. Where application is made for a warehouse license on or after January 1st, the fee shall be one hundred dollars.

A warehouse license shall be valid from the date of issue until June 30, next succeeding."

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R541, H1853)

No. 390**An Act To Extend The Police Authority Of The Town Of Cheraw In Chesterfield County To Property Which Is Owned By It Beyond Its Corporate Limits.**

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Police authority for Town of Cheraw extended.—The police authority of the Town of Cheraw over property owned by it which is situated beyond its corporate limits shall be the same as it is within the corporate limits.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R542, H1892)

No. 391**An Act To Amend An Act Of 1967 Bearing Ratification No. 140, Relating To The Creation Of The Darlington County Economic Opportunity Commission, So As To Remove The Limitation On The Size Of The Commission's Membership.**

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 1 of Act 94 of 1967 amended—members and compensation.—Section 1 of an Act of 1967 bearing Ratification No. 140 is amended so as to remove the limitation on the size of the Darlington County Economic Opportunity Commission by striking “not to exceed twenty-five” on line five and inserting in lieu thereof “of” so that, when so amended, the section shall read:

“Section 1. Section 3 of Act No. 314 of 1965 is amended by striking it in its entirety and inserting in lieu thereof the following so as to provide for the areas from which members shall be selected:

‘Section 3. The commission shall be composed of a membership of residents of Darlington County. The membership shall include: One member from the Darlington County Commission; one member from the Darlington County Development Board; one member from the Darlington County Department of Education; one member from the South Carolina Employment Security Commission; one member from the Darlington County Health Department; one member from

the Darlington County Public Welfare Department; one member from the Darlington-Florence Technical Education Commission; one member from the South Carolina Vocational Rehabilitation Agency and four members shall be members of the municipal councils of the municipalities of the county. At least one-third of the total membership of the commission shall be democratically elected representatives of the poor who shall reside in the area they represent. Members may also be elected from such other groups, organizations, and professions in the county as deemed necessary to facilitate the administration of its duties. All members shall be appointed by the Governor upon recommendation of the legislative delegation, including the Senator. The members shall serve without compensation but shall be allowed the usual per diem, mileage and subsistence as provided by law for members of boards, commissions and committees.

Any petition containing two hundred signatures of poor persons who feel that they are inadequately represented on the commission shall require a prompt and fair hearing by the commission. Upon receipt of such a petition, a description of the action taken to insure a prompt and fair hearing to the petitioners, and a statement of any action taken as a result of such a petition shall be promptly reported to the Darlington County Commission and the Atlanta Regional Office of Economic Opportunity.' "

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R543, H1906)

No. 392

An Act To Amend Section 23-173, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Voting Precincts In Fairfield County, So As To Provide For Winnsboro Polling Place No. 1 And Winnsboro Polling Place No. 2 In Winnsboro Precinct.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 23-173 amended—voting precincts in Fairfield County designated.—Section 23-173, Code of Laws of South Carolina, 1962, as amended, is further amended on line three by inserting “, composed of Winnsboro Polling Place No. 1 (area west of

Congress Street) and Winnsboro Polling Place No. 2 (area east of Congress Street)” after the word “Winnsboro”. The section when amended shall read as follows:

“Section 1. In Fairfield County there shall be the following voting precincts: Centerville; Feasterville; Horeb; Mitford; Monticello; Ridgeway; Winnsboro, composed of Winnsboro Polling Place No. 1 (area west of Congress Street) and Winnsboro Polling Place No. 2 (area east of Congress Street); Woodward; Greenbrier; Lebanon; Jenkinsville; Winnsboro Mills; South Winnsboro; New Hope; Blairs; Gladden Grove; Hickory Ridge; White Oak; Simpson; and Blackstock.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R544, H1910)

No. 393

An Act To Amend Act No. 887, Acts and Joint Resolutions Of The General Assembly Of South Carolina, 1966, Creating The Chester County Planning And Development Commission, So As To Authorize The Commission To Develop Official Comprehensive Plans.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 4 of Act 887 of 1966 amended—powers and duties.—Act No. 887 of 1966 is amended by striking Section 4 in its entirety and inserting in lieu thereof the following:

“Section 4. The commission shall study the resources, possibilities and needs of the county and shall prepare an official comprehensive master plan and maps for the systematic future development of the county and from time to time make such recommendations to the governing body of the county as may be deemed advisable.

The commission shall make for certification to the governing body of the county a zoning plan, including both the full text of the zoning regulations and the maps representing the recommendations of the commission, for the regulation by districts or zones of the location, height, bulk and size of buildings and other structures, percentage of lot which may be occupied, size of lots, courts and other open spaces,

the density and distribution of population, the location and use of buildings and structures for trade, industry, residence, recreation, public activities or other purposes and the use of land for trade, industry, recreation, agriculture, forestry, soil conservation, water supply conservation or other purposes. But any such regulations shall be subject to the approval of the governing body of the city or town so far as they apply to any area within the corporate limits of any city or town.

The commission shall have authority to purchase, accept title to, or lease or otherwise acquire, in the name of the county, lands, buildings, utilities and other related appurtenances, for the promotion of agricultural, commercial and industrial development in the county. The commission shall have full authority to negotiate with any concern desiring to locate an agricultural, commercial, or industrial establishment in Chester County, and may sell, lease, convey and pass title to any lands, buildings, utilities and other related appurtenances purchased by the commission pursuant to the authority granted by this act, at such price as may be set by the commission.

The commission is further authorized to expend necessary funds in advertising and promoting those features of Chester County that are considered most likely to accomplish the purposes of this act in accordance with appropriations made for this purpose. But no purchase, acquisition of title to property, sale or lease shall be entered into by the commission until a resolution shall have been passed by the commission after a finding of facts that in their judgment such act is in the best interest of the people of Chester County and for the economic good of the county.

Regulations authorized by the commission when duly promulgated shall have the force of law."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

An Act To Amend Section 14-1198.8, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Annual Salaries For Certain Officers In Charleston County, So As To Increase The Salary Of The County Coroner.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-1198.8 amended—salaries of certain officers of Charleston County.—Section 14-1198.8, Code of Laws of South Carolina, 1962, as amended, is further amended on line seven by striking “9,000.00” and inserting “10,000.00”. The section when amended shall read as follows :

“Section 14-1198.8. Notwithstanding the provisions of Article 4, Chapter 26, Title 14, upon the expiration of the present term of office of the county sheriff, clerk of court, county treasurer, probate judge, master in equity, register of mesne conveyances, county auditor and the county coroner, such officers shall be paid the following annual salaries to be appropriated by county council :

County Coroner	\$ 10,000.00
Register of Mesne Conveyances	14,500.00
County Auditor	12,500.00
County Treasurer	14,500.00
County Sheriff	14,500.00
Clerk of Court	15,000.00
Probate Judge	17,000.00
Master in Equity	17,000.00

After the commencement of such annual salary, the fees and costs required by law to be collected by such county officers shall be paid by the collecting officer to the county treasurer for deposit to the general fund of the county.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R546, H1927)

No. 395

An Act To Provide For Additional Polling Places In Certain Precincts In Spartanburg County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Spartanburg County to have additional polling places.—The Commissioners of Election in Spartanburg County shall provide for two polling places in each precinct of the county

having at least fourteen hundred registered electors at the time of the last preceding general election. The electors in such a precinct whose last names begin with "A" through "L" shall vote at one polling place and those whose last names begin with "M" through "Z" shall vote at the other.

The Commissioners of Election shall provide three polling places in each precinct of the county having at least twenty-one hundred registered electors at the time of the last preceding general election. The electors in such a precinct whose last names begin with "A" through "H" shall vote at polling place No. 1; those whose last names begin with "I" through "Q" shall vote at polling place No. 2; and those whose last names begin with "R" through "Z" shall vote at polling place No. 3. The polling places provided for herein shall be at the same site within the respective precincts.

SECTION 2. Registration books.—The County Board of Registration shall prepare registration books so as to conform with the requirements of Section 1 of this act.

SECTION 3. Poll managers.—Not more than three poll managers shall be assigned to a polling place in those precincts having more than one polling place as provided herein.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R547, H1936)

No. 396

An Act To Provide For The Issuance Of Construction Permits In Spartanburg County; To Prohibit Electrical Connections To Mobile Homes Without A License; To Provide A Penalty For Violations; And To Repeal Sections 14-400.1041 Through 14-400.1043 Of The 1962 Code, Relating To Building Permits In Spartanburg County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Construction permits required in Spartanburg County.—It shall be unlawful for any person to construct any building or make any addition to an existing building or structurally

alter any existing building at a cost in excess of one thousand dollars, in Spartanburg County, unless an application has been filed with and a permit granted by the county assessor's office for such construction or improvement.

SECTION 2. Forms.—The assessor shall prepare and furnish the necessary forms.

SECTION 3. Application and issuance.—The assessor shall, upon application, issue the building permit or, as deemed appropriate, assign the issuance of building permits to the city clerk of any municipality in the County of Spartanburg. The permit shall be prenumbered and made in sufficient copies so that the original shall be retained by the owner, one copy shall be filed with the assessor and other copies be furnished those persons or agencies as may be directed by the board of assessment control.

The permit, when issued, shall be kept at the building or place where construction or improvement is being done and, on demand, shall be produced by the person in charge of such work for inspection by the assessor or his representative, and it shall be unlawful to continue the work after demand unless and until the permit is produced for inspection. A fee of five dollars shall be required at the time of the issuance of the building permit. A municipality issuing the permit shall be entitled to retain one half of the fee.

SECTION 4. Penalties.—Any person violating any of the provisions of this act and any contractor making additions or changes where a valid building permit is not present shall be deemed guilty of a misdemeanor and upon conviction thereof shall be subject to a fine not exceeding one hundred dollars nor less than five dollars or imprisonment not exceeding ten nor less than three days. In case of a violation of the provisions of Section 1 of this act, each day that a violation is continued shall constitute a separate offense. It shall be the responsibility of the assessor of Spartanburg County to enforce the provisions of this act.

SECTION 5. Electricity not to be furnished without permit.—It shall be unlawful for a public utility company, cooperative or trailer court operator to make an electrical connection to a house trailer or mobile home until and unless the owner thereof has obtained the license required by Act 881 of 1961. Each company, trailer park operator or cooperative making a new connection of electrical energy shall give written notice of each such connection, tempo-

rary or permanent, within forty-five days of the making of such connection on such form as may be prescribed by the assessor.

SECTION 6. Repeal.—Sections 14-400.1041 through 14-400.1043 of the 1962 Code are repealed.

SECTION 7. Time effective.—This act shall take effect January 1, 1968.

Approved the 20th day of June, 1967.

(R548, H1960)

No. 397

An Act To Vest The General Powers And Duties Of Boards Of Commissioners Of Public Works Upon The Town Council Of The Town Of Society Hill, In Darlington County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Town of Society Hill—board of commissioners.—In the Town of Society Hill, in Darlington County, there shall be no board of commissioners of public works, and the powers and duties vested by general law in such boards in other cities and towns shall be vested in the Town Council of the Town of Society Hill.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R550, H1772)

No. 398

An Act To Amend Sections 4-21 And 65-51, Code Of Laws Of South Carolina, 1962, Relating To Prohibited Interests For Tax Commission Members And The Composition Of The Tax Commission, So As To Apply The Prohibitions To Alcoholic Beverage Control Commission Members And To Further Provide For The Composition Of The Tax Commission; To Create The South Carolina Alcoholic Beverage Control Commission And Appropriate Funds For Its Operation; To Make Further Provision For Lawful And Unlawful Possession And Consumption Of Alcoholic Beverages; And To Repeal Sections 4-96, 4-109, 4-110 And 4-402, Code Of Laws Of South Carolina, 1962, Relating To Unlawful Possession And Consumption Of Alcoholic Beverages.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 4-21 amended—members and employees of Tax Commission and Alcoholic Beverage Control Commission not to have certain interests.—Section 4-21 of the 1962 Code is hereby amended by adding “Tax” between “the” and “Commission” on line one, and “or the South Carolina Alcoholic Beverage Control Commission” between “Commission” and “directly” on line one so that, when so amended, the section shall read :

“Section 4-21. No member, officer or agent of the Tax Commission, or the South Carolina Alcoholic Beverage Control Commission, directly or indirectly, (a) individually, (b) as a member of a partnership or of an association, (c) as a member or stockholder of a corporation or (d) as a relative to any person by blood or marriage within the second degree shall :

(1) Have any interest whatsoever in the manufacture of or dealing in alcoholic liquors or in any enterprise or industry in which alcoholic liquors are required ;

(2) Receive any commission or profit whatsoever on the purchase or sale of alcoholic liquors by any person whatsoever ; or

(3) Have any interest in or mortgage or deed of trust on any land or building where alcoholic liquors are manufactured for sale, offered for sale or sold or in any personal property used therein.

The provisions of this section shall not prevent any member, officer, agent or employee of the Commission from purchasing and keeping in his possession, for the personal use of himself, members of his family or guests, alcoholic liquors which may be purchased or kept by any person except a manufacturer, wholesaler or retail dealer under this chapter.”

SECTION 2. Section 65-51 amended—Tax Commission created.—Section 65-51 of the 1962 Code is amended by deleting “five” on line three and inserting “three” and adding thereto another paragraph, as follows :

“When members are appointed to the newly-created South Carolina Alcoholic Beverage Control Commission from the membership of the Tax Commission, no successors shall be appointed for membership on the Tax Commission until membership on that commission shall have been reduced below three.” When so amended, the section shall read :

"Section 65-51. In order to effectively carry into execution the equitable assessment of property for taxation, there is created a commission composed of three members, to be known as the South Carolina Tax Commission.

When members are appointed to the newly-created South Carolina Alcoholic Beverage Control Commission from the membership of the Tax Commission, no successors shall be appointed for membership on the Tax Commission until membership on that commission shall have been reduced below three."

SECTION 2A. Terms of members extended.—Notwithstanding any other provision of law, the terms of the members of the Tax Commission on the date of the approval of this act shall be extended by the Governor, so that their terms shall expire after two years, four years and six years, respectively.

SECTION 3. South Carolina Alcoholic Beverage Control Commission created.—There is hereby created the South Carolina Alcoholic Beverage Control Commission, which shall consist of three members, to be appointed by the Governor for terms of six years in the same manner and under the same terms and conditions as the members of the South Carolina Tax Commission are appointed. Of the members first appointed, at least two shall be present members of the Tax Commission, whose terms may be extended so that of the initial members one shall serve for two years, one shall serve for four years and one shall serve for six years.

SECTION 4. Chairman.—The Governor shall designate one of the commissioners as chairman. In addition to other qualifications required of the chairman by this act, the Governor, in selecting the chairman, shall give consideration to prior service by a candidate for chairman as either a member of the Tax Commission or an employee of the Tax Commission, or the Governor may appoint anyone skilled in tax laws and administration.

SECTION 5. Members not to engage in certain activities.—No member of the Alcoholic Beverage Control Commission shall (a) engage in any occupation or business interfering with or inconsistent with his duties; (b) serve on any committee of a political party or (c) contribute directly or indirectly money or anything of value in support of any candidate for office or to any political organization.

SECTION 6. Regulation of alcoholic beverages, beer and wine transferred.—All powers and duties of the South Carolina Tax Commission concerning the regulation of alcoholic beverages and beer and wine are hereby transferred to the Alcoholic Beverage Control Commission. The Tax Commission shall continue to administer and collect the taxes relating to alcoholic beverages and beer and wine.

SECTION 7. Transfer of records, property and personnel.—All the records, files, office equipment and other property of the South Carolina Tax Commission heretofore devoted to the exercising of the powers and duties transferred to the Alcoholic Beverage Control Commission and all personnel engaged in the exercising of such powers and duties transferred to the Alcoholic Beverage Control Commission considered by the State Budget and Control Board to be necessary for the proper functioning of the Alcoholic Beverage Control Commission shall be transferred to the Alcoholic Beverage Control Commission.

SECTION 8. Employ additional personnel—appropriation.—In order to provide means for a more rigid enforcement of the laws and rules and regulations governing alcoholic beverages and beer and wine in the State, the South Carolina Beverage Control Commission is authorized to employ eleven investigators and other necessary administrative personnel who shall function under the control of the commission. The sum of one hundred and twenty-five thousand dollars is hereby appropriated from the General Fund of the State for the fiscal year 1967-1968 for the salaries and expenses of the commission. Salaries of all personnel shall be as set by the commission. The State Budget and Control Board is authorized to transfer to the Alcoholic Beverage Control Commission such amounts of 1967-1968 appropriations to the State Tax Commission as may be necessary for the establishment of the Alcoholic Beverage Control Commission.

SECTION 9. Rules and regulations.—The South Carolina Alcoholic Beverage Control Commission is authorized to issue such rules and regulations as may be necessary to carry out the duties imposed upon the commission by law which, when duly promulgated, shall have the full force of law.

SECTION 10. When lawful to possess alcoholic liquors—licenses required for consumption on premises—penalties.—A. Notwithstanding any other provision of law, it shall be lawful, subject to the

provisions of subsection B of this section, for any person who is at least twenty-one years of age to transport, possess or consume lawfully-acquired alcoholic liquors in accordance with the following:

(1) Any person may transport alcoholic liquors to and from any place where alcoholic liquors may be lawfully possessed or consumed; but if the cap or seal on the container has been opened or broken, it shall be unlawful to transport it in any motor vehicle, except in the luggage compartment or cargo area.

(2) Any person may possess or consume alcoholic liquors:

(a) in a private residence, hotel room or motel room;

(b) or on any other private property not primarily engaged at that time in commercial entertainment and not open to the general public at the time when such person has obtained the express permission of the owner or person lawfully in possession of the property; *provided*, however, this shall not be construed to permit or in any way authorize the possession or consumption of alcoholic liquors on premises for which a permit is required pursuant to items (3) and (4) of this subsection.

(3) Any member, or guest of a member, of a nonprofit organization with limited membership established for social, benevolent, patriotic, recreational or fraternal purposes may possess or consume alcoholic liquors on premises operated by such organization and not open to the general public, provided a permit has been issued to the organization for such premises by the Alcoholic Beverage Control Commission.

(4) It shall be lawful for any person to possess or consume alcoholic liquors on the premises of any business establishment, except on Sunday, provided the establishment meets the following requirements:

(a) The business is bona fide engaged primarily and substantially in the preparation and serving of meals or furnishing of lodging; and

(b) The business has a permit from the Alcoholic Beverage Control Commission for this purpose, which is conspicuously displayed on the main entrance to the premises and clearly visible from the outside.

B. It shall be unlawful for any person to possess or consume any alcoholic liquors upon any premises where such person has been forbidden to possess or consume alcoholic liquors by the owner, operator or person in charge of the premises.

C. No person, corporation or organization for whose premises a permit is required shall knowingly allow the possession or consumption of any alcoholic liquors upon such premises unless a valid permit issued pursuant to items (3) or (4) of subsection A of this section has been obtained and is properly displayed.

D. Any person making application for a permit under items (3) and (4) of subsection A of this section shall submit his application to the Alcoholic Beverage Control Commission. The Commission shall have the exclusive authority in issuing any permit, or in renewing, suspending or revoking any permit, pursuant to the provisions of this section.

(1) The Commission may grant a permit upon finding that:

(a) the applicant is a bona fide nonprofit organization as described in item (3) of subsection A of this section or that the applicant conducts a business bona fide engaged primarily and substantially in the preparation and serving of meals or furnishing of lodging as described in subitem (a) of item (4) of subsection A of this section, and

(b) the applicant, if an individual, is of good moral character or if a corporation or association has a reputation for peace and good order in its community.

(c) as to any business establishments or locations established after the effective date of this act, the provisions of Section 4-33.1 of the 1962 Code have been complied with.

(d) Notice of application has appeared in a newspaper of general circulation in the area where the business of the applicant is to be located at least thirty days prior to the granting of the permit.

(2) The Commission may suspend, revoke or refuse to renew a permit upon finding that:

(a) the applicant no longer meets the requirements of (1) above, or

(b) the applicant has violated since the issuance of the permit any of the regulations promulgated by the Commission, or

(c) the applicant has violated since the issuance of the permit any other provisions of the Alcoholic Beverage Control Act, as amended.

Upon the written request of any person who resides in the county where the permit is requested to be granted, the Commission shall not issue such permit until any interested person has been given an opportunity to be heard.

(3) All permits issued under this section shall be valid until July 1, 1968, unless sooner suspended or revoked, and thereafter all permits shall be valid for one year, renewable on July 1, 1968, and annually thereafter, unless sooner suspended or revoked.

(4) Any person shall promptly surrender any permit issued hereunder upon request of the Commission.

(5) All permits shall be the property of the Commission, shall not be transferable and, upon the termination of any business or upon a change of ownership, possession or control, or upon a substantial change in the character of the property or facilities for which a permit has been obtained, all permits issued hereunder shall be immediately surrendered to the Commission.

(6) All permits shall be issued for a designated location and may not be transferred to any other location. A separate permit shall be required for each separate location of any business.

E. Applications for permits shall be accompanied by appropriate fees, payable to the Alcoholic Beverage Control Commission and shall be deposited with the State Treasurer, or shall be refundable in case a permit is refused. The schedule of fees for the permit is as follows:

(1) One hundred dollars per year for a nonprofit organization, as defined in item (3) of subsection A.

(2) Two hundred dollars per year for a business establishment, as defined in item (4) of subsection A.

F. (a) Before the Alcoholic Beverage Control Commission shall refuse to grant any permit or shall suspend or revoke any permit issued under the provisions of this act at least ten days' notice of such proposed or contemplated action by the Commission shall be given to the applicant or the permittee affected, as the case may be. The notice shall be in writing and shall contain a statement of the grounds or reason of the proposed or contemplated action of the Commission and shall be served upon the applicant or permittee in person or by certified mail sent to his last known post-office address. The Commission shall in such notice appoint a time and place when and at which the applicant or permittee shall be heard as to why the permit should not be refused, suspended or revoked, as the case may be. The applicant or permittee shall at such time and place have the right to produce evidence in his behalf and to be represented by counsel.

(b) The action of the Alcoholic Beverage Control Commission in granting or in refusing to grant any permit under the provisions of

this act shall not be subject to review by any court nor shall any **mandamus or injunction lie in any such case, except by certiorari.**

(c) The action of the Alcoholic Beverage Control Commission in suspending or revoking any permit pursuant to the provisions of this act shall be subject to review by any court of competent jurisdiction on appeal but such appeal shall not operate as a supersedeas to stay such suspension or revocation.

G. All alcoholic liquors found in the possession, custody or within the control of any person, corporation or organization, which are handled, stored, kept, possessed, transported, used or distributed in violation of any of the provisions of Chapter 1, Title 4 of the 1962 Code, or in violation of any of the provisions of this act, or with the design of avoiding payment of any license taxes provided in Chapter 16 of Title 65 of the 1962 Code, are hereby declared to be contraband and may be seized and confiscated, without a warrant, by the Commission, its respective agents, or any peace officer, and shall be disposed of in accordance with Section 4-111.1, Code of Laws of South Carolina, 1962.

H. Any person who transports, possesses or consumes alcoholic liquors except in a manner permitted by this section and any person who violates any of the provisions of this section shall be guilty of a misdemeanor and, upon conviction, shall be fined not more than one hundred dollars or be imprisoned for not more than thirty days.

SECTION 11. Repeal.—Sections 4-96, 4-109, 4-110 and 4-402, Code of Laws of South Carolina, 1962, are hereby repealed.

SECTION 12. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R554, H1947)

No. 399

An Act To Amend Sections 21-2531, 21-2532 And 21-2533, Code Of Laws Of South Carolina, 1962, Relating To The Levying Of School Taxes For The Three School Districts Of Dorchester County, So As To Increase The Amount Of Taxes Which May Be Levied.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 21-2531 amended—tax levy for St. George School District 1.—Section 21-2531 of the 1962 Code is amended by striking “twenty-eight” on line four and inserting in lieu thereof “fifty-five” so that when amended the section shall read as follows:

“Section 21-2531. There shall be levied annually, on all the taxable property of St. George School District No. 1 of Dorchester County, for general school purposes and to retire the existing bonded indebtedness of the district, a tax not to exceed fifty-five mills.”

SECTION 2. Section 21-2532 amended—tax levy for Summerville School District 2.—Section 21-2532 of the 1962 Code is amended by striking “thirty-two” on line five and inserting in lieu thereof “fifty-five” so that when amended the section shall read as follows:

“Section 21-2532. There shall be levied annually, on all the taxable property of Summerville School District No. 2 of Dorchester County, for general school purposes and to retire the existing bonded indebtedness of the district, a tax not to exceed fifty-five mills.”

SECTION 3. Section 21-2533 amended—tax levy for Harleyville-Ridgeville School District 3.—Section 21-2533 of the 1962 Code is amended by striking “thirty-two” on line four and inserting in lieu thereof “fifty-five” so that when amended the section shall read as follows:

“Section 21-2533. There shall be levied annually, on all the taxable property of Harleyville-Ridgeville School District No. 3 of Dorchester County, for general school purposes and to retire the existing bonded indebtedness of the district, a tax not to exceed fifty-five mills.”

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

approved the 20th day of June, 1967.

An Act To Amend Section 14-1291, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Board Of Township Commissioners For Sullivan’s Island In Charleston County, So As To Provide That At Each Election For Members Of The Board Candidates Shall Qualify For A Specific Numbered Seat.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-1291 amended—board of township commissioners for Sullivan's Island created.—Section 14-1291, Code of Laws of South Carolina, 1962, as amended, is further amended so as to provide that in each election for members of the Board of Township Commissioners for Sullivan's Island candidates shall qualify for a specific numbered seat, by striking it in its entirety and inserting in lieu thereof the following :

“Section 14-1291. There is hereby created the Board of Township Commissioners for Sullivan's Island, which shall have charge of the governmental affairs of the township, including the powers and duties set forth in this article. The board shall be composed of five members who shall be registered electors of Sullivan's Island, or own real property on Sullivan's Island and reside within Charleston County. The members of the board shall be elected by the qualified electors of Sullivan's Island; three of the members shall be elected at the general election held in 1962, two of the members shall be elected at the general election held in 1964, and their successors shall be elected at the general election immediately preceding the end of the term of office being filled. Members shall serve for terms of four years each and until their successors are elected and qualify. All terms shall commence on January first following the date of election. For each election for the office of commissioner, the seats shall be numbered and the candidate shall qualify for a specific numbered seat and shall not be permitted to qualify for more than one such seat in any one election. The election ballots for the office of commissioner shall reflect the number assigned to each seat and the names of the candidates for each. Vacancies shall be filled for the unexpired portion of the term only by appointment of the Governor upon written recommendation of a majority of the Charleston County Legislative Delegation within ten days after receipt by him of the recommendation.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R556, H1968)

No. 401

An Act To Amend Section 43-811, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Number Of Magistrates In Hampton County, So As To Increase Such Number.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 43-811 amended—magistrates for Hampton County designated.—Section 43-811, Code of Laws of South Carolina, 1962, as amended, is further amended so as to increase the number of magistrates in Hampton County and provide residency requirements for each magistrate, by striking it out and inserting in lieu thereof the following :

“Section 43-811. There shall be two magistrates appointed in Hampton County who shall have county-wide jurisdiction and shall serve for a term of four years. One shall be a resident of Peebles or Pocatigo Townships and one shall be a resident of Lawton or Goethe Townships. They shall devote full time to the duties of their offices and shall maintain regular office hours. In lieu of all fees and fines collected in criminal actions, they shall receive such compensation as may be provided in the annual county appropriations act. All such fees and fines shall be turned over to the county treasurer once each month for deposit to the general fund of the county. In the event a preferential election is held, the magistrate from the townships of Peebles or Pocatigo shall be elected by the qualified electors residing in such townships and the magistrate from the townships of Lawton or Goethe shall be elected by the qualified electors residing in such townships.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R557, H1969)

No. 402

An Act To Provide For The Investment Of Funds Derived From The Sale Of Certain Electrical Facilities Sold To Duke Power Company By Greenwood County And To Provide For The Expenditure Of The Income Derived From Such Investments And The Income Derived From The Lease Of The Hydroelectric Facili-

ties Of Greenwood County To Duke Power Company; And To Amend Act No. 1293 Of 1966, As Amended, So As To Repeal Item (1) Of Section 4 Relating To The Terms And Conditions Of The Sale Of Certain Electrical Facilities.

Whereas, pursuant to Joint Resolution No. 1295 of 1960, a referendum was held and the qualified electors of Greenwood County, in the General Election in November 1966, by their vote approved an amendment to the South Carolina Constitution, Section 13, Article XVII, which reads: "Funds realized by Greenwood County from the sale of its electric properties and system shall be held intact as an investment fund. Only investments in securities permitted by law may be made and then only by the governing body of the county. No portion of the principal amount of the fund shall be used for any other purpose."; and

Whereas, the amendment has been duly ratified by the General Assembly of the State of South Carolina. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Greenwood County—investment fund created from sale of electric facilities.—The principal of the funds derived from the sale of certain of the electric facilities and properties of Greenwood County to Duke Power Company, pursuant to vote of the people in a referendum held on April 12, 1966, and pursuant to Act No. 1293 of 1966, shall be held intact as an investment fund. Only investments in securities permitted by law shall be made and then only by the governing body of the county. No portion of the principal amount of the fund shall be used for any other purpose. The fund shall be known as the Greenwood County Electric Capital Fund.

SECTION 2. Use of funds.—The income derived from the Greenwood County Electric Capital Fund and from the lease of the Greenwood County hydroelectric facilities to Duke Power Company shall be used and applied by the governing body of Greenwood County for general county purposes, by application to the annual county operating budget, including special or supplemental applications; for corporate and public improvements, including but not limited to the purchase of lands or personal property, the renovating, remodeling, and building of buildings and equipping them and for other lawful county purposes; for payment of principal and interest of general county indebtedness incurred by notes or bonds or contracts; for application upon other county-wide millage, by allocating to institutions

which shall receive the income from such county-wide millage, sums equivalent to the millage income which the institution shall receive for that tax year. Any excess remaining from such combined income shall be distributed among the three school districts of the county on the basis of a formula to be arrived at, after consultation with the three districts, which assures a fair and proportionate distribution, for use in the discretion of each district.

SECTION 3. Use of funds—further.—The governing body when authorized shall have the right to accumulate funds from year to year derived from the above funds for the purpose of taking care of any capital expenditure or improvements to the end that they may be provided on a pay as you go basis or in order to provide such facilities with less indebtedness upon the county.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R559, S256)

No. 403

An Act To Provide For The Selection Of Sites For County Buildings In Anderson County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Legislative delegation to select sites of buildings.—The legislative delegation of Anderson County shall select sites for county buildings which in its judgment will meet the needs of the people of the county and will provide the necessary space for offices, meeting places and departments, with ample parking facilities for each.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 22nd day of June, 1967.

(R561, S249)

No. 404

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 15-1901.1, So As To Provide For Appointment And Compensation Of Assistant Court Stenographers For Judicial Circuits With A Population In Excess Of One Hundred Seventy-Five Thousand.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 15-1901.1 added—assistant court stenographers may be appointed in certain circuits.—The Code of Laws of South Carolina, 1962, is amended by adding Section 15-1901.1, so as to provide for the appointment and compensation of an assistant court stenographer in judicial circuits with a population of more than one hundred seventy-five thousand, to read as follows :

“Section 15-1901.1. In all judicial circuits of the State which have a population of more than one hundred seventy-five thousand persons, as determined by the latest official United States census, the resident circuit judge may appoint an assistant court stenographer whose duties, compensation and term of office shall be the same as provided for chief stenographers in Sections 15-1901, 15-1902 and 15-1903. *Provided*, that assistant court stenographers shall be available for assignment in other judicial circuits to substitute for regular stenographers who are sick or otherwise incapacitated. The Chief Justice shall make such assignments.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 22nd day of June, 1967.

(R562, S440)

No. 405

An Act To Amend Section 28-337.1, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Hunting Of Wild Male Turkeys In Game Zone No. 6, So As To Provide That Land-owners In Berkeley County Of Ten Thousand Acres Or More May Permit The Hunting Of Wild Male Turkeys At Certain Times.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 28-337.1 amended—game zone 6—turkey season—exceptions.—Section 28-337.1 of the 1962 Code, as amended, is further amended so as to provide that certain landowners in Berkeley County may permit the hunting of wild male turkeys at certain times by adding at the end thereof the following: “*Provided*, further, that landowners in Berkeley County of ten thousand acres or more may have an option of choosing the hunting seasons provided herein or a hunting season which extends from the day before Thanksgiving to March first each year. If they elect the option of the season extending from the day before Thanksgiving to March first, hunting on their lands during such seasons shall be lawful, upon the filing of a notarized statement of such election with the Director of the Division of Game of the South Carolina Wildlife Resources Department at least ten days prior to the opening of the season.” The section when amended shall read as follows:

“Section 28-337.1. In Game Zone No. 6 male wild turkeys, gobblers, may be hunted from the day before Thanksgiving to January first, inclusive, and from March first to April first, inclusive. *Provided*, that in Charleston County the earlier season shall be from March fifteenth to April fifteenth, inclusive. *Provided*, further, that landowners in Berkeley County of ten thousand acres or more may have an option of choosing the hunting seasons provided herein or a hunting season which extends from the day before Thanksgiving to March first each year. If they elect the option of the season extending from the day before Thanksgiving to March first, hunting on their lands during such seasons shall be lawful, upon the filing of a notarized statement of such election with the Director of the Division of Game of the South Carolina Wildlife Resources Department at least ten days prior to the opening of the season.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 26th day of June, 1967.

An Act To Amend Section 44-604, Code Of Laws Of South Carolina, 1962, Relating To The Recommendation And Appointment Of County Service Officers, So As To Further Provide How Such Officers Shall Be Recommended.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 44-604 amended—appointment of county service officers.—Section 44-604, Code of Laws of South Carolina, 1962, is amended by striking it out and inserting in lieu thereof the following :

“Section 44-604. Subject to the recommendation of a majority of the Senators representing the county and a majority of the House Members representing the county, the State Service Officer shall appoint a county service officer for each county in the State, whose terms of office shall begin July first of each odd-numbered year and shall continue for a term of two years and until their successors shall be appointed. Any such county service officer shall be subject to removal at any time by a majority of the Senators representing the county and a majority of the House Members representing the county.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 22nd day of June, 1967.

(R565, H1964)

No. 407

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 21-3802, So As To Authorize The Pickens County Treasurer To Borrow Funds For School District “A.”

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 21-3802 added—School District “A” of Pickens County—borrowing of money.—The Code of Laws of South Carolina, 1962, is amended by adding Section 21-3802 so as to authorize the Pickens County Treasurer to borrow funds for School District “A”, as follows :

“Section 21-3802. The Treasurer of Pickens County shall, upon the written request of the school trustees, or a majority of them, of School District ‘A’ borrow from time to time in any fiscal year such sums of money as may be necessary to pay the school claims for ordinary school purposes in the school district, not to exceed seventy-five per cent of the amount reported by the county auditor for school purposes for the fiscal year in the district, at a rate of

interest not exceeding the rate of six per cent per annum, and shall pledge the taxes to be collected in the school district for that purpose for such year for the payment of the money so borrowed and the interest thereon. All money so borrowed shall be held and paid out by the county treasurer as school funds solely for the payment of ordinary school expenses in keeping schools open in the district until such schools can realize from the collection of taxes. This section shall not be construed to repeal any existing law authorizing the borrowing of money for the purposes hereinabove set forth, but the authorization hereof shall be in addition to those otherwise provided by law."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 22nd day of June, 1967.

(R566, H1288)

No. 408

An Act To Establish A Jail And Prison Inspection Program And To Make An Appropriation.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Department of Corrections to have Jail and Prison Inspection Division.—There is hereby established a Jail and Prison Inspection Division under the jurisdiction of the Department of Corrections. The inspectors and such other personnel as may be provided for the Division shall be selected by the director of the Department.

SECTION 2. Duties.—The Division shall be responsible for inspecting at least annually every penal facility in this State operated by a state agency, county, municipality or any other political subdivision and such inspections shall include all phases of operation of the respective facilities. The inspections shall be based on standards adopted by the Board of Corrections. A report on the conditions of a facility shall be prepared following the inspection thereof. A copy of the report shall be filed with the governing body of the political subdivision having jurisdiction of the facility inspected, the governing body of the county and the county legislative delegation in which such facility is located. All reports shall be filed through the director of the Department of Corrections.

SECTION 3. Appropriation.—There is appropriated ten thousand dollars from the general fund of the State to be used to help defray the cost of carrying out the purposes of this act.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 22nd day of June, 1967.

(R567, H1406)

No. 409

An Act To Amend Section 46-41, Code Of Laws Of South Carolina, 1962, Relating To Registration And Licenses Of Vehicles Of The State Or State Subdivisions, And The Civil Air Patrol, So As To Authorize Certain Permanent Licenses And Provide Licensing And Registration Procedures.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 46-41 amended—fees for vehicles of State or subdivisions and Civil Air Patrol—permanent license plates.—Section 46-41, Code of Laws of South Carolina, 1962, relating to registration and licensing of vehicles of the State or State subdivisions and the Civil Air Patrol, is amended so as to authorize certain permanent licenses and provide licensing and registration procedures by striking the section and inserting in lieu thereof the following :

“Section 46-41. Permanent license plates shall be issued by the Department for all buses, trucks, motorcycles, trailers, semitrailers and pole trailers operated by the State or any political subdivision thereof. The license fee, including registration, shall be one dollar. Permanent plates shall bear the words ‘South Carolina’, the number and a prefix ‘SG’, ‘CG’, or ‘MG’ to designate respectively State government, county government, municipal government.

All other vehicles operated by the State or its subdivisions and the Civil Air Patrol shall be registered and licensed for an annual fee of one dollar, and shall be issued plates in accordance with the provisions of Section 6, Part II of Act No. 284, Acts of 1965.

Registration and licenses issued under this section shall not be transferable except to another agency or department of government.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 22nd day of June, 1967.

(R568, S169)

No. 410

An Act To Provide A System Of Voluntary Apprenticeship.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Purposes of act.—The purposes of this act are: to open to people the opportunity to obtain training that will equip them for profitable employment and citizenship; to set up, as a means to this end, a program of voluntary apprenticeship under approved apprenticeship agreements providing facilities for their training and guidance in the arts and crafts of industry and trade, with parallel instruction in related and supplementary education; to promote employment opportunities for young people under conditions providing adequate training and reasonable earnings; to relate the supply of skilled workers to employment demands; to establish standards for apprentice training; to establish an apprenticeship council and local apprenticeship committees to assist in effectuating the purposes of this act to provide for reports to the legislature and to the public regarding the status of apprentice training in the State; to establish a procedure for the determination of apprentice agreement controversies; and to accomplish related ends.

SECTION 2. Division of apprenticeship council created.—There is hereby created, within the South Carolina Department of Labor, the Division of Apprenticeship to administer the South Carolina Voluntary Apprenticeship Act. The Governor shall appoint an apprenticeship council composed of three representatives each from employers and employees, respectively; *provided*, that at least one of the employees shall be a representative of organized labor. The Commissioner of Labor shall be chairman of the council with power to vote. The Director of the State Commission for Technical Education and the State Director of Vocational Education shall *ex officio* be members of the council, without vote. The terms of office of the members of the apprenticeship council first appointed by the Governor shall expire as designated by the Governor at the time

of making the appointment; one representative each of employers and employees, being appointed for one year or until their successors are appointed and qualify; one representative each of employers and employees, being appointed for two years or until their successors are appointed and qualify; and one representative each of employers and employees for three years or until their successors are appointed and qualify. Thereafter, each member shall be appointed for a term of three years or until his successor is appointed and qualifies. Any member appointed to fill a vacancy occurring prior to the expiration of the term of his predecessor shall be appointed for the remainder of the term. Each member of the council, not otherwise compensated by public monies, shall receive per diem and mileage as provided by law for State boards, committees and commissions for his services when attending to official duties or assignments. *Provided*, no State funds shall be used for this purpose.

SECTION 3. Duties of council.—The apprenticeship council shall meet at the call of the Commissioner of Labor and shall formulate policies for the effective administration of this act. The apprenticeship council shall establish standards for apprentice agreements, shall issue such rules and regulations as may be necessary to carry out the intent and purpose of this act, and shall perform such other functions as the commissioner may direct.

SECTION 4. Administration.—The Commissioner of Labor, with the advice and guidance of the apprenticeship council, is authorized to administer the provisions of this act; in cooperation with the apprenticeship council and local apprenticeship committees, to set up conditions and training standards for apprentice agreements, which conditions or standards shall be in no case lower than those prescribed by this act; the State Apprenticeship Council shall approve any apprentice agreement which meets the standards established under this act; to terminate or cancel any apprentice agreement in accordance with the provisions of such agreement; to keep a record of apprentice agreements and their disposition; to issue certificates of completion of apprenticeship; and to perform such other duties as are necessary to carry out the intent of this act, including other on-job training necessary for emergency and critical civilian production; *provided*, that the administration and supervision of related and supplemental instruction for apprentices, coordination of instruction with job experiences, and the selection and training of teachers and

coordinators for such instruction shall be the responsibility of the appropriate educational agencies.

SECTION 5. Local apprenticeship committees.—A local apprenticeship committee may be appointed in any trade or group of trades in a city or trade area, by the apprenticeship council, whenever the apprentice training needs of such trade or group of trades justifies such establishment. Such local apprenticeship committee shall be composed of an equal number of employer and employee representatives. The function of a local apprenticeship committee shall be: to cooperate with school authorities in regard to the education of apprentices; in accordance with the standards set up by the apprenticeship committee for the same trade or group of trades, where such committee has been appointed, to work in an advisory capacity with employers and employees in matters regarding schedule of operations, application of wage rates, and working conditions for apprentices and to specify the number of apprentices which shall be employed locally in the trade under apprentice agreements under this act; and to adjust apprenticeship disputes, subject to the approval of the apprenticeship council. The local apprenticeship committee shall have authority to transfer, place, accept or reject apprentices as in its judgment will promote the best interest of the apprentice training program herein authorized.

SECTION 6. Apprentice defined.—The term “apprentice”, as used herein, shall mean a person at least sixteen years of age who is covered by a written agreement, acting as employer’s agent, and approved by the apprenticeship council, which apprentice agreement provides for not less than four thousand hours of reasonably continuous employment for such person for his participation in an approved schedule of work experience and for at least one hundred forty-four hours per year of related supplemental instruction. The required hours for apprenticeship agreements may vary in accordance with standards adopted by local apprenticeship committees, subject to approval of the State Apprenticeship Council.

SECTION 7. Apprentice agreements.—Every apprentice agreement entered into under this act shall contain:

1. The names of the contracting parties;
2. The date of birth of the apprentice;
3. A statement of the trade, craft, or business which the apprentice is to be taught, and the time at which the apprenticeship will begin and end;

4. A statement showing the number of hours to be spent by the apprentice in work and the number of hours to be spent in related and supplemental instruction, which instruction shall be not less than one hundred forty-four hours per year; *provided*, that in no case shall the combined weekly hours of work and of required related and supplemental instruction of the apprentice exceed the maximum number of hours of work prescribed by law for a person of the age and sex of the apprentice;

5. A statement setting forth a schedule of the processes in the trade or industry division in which the apprentice is to be taught and the approximate time to be spent at each process;

6. A statement of the graduated scale of wages to be paid the apprentice and whether the required school time shall be compensated; *provided*, however, the apprentice shall receive compensation which shall not be less than the minimum wage prescribed by the Federal Fair Labor Standards Act;

7. A statement providing for a period of probation of not more than five hundred hours of employment and instruction extending over not more than four months, during which time the apprentice agreement shall be terminated by the commissioner at the request in writing of either party, and providing that after such probationary period the apprenticeship agreement may be terminated by mutual agreement of all parties thereto, or cancelled for good and sufficient reason. The council, at the request of an apprentice committee, may lengthen the period of probation;

8. A provision that all controversies or differences concerning the apprentice agreement which cannot be adjusted locally shall be submitted to the council for determination;

9. A provision that an employer who is unable to fill his obligation under the apprentice agreement may, with the approval of the commissioner, transfer such contract to any other employer; *provided*, that the apprentice consents and that such other employer agrees to assume the obligations of the apprentice agreement;

10. Such additional terms and conditions as may be prescribed or approved by the commissioner, not inconsistent with the provisions of this act.

SECTION 8. Approval of agreements.—No apprentice agreement under this act shall be effective until approved by the commissioner. Every apprentice agreement shall be signed by the em-

ployer, or by an association of employers or an organization of employees and by the apprentice and, if the apprentice is a minor, by the minor's father; *provided*, that if the father be dead or legally incapable of giving consent, then by the guardian of the minor. Where a minor enters into an apprentice agreement under this act for a period of training extending into his majority, the apprentice agreement shall likewise be binding for such a period as may be covered during the apprentice's majority.

SECTION 9. Group agreements.—For the purpose of providing greater diversity of training or continuity of employment, any apprentice agreement made under this act may, in the discretion of the apprenticeship council, be signed by an association of employers or organization of employees instead of by an individual employer. In such case, the apprentice agreement shall expressly provide that the association of employers or organization of employees does not assume the obligation of an employer but agrees to use its best endeavors to procure employment and training for such apprentice with one or more employers who will accept full responsibility, as herein provided, for all the terms and conditions of employment and training set forth in the agreement between the apprentice and employer association or employee organization during the period of each such employment. The apprentice agreement in such a case shall also expressly provide for the transfer of the apprentice, subject to the approval of the commissioner, to such employer who shall sign a written agreement with the apprentice and, if the apprentice is a minor, with his parent or guardian, contracting to employ the apprentice for the whole or a definite part of the total period of apprenticeship under the terms and conditions of employment and training set forth in the agreement entered into between the apprentice and employer association or employee organization.

SECTION 10. Scope of agreements, voluntary nature.—Nothing in this act or in any apprentice agreement approved under this act shall operate to invalidate any apprenticeship provision in any collective agreement between employers and employees, setting up higher apprenticeship standards; *provided*, that none of the terms or provisions of this act shall apply to any person or craft unless, until and only so long as such person or craft voluntarily elects that the terms and provisions of this act shall apply. *Provided*, further, no person whether presently employed or seeking employment shall, in any manner, be forced or coerced into entering into any ap-

prenticeship training program provided for under this act. Any person violating the provisions of this section shall be guilty of a misdemeanor and, upon conviction, shall be subject to a fine of one hundred dollars. Each day's violation shall constitute a separate offense. Any person or craft terminating an apprenticeship agreement shall notify the Commissioner of Labor.

SECTION 11. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R569, S275)

No. 411

An Act To Amend Section 65-1404, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Exemptions From The Sales Or Use Tax, So As To Exempt Gross Proceeds Of The Sale Of Automobiles Or Motor Bikes Purchased By Nonresidents Located In South Carolina By Reason Of Military Orders.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1404 amended to exempt automobiles and motor bikes for nonresident military from sales tax.—Section 65-1404, Code of Laws of South Carolina, 1962, amended, is further amended by adding at the end thereof the following so as to exempt from the sales or use tax gross proceeds from the sale of automobiles or motor bikes purchased by certain military personnel:

“() The gross proceeds of the sale of automobiles or motor bikes to a person domiciled in or resident of another state, who is located within South Carolina by reason of orders of the Armed Forces of the United States. This claim for exemption shall be allowed only if at the time of sale or purchase a statement is furnished the vendor from the commanding officer of the member of the Armed Forces certifying that the person claiming the exemption is a member of the Armed Forces on active duty and is domiciled in or a resident of another state.”

SECTION 2. Time effective.—This act shall take effect on the first day of the calendar month next succeeding approval by the Governor.

Approved the 28th day of June, 1967.

(R570, S467)

No. 412**An Act To Regulate The Construction, Alteration And Servicing Of Septic Tanks And Sewerage Systems In Fairfield County And Provide A Penalty For Violations.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings regarding sewage problems.—The General Assembly finds that Fairfield County has in the last decade experienced an increase in home construction, as a result of which sewage disposal through septic tanks and other means situated outside the corporate limits of municipalities has become a pressing problem. The difficulties involved have been intensified by an influx of unqualified, and in many cases, unscrupulous persons engaged in the construction, alterations and servicing of septic tanks and other means of disposing of sewage. The welfare of the people of the county requires that a stricter control be maintained over persons engaged in the business of construction, alteration and servicing of septic tanks and sewage disposal units in rural areas and other locations beyond the control of municipalities.

SECTION 2. Licenses for sewage disposal or septic tank work disposal systems.—No person shall construct, alter or service a septic tank or other sewage disposal system in Fairfield County after June 30, 1967, without first having obtained a license therefor from the governing body of the county. The license shall be in such form as may be prescribed by the governing body of the county and shall be issued on an annual basis for a period running from July first through June thirtieth. The fee for the license shall be thirty-five dollars for residents of the State and one hundred dollars for nonresidents. Before any license is issued the county health department shall investigate the person seeking the license and shall satisfy itself that he is qualified to construct or alter septic tanks or other sewage disposal systems and service them in a manner which shall promote the health of the people of the county and in accordance with accepted sanitary engineering practices. The provisions of this act shall apply to the construction and maintenance or any alterations to sewage disposal systems whether they be for domestic or industrial waste.

SECTION 3. Permits for construction, alteration or service of septic tanks.—No person shall construct, alter or service a septic tank or other sewage disposal system in Fairfield County until he has

first obtained a permit to perform such construction, alterations or servicing from the Fairfield County Health Department signed by the county sanitarian.

SECTION 4. License revocation.—Any person who shall violate the provisions of this act, two or more times, shall have his license permanently revoked.

SECTION 5. Penalties.—Any person violating the provisions of this act, shall, upon conviction, be fined not more than one hundred dollars or imprisoned for not more than thirty days for the first offense. Upon conviction of the second and each additional offense punishment shall be in the discretion of the court but shall not exceed imprisonment for six months or a fine of five hundred dollars.

SECTION 6. Not applicable to certain municipalities.—The provisions of this act shall not apply to municipalities that have an organized and operating health department.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R571, S477)

No. 413

An Act To Establish The Office Of Alcoholic Rehabilitation Officer In Darlington County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Office of Alcoholic Rehabilitation officer created.—There is hereby created the office of Alcoholic Rehabilitation Office for Darlington County. Such officer shall assist any person in the county who is suffering from an alcoholic condition who requests such assistance.

SECTION 2. Appointment and duties.—The alcoholic rehabilitation officer shall be appointed by the Governor upon recommendation of a majority of the Legislative Delegation representing Darlington County, including the Senator, and shall receive such compensation as may be provided by the Darlington County Commission. The person so appointed shall devote his full time to the office. The

office of the alcoholic rehabilitation officer shall be located in the space provided by the Darlington County Manager.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R572, S487)

No. 414

An Act To Increase The Number Of Petit Jurors To Be Drawn In Cherokee County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Commissioners to draw fifty jurors.—Notwithstanding the provisions of Section 38-61, Code of Laws of South Carolina, 1962, as amended, the Jury Commissioners of Cherokee County shall draw fifty petit jurors.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R573, S498)

No. 415

An Act To Amend Section 65-1646, Code Of Laws Of South Carolina, 1962, Relating To The Filing Of Property Statements In Darlington County, So As To Eliminate The Reference To Personal Property.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1646 amended to delete personal property.—Section 65-1646 of the 1962 Code, created by an Act of 1967 bearing Ratification No. 342, is amended so as to delete the reference to personal property by striking on lines one and two the words “and personal”, so that when amended the section shall read as follows :

“Section 65-1646. The filing of annual statements listing real property with the auditor required by Section 65-1644 shall not apply

to Darlington County and persons making such returns every fourth year shall not be subject to penalties of any kind."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R574, S512)

No. 416

An Act To Increase The Number Of Petit Jurors Drawn In Fairfield County And Chester County From Thirty-Six To Forty-Five.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Jury commissioners to draw forty-five jurors.—Notwithstanding the provisions of Section 36-61.1, in Fairfield County and Chester County the jury commissioners shall draw forty-five petit jurors.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R575, S522)

No. 417

An Act To Repeal Section 23-65, Code Of Laws Of South Carolina, 1962, Relating To Notice Not Being Required In Aiken County To Open The Books Of Registration.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 23-65 repealed, notice not required to open registration books.—Section 23-65, Code of Laws of South Carolina, 1962, is hereby repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R576, S525)

No. 418

An Act To Amend Act No. 142, Acts And Joint Resolutions Of South Carolina, 1963, Relating To Open Seasons On Doe Deer In Game Zones 6, 7 And 8, So As To Include Game Zone 5 Within The Provisions Of The Act.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act 142 of 1963 amended to include game zone 5.—The preamble and Section 1 of Act No. 142 of 1963 are amended to include Game Zone 5 within the provisions of the act by inserting “5,” after “Zones” on the first line of the preamble and on line three of Section 1 so that, when so amended, they shall read :

“Whereas, the deer population in some areas of Game Zones 5, 6, 7 and 8 has been increasing for several years ; and

Whereas, in certain locations these deer are destructive to crops and the condition of the deer has deteriorated due to malnutrition ; and

Whereas, the only way to reduce these herds of deer is to take some of the doe deer ; and

Whereas, the taking of doe deer will need to be restricted to those areas where an over population exists and the hunting and taking of doe deer must be closely supervised. Now, therefore,”

“Section 1. The Director of the Division of Game of the Wildlife Resources Department shall have the authority to make periodic studies of the area in Game Zones 5, 6, 7 and 8 of the deer populations and determine the areas where the deer herds need to be reduced, and declare open seasons for taking of doe deer at any time between September first and January first.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R578, S531)

No. 419

An Act To Create The Juvenile And Indigent Aged Care Commission For Oconee County And To Provide For Its Powers And Duties.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Juvenile and Indigent Aged Care Commission created.—There is hereby created the Oconee County Juvenile and Indigent Aged Care Commission. The Commission shall consist of five members, appointed by a majority of the legislative delegation, including the resident Senator if any. The members shall serve for terms of four years and until their successors are appointed and qualify. Vacancies shall be filled for the unexpired portion of the terms in the same manner as the original appointment. The members of the commission shall meet as soon after appointment as is practicable and select a chairman and vice chairman and such other officers as may be necessary; *provided*, that no county officers shall be eligible to serve on the commission.

SECTION 2. Commission body politic and corporate.—The commission is hereby declared to be a body politic and corporate and shall exercise and enjoy all the rights and privileges as such.

SECTION 3. Powers and duties.—The commission shall have the following powers and duties:

1. To study existing facilities within the county for the care and custody of indigent aged and juveniles within the custody and care of legal authority.
2. To plan a suitable county home for persons residing at the County Poor Farm and the Lila Doyle Annex, including a suitable location, necessary facilities and required personnel for proper operation.
3. To plan a Foster Home for juveniles in the custody of legal authorities pending placement or for other reasons, such plan to include the designation of a suitable location, type of facility and personnel required for proper operation.
4. To coordinate with the county legislative delegation and other agencies to establish facilities determined necessary to care for the indigent aged and juveniles.
5. To accept and administer funds from the county, state and federal government and private sources to carry out the programs the commission shall establish.
6. To recommend the disposition of existing facilities no longer useful in the care of the indigent aged and juveniles and to acquire in the name of the commission additional needed properties.
7. To employ necessary personnel to carry out the provisions of this act.

8. To exercise control of all properties used in the care and custody of indigent aged and juveniles and supervise the operation of existing and future facilities devoted to that purpose.

9. To promulgate regulations for the operation of all facilities under its control including but not limited to matters of eligibility of entry into homes and conduct of persons being cared for.

SECTION 4. Meetings, budgets and reports.—The commission shall twice annually and more frequently if necessary report upon its activities to the county legislative delegation and shall prepare a detailed budget recommendation reflecting the funds needed to adequately provide for the necessary activities with which it is charged by the provisions of this act.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R579, S532)

No. 420

An Act To Repeal Section 14-2409, Code Of Laws Of South Carolina, 1962, Relating To The Closing Of County Offices In Jasper County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-2409 repealed.—Section 14-2409, Code of Laws of South Carolina, 1962, is repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R581, S539)

No. 421

An Act To Amend An Act Of 1967 Bearing Ratification No. 252, Relating To The Georgetown Court Library And The Funds Therefor, So As To Further Provide Therefor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 4 of Act 181 of 1967 amended—rules Georgetown Court Library.—Section 4 of an Act of 1967 bearing Ratification No. 252 is amended so as to change the provisions governing the rules and regulations for the use of the law library in Georgetown County by striking the section in its entirety and inserting in lieu thereof the following:

“Section 4. The commission shall frame rules and regulations governing the use of the library.”

SECTION 2. Section 5 of Act 181 of 1967 amended to change funding of library.—Section 5 of an Act of 1967 bearing Ratification No. 252 is amended so as to change the funding of the law library in Georgetown County by striking the section in its entirety and inserting in lieu thereof the following:

“Section 5. Five per cent of all criminal fines, including forfeited bonds, imposed and collected in the Magistrates' Courts, and Circuit Court for Georgetown County shall be set aside and held by the Treasurer of Georgetown County in a special account to be designated as the ‘Georgetown Court Library Fund.’ This fund shall be used solely for the maintenance, support and operation of the Georgetown Court Library, and the purchase of books, and shall be paid out by the Treasurer of Georgetown County only upon vouchers drawn in the name of the Georgetown Court Library Commission and signed by its secretary and chairman.”

SECTION 3. Section 6 of Act 181 of 1967 amended to change reports of library commission.—Section 6 of an Act of 1967 bearing Ratification No. 252 is amended so as to change the provisions for annual reports by the commission of the law library in Georgetown County by striking the section in its entirety and inserting in lieu thereof the following:

“Section 6. The commission shall make annual reports to the governing body of the county and to each member of the county legislative delegation on the conduct of the library, including a detailed statement as to the receipt and disbursement of funds, such statement to show each voucher issued against the Georgetown Court Library Fund, the amount thereof, to whom issued, and any balance remaining at the end of the year.”

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R582, S542)

No. 422

An Act To Provide For Worthless Check Fees Collected By Magistrates And Constables In Colleton County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Magistrate check collection fees—one-half to Colleton County.—Notwithstanding the provisions of Section 27-422, Code of Laws of South Carolina, 1962, or any other provision of law, in Colleton County when any case involving prosecution for violation of Section 8-176, Code of Laws of South Carolina, 1962, is discontinued by settlement or compromise, the magistrate or constable shall charge and receive from the defendant a fee of two dollars fifty cents for every check twenty-five dollars or under and five dollars for every check over twenty-five dollars. *Provided*, that one-half of any such fee for checks over twenty-five dollars shall be transmitted to the treasurer and deposited in the general fund of the county.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R583, S543)

No. 423

An Act To Repeal Section 47-243, Code Of Laws Of South Carolina, 1962, Relating To A Tax Levy By The Town Of Manning In Clarendon County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 47-243 repealed—tax levy in Town of Manning.—Section 47-243, Code of Laws of South Carolina, 1962, is repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R584, S199)

No. 424

An Act To Amend Subsections (1) And (3) Of Section 9-404 Of Act No. 1065, Acts And Joint Resolutions Of South Carolina, 1966, Known As The Uniform Commercial Code, Relating To Filing And Indexing Termination Statements Or Assignments Thereof, So As To Increase The Fees For Such Filing And Indexing.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Subsection (1) of Section 9-404 of Act 1065 of 1966 amended to increase filing fees.—Subsection (1) of Section 9-404 of Act No. 1065, Acts and Joint Resolutions of South Carolina, 1966, is amended by striking “fifty cents” on line eleven and inserting in lieu thereof “one dollar”. When amended, subsection (1) shall read as follows:

“(1) Whenever there is no outstanding secured obligation and no commitment to make advances, incur obligations or otherwise give value, the secured party must on written demand by the debtor send the debtor a statement that he no longer claims a security interest under the financing statement, which shall be identified by file number. A termination statement signed by a person other than the secured party of record must include or be accompanied by the assignment or a statement by the secured party of record that he has assigned the security interest to the signer of the termination statement. The fee for filing and indexing such an assignment or statement thereof shall be one dollar. If the affected secured party fails to send such a termination statement within ten days after proper demand therefor he shall be liable to the debtor for one hundred dollars, and in addition for any loss caused to the debtor by such failure.”

SECTION 2. Subsection (3) of Section 9-404 of 1965 amended to increase filing fees.—Subsection (3) of Section 9-404 of Act No. 1065, Acts and Joint Resolutions of South Carolina, 1966, is amended by striking “fifty cents” on line two and inserting in lieu thereof the following: “two dollars unless on a form conforming to the standards prescribed by the Secretary of State in which case the fee shall be one dollar.” When amended, subsection (3) shall read as follows:

“(3) The fee for filing and indexing a termination statement including sending or delivering the financing statement shall be two dollars unless on a form conforming to the standards prescribed by the Secretary of State in which case the fee shall be one dollar.”

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R585, S200)

No. 425

A Act To Amend Subsections (1) And (2) Of Section 9-405 Of Act No. 1065 Of The Acts And Joint Resolutions Of South Carolina, 1966, Known As The Uniform Commercial Code, Relating To The Assignment Of Security Interests And The Duties Of Filing Officers, So As To Increase The Filing Fees In Certain Cases.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Subsection (1) of Section 9-405 of Act 1065 of 1966 amended to increase filing fees.—Subsection (1) of Section 9-405 of Act No. 1065 of 1966 is amended by striking “\$1.00” on the last line of the subsection and inserting “three dollars unless on a form conforming to the standards prescribed by the Secretary of State in which case the fee shall be two dollars.” The subsection when amended shall read as follows:

“(1) A financing statement may disclose an assignment of a security interest in the collateral described in the statement by indication in the statement of the name and address of the assignee or by an assignment itself or a copy thereof on the face or back of the statement. Either the original secured party or the assignee may sign this statement as the secured party. On presentation to the filing officer of such a financing statement the filing officer shall mark the same as provided in section 9-403(4). The fee for filing, indexing and furnishing filing data for a financing statement so indicating an assignment shall be three dollars unless on a form conforming to the standards prescribed by the Secretary of State in which case the fee shall be two dollars.”

SECTION 2. Subsection (2) of Section 9-405 of Act 1065 of 1966 amended to increase filing fees.—Subsection (2) of Section 9-405 of Act No. 1065 of 1966 is amended by striking “fifty cents” on the last line of the subsection and inserting “two dollars unless on a form conforming to the standards prescribed by the Secretary

of State in which case the fee shall be one dollar." The subsection when amended shall read as follows:

"(2) A secured party may assign of record all or a part of his rights under a financing statement by the filing of a separate written statement of assignment signed by the secured party of record and setting forth the name of the secured party of record and the debtor, the file number and the date of filing of the financing statement and the name and address of the assignee and containing a description of the collateral assigned. A copy of the assignment is sufficient as a separate statement if it complies with the preceding sentence. On presentation to the filing officer of such a separate statement, the filing officer shall mark such separate statement with the date and hour of the filing. He shall note the assignment on the index of the financing statement. The fee for filing, indexing and furnishing filing data about such a separate statement of assignment shall be two dollars unless on a form conforming to the standards prescribed by the Secretary of State in which case the fee shall be one dollar."

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R586, S513)

No. 426

An Act To Provide For The Board Of Tax Assessors For Clarendon County And To Repeal Section 65-1867, Code Of Laws Of South Carolina, 1962, Providing For The Board Of Equalization In Clarendon County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Board of Tax Assessors created—terms and compensation.—There is hereby created the Board of Tax Assessors for Clarendon County which shall consist of three members to be appointed by the Governor upon the recommendation of a majority of the legislative delegation from the county. One member of the board shall be appointed from School District No. 1 and S-2, one member shall be appointed from School District No. 2, and one member shall be appointed from School District No. 3, for terms of two years and until their successors have been appointed and have qualified. In

case of a vacancy before the expiration of the term for which appointed, the successor in office shall be appointed for the unexpired portion of the term.

Compensation for members of the Board shall be as provided for in the annual appropriation act for the county.

SECTION 2. Section 65-1867 repealed.—Section 65-1867, Code of 1962, and other acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R587, S515)

No. 427

An Act To Provide For The Tax Board Of Appeals For Clarendon County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Board of Tax Appeals created.—There is hereby created the Tax Board of Appeals for Clarendon County which shall consist of three members to be appointed by the Governor upon the recommendation of a majority of the legislative delegation of the county. One member of the Board shall be appointed from School District No. 1 and S-2, one member shall be appointed from School District No. 2, and one member shall be appointed from School District No. 3, for terms of two years and until their successors have been appointed and have qualified. In case of a vacancy before the expiration of the term for which appointed, the successor in office shall be appointed for the unexpired portion of the term.

Compensation for members of the Board shall be as provided for in the annual appropriation act for the county.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R588, S387)

No. 428

An Act To Make Supplemental Appropriations For The Ordinary Operating Expenses Of The State Government For The Fiscal Year 1966-1967, For Permanent Improvements, To Further Regulate The Fiscal Operations Of The State Government For 1966-1967; To Fix The Amount Of The General Fund Reserve At Twenty-Five Million Dollars At The End Of 1966-1967, And To Amend The Law Relating To Police Officers' Retirement System.

Be it enacted by the General Assembly of the State of South Carolina :

PART I**SECTION 1**

The following sums of money, if so much be necessary, are hereby appropriated out of the General Fund of the State to supplement appropriations heretofore made for the operation of the State Government during the fiscal year 1966-67.

SECTION 2**GOVERNOR'S OFFICE**

To provide funds for matching and implementing

Federal Programs\$ 85,000.00

Provided, That any unexpended balance on June 30, 1967 may be carried forward and expended for the same purpose in 1967-68.

SECTION 3**ATTORNEY GENERAL**

Expenses of Pending Litigation—S. C. School

Committee\$ 15,000.00

Provided, That any unexpended balance on June 30, 1967 may be carried forward and expended for the same purpose in 1967-68.

SECTION 4**STATE TREASURER'S OFFICE**

Debt Service for State Notes:

For Habilitation Center for Retarded Children..\$ 117,889.00

For Educational Television Commission 25,362.00

For Riverside School for Girls 10,695.00

For S. C. Ports Authority (Grain) 80,845.00

Total\$ 234,791.00

SECTION 5**THE CITADEL**

For Maintenance	\$ 100,000.00
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SECTION 6

CLEMSON UNIVERSITY (Educational and General)

Interest on Sewage Treatment Plant Note	\$ 86,301.00
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SECTION 7

SCHOOL FOR THE DEAF AND THE BLIND

For Wage and Hour Compensation Adjust- ments	\$ 33,500.00
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SECTION 8

STATE DEPARTMENT OF EDUCATION

State Aid for Teachers' Salaries	\$ 1,660,193.00
Salaries of Non-Teaching Principals, Super- visors and Special Teachers	640,670.00
Supervision and Overhead	4,170.00
Maintenance and Operation	8,340.00
For General School Purposes, Including Pay- ment of School Debt	4,995,015.00

Total	\$ 7,308,388.00
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Provided, That notwithstanding the amount listed in this section "For General School Purposes, Including Payment of School Debt" there is hereby appropriated a sum equal to \$7.50 per pupil enrolled in the public schools of the State for the year 1966-67. Such appropriation shall be allocated among the several counties on the basis of school enrollment for the year 1966-67 and shall be disbursed to counties not later than August 15, 1967. *Provided, Further*, That of the amount so allocated to each county a sum equal to fifty cents (50¢) per pupil shall be used for operating expenses of the School Lunch Program.

SECTION 9

ADVISORY COMMITTEE FOR TECHNICAL TRAINING

For Operation of Technical Education Centers ..	\$ 740,000.00
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SECTION 10

DEPARTMENT OF PUBLIC WELFARE

For Old Age Assistance	\$ 120,000.00
For Aid to the Blind	10,000.00
For Aid to Permanently and Totally Disabled ..	40,000.00

Total \$ 170,000.00

Provided, That the above amount is for the purpose of increasing monthly payments to nursing homes by \$50.00 per month for the period February 1 through June 30, 1967.

SECTION 11

S. C. SANATORIUM

General Operating Expenses	\$ 62,115.00
For Wage and Hour Compensation Adjust- ments	28,676.00

Total \$ 90,791.00

SECTION 12

BUDGET AND CONTROL BOARD

Division of General Services:

To Increase Office Supply Revolving Fund \$ 10,000.00

Retirement Division:

Police Officers' Retirement System 121,000.00

Total \$ 131,000.00

SECTION 13

BOARD OF HEALTH

For Hospital Care—Crippled Children \$ 50,000.00

SECTION 14

STATE FORESTRY COMMISSION

Division of State Parks:

For Maintenance and Operation \$ 46,131.00

SECTION 15

CLEMSON UNIVERSITY (Public Service Activities)

For Turkey Research \$ 125,000.00

Provided, That any unexpended balance on June 30, 1967 may be carried forward and expended for the same purpose in 1967-68.

SECTION 16

CONTRIBUTIONS

Richland County Historic Preservation Commission:

For Improvements to Ainsley Hall Property . . . \$ 50,000.00

Provided, That the above appropriation is conditioned upon the Commission's presenting to the Budget and Control Board satisfactory evidence of having obtained \$100,000.00 of funds specifically to match this amount. *Provided, Further*, That this appropriation shall be available until June 30, 1968.

OLIN JOHNSTON MEMORIAL ROOM:

South Caroliniana Library \$ 50,000.00

 Total \$ 100,000.00
SECTION 17

MISCELLANEOUS APPROPRIATIONS

Committee on Mental Health and Mental Institutions:

To Cover Additional Expenses for 1966-67 . . . \$ 1,000.00

Committee to Study Communist Activities 5,000.00

 Total \$ 6,000.00

End of Part I

PART II**SECTION 1**

The following sums of money, if so much be necessary, are hereby appropriated out of the General Fund of the State and, unless otherwise specified, shall remain available for the purposes set forth herein until June 30, 1969.

SECTION 2

GOVERNOR'S OFFICE

Law Enforcement Division:

For Purchase of Plane \$ 46,765.00

SECTION 3

UNIVERSITY OF SOUTH CAROLINA

For Repairs to Utility System \$ 600,000.00

 For Planning and Designing New Law School
 Facility 35,000.00

 Total \$ 635,000.00

SECTION 4

CLEMSON UNIVERSITY (Educational and General)

For Repairs to Utility System\$ 600,000.00

SECTION 5

STATE COLLEGE

For Equipment—including Library Books\$ 91,945.00

SECTION 6

JOHN DE LA HOWE SCHOOL

For Construction of Dormitory\$ 165,000.00

For General Repairs 35,000.00

Total\$ 200,000.00

SECTION 7

STATE LIBRARY BOARD

For Construction and Equipping of Library
Board Building\$ 213,797.00**SECTION 8**

STATE DEPARTMENT OF EDUCATION

For Construction and Equipment of Area Voca-
tional Schools\$ 2,500,000.00

Area Trade School—Denmark:

For Expansion of Shop Building 50,000.00

Total\$ 2,550,000.00

*Provided, That the above appropriation for shop building expansion
is conditioned upon federal matching funds in an equal amount.***SECTION 9**

ADVISORY COMMITTEE FOR TECHNICAL TRAINING

For Equipment for Technical Education Centers \$ 1,988,000.00

SECTION 10

S. C. DEPARTMENT OF MENTAL HEALTH

*For Renovation of Facilities, Crafts-Farrow
Hospital\$ 100,000.00*

SECTION 11

STATE AGENCY OF VOCATIONAL REHABILITATION

For Expansion of Facilities—S. C. Alcoholic

Center\$ 25,000.00

Funds in the amount of \$10,765 provided for matching Federal funds for the South Carolina Alcoholic Center, in Section 21 of Act No. 350 of 1965, shall carry over for use during the fiscal year 1967-68.

SECTION 12

DEPARTMENT OF CORRECTIONS

Household Equipment\$ 85,000.00

SECTION 13

S. C. SCHOOL FOR GIRLS

For Dormitory Building and Equipment\$ 115,000.00

SECTION 14

JOHN G. RICHARDS SCHOOL FOR BOYS

For Renovation of Existing Buildings\$ 50,000.00

SECTION 15

RIVERSIDE SCHOOL FOR GIRLS

For Dormitory Building and Equipment\$ 115,000.00

For Infirmary Building and Equipment 100,000.00

For Activities Building and Equipment 170,000.00

Total\$ 385,000.00
SECTION 16

BUDGET AND CONTROL BOARD

General Services Division:

*Renovation, First Floor of State House and Repair
of Second Floor Rotunda Ceiling\$ 500,000.00*

*For Acquisition of Old Post Office Property,
Corner of Gervais and Sumter Streets, City
of Columbia 750,000.00*

Landscaping—State House Grounds 100,000.00

State Office Buildings:

For Electrical Repairs and Renovations 36,000.00

Governor's Mansion:

For Addition	75,000.00
For Repairs	10,000.00

Total\$ 1,471,000.00

Provided, That the amount appropriated in this Section for State House renovation, shall be expended only on approval of a Legislative Committee of six members, three of whom shall be appointed by the Speaker of the House, and three by the President of the Senate.

SECTION 17

DEPARTMENT OF AGRICULTURE

Laboratory Equipment	\$ 15,000.00
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SECTION 18

STATE FORESTRY COMMISSION

Division of Forestry:

For Equipment Replacement	\$ 37,000.00
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SECTION 19

CLEMSON UNIVERSITY (Public Service Activities)

For Construction of Greenhouse and Headhouse \$	30,000.00
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SECTION 20

WILDLIFE RESOURCES DEPARTMENT

For Marking Submerged Islands, Points and Channels in Inland Lakes	\$ 25,000.00
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SECTION 21

AERONAUTICS COMMISSION

Item 1. Airport Development:

Marion-Mullins	\$ 60,500.00
Pickens	74,000.00
Hilton Head	34,000.00
Allendale	52,000.00
St. George	11,000.00
Rock Hill	72,575.00
Moncks Corner	20,000.00
Bennettsville	40,000.00
Florence	123,000.00
Lancaster	98,500.00
Conway	20,000.00

Andrews	5,000.00
Cheraw	15,000.00
Orangeburg	26,000.00
Ridgeland	2,000.00
Item 2. Repairs to Airports:	
Clarendon	\$ 2,600.00
Hampton-Estill	11,000.00
Barnwell	17,000.00
Calhoun Falls	40,000.00
Myrtle Beach	149,250.00
Item 3. Aircraft Motor Replacement	18,000.00
Total	\$ 891,425.00

Provided, That the amount appropriated above under Item 1 for Airport Development shall be available for expenditure only in accord with the following matching formula: Federal funds—50%, State funds—25%, Local funds—25%.

Provided, Further, That all funds heretofore appropriated for Airport Development and Repairs to Airports and unexpended on June 30, 1967 may be carried forward and used for the same purpose in 1967-68.

Provided, Further, That the proper State authorities are hereby authorized and directed to convey title to the Myrtle Beach Airport to Horry County.

SECTION 22

SOUTH CAROLINA MENTAL RETARDATION COMMISSION

Pee Dee Center for Retarded Children\$ 200,000.00

Provided, That the above amount shall be expended by the South Carolina Mental Retardation Commission but not until such time as (1) continuing demand for further facilities indicates the need of an additional institution, and (2) the Pee Dee area is unanimously designated by the Commission as its first choice for the location of a new institution. Provided, Further, That no new institution shall be established without approval of the Budget and Control Board.

SECTION 23

STATE DEVELOPMENT BOARD

For Purchase of Plane\$ 650,000.00

SECTION 24

MISCELLANEOUS APPROPRIATIONS

Highway Department:

Beach Erosion Control—Hunting Island matching funds for Federal Project	\$ 20,000.00
Beach Erosion Control	273,000.00
Archaeological Research	12,000.00
Total	\$ 305,000.00
GRAND TOTAL	\$20,031,834.00

End of Part II

PART III**SECTION 1**STATE AGENCY OF VOCATIONAL REHABILITATION
(Expense of Moving Personnel)

The State Agency of Vocational Rehabilitation is hereby authorized to provide reasonable aid or assistance to its regular employees in moving their personal effects from one town or place to another town or place where their headquarters are so moved in the course of the business of the Department.

SECTION 2DEPARTMENT OF CORRECTIONS AND WILDLIFE RESOURCES
DEPARTMENT (To Cooperate Under Certain Conditions)

The Department of Corrections and the Wildlife Resources Department are hereby authorized to cooperate in the development of public recreation facilities and to exchange funds where mutually beneficial to both departments and accept matching federal funds.

SECTION 3

HOSPITAL PLANS

Any insurance company, medical service corporation, or corporation operating a non-profit hospital service plan as defined in Title 37, Code of Laws of South Carolina, 1962, shall be deemed to have the corporate power to act as an agent in the administration of programs of health, hospital and medical insurance sponsored or financed by an agency of the United States.

The provisions of this section shall be effective through June 30, 1968, only.

SECTION 4*Commission on Higher Education—Regional Campus Libraries*

The General Assembly recognizes the importance of adequate libraries for the efficient operation of regional campuses of Clemson University and the University of South Carolina and hereby declares its intent to provide such funds as may be necessary to improve these facilities to the point of their meeting accreditation requirements. To that end, the Commission on Higher Education is directed to immediately survey the current status of the library of each regional campus to determine the extent of any substandard conditions that may exist and the cost of improvements needed for accreditation.

Upon certification of such library needs by the Commission to the Budget and Control Board, the Board, as Custodian of the State's Sinking Funds, is hereby authorized to advance the required amount of funds to each of the above institutions. Such advances shall be evidenced by State Notes executed on behalf of the State by the Governor and State Treasurer, under such terms and conditions as may be prescribed by the Board, to mature not later than one year from the date thereof.

SECTION 5**GENERAL FUND RESERVE, END OF 1966-67**

Notwithstanding any provisions of law to the contrary the amount of the General Fund Reserve to be established by the State Budget and Control Board at the end of the fiscal year 1966-67, in accord with the provisions of Section 1-782, Code of Laws of S. C., 1962 as amended, shall be \$25,000,000.00.

End of Part III

PART IV**SECTION 1****POLICE OFFICERS' RETIREMENT SYSTEM (Prior Service)**

There shall be paid out of the State's General Fund into the Police Officers' Retirement System Fund (the fund) prior to July 1, 1967, on behalf of active member employees, an amount equal to the sum such members would be required to contribute to the fund for creditable prior service pursuant to Section 13A (a) of Act No. 799 of 1962 which was added pursuant to Section 14, Part II of Act No. 994 of 1966. The amounts paid into the fund shall be used for the payment of retirement benefits under the Police Officers' Retirement System

or shall be refunded to the State's General Fund. None of the monies paid into the fund pursuant to this Section shall be disbursed in any other manner to member employees upon termination of employment with the State nor shall any such funds be paid to a member employee's surviving beneficiary as a residual credit to any member employee's account which may have existed upon his death. *Provided*, however, that the interest accruing after July 1, 1967 on the amount paid into the fund may be credited to the member employee's account just as if he had made the contribution for creditable prior service for his account. Any time that the Police Officers' Retirement System closes the account of an active member employee because of death or termination of employment with the State the system shall refund to the State's General Fund the amount that it has paid into the fund on behalf of member employees for creditable prior service under the supplemental allowance program of the system.

End of Part IV

All Acts or parts of Acts inconsistent with the provisions of this Act are hereby suspended for the duration of this Act.

This Act shall take effect upon its approval by the Governor.

Approved the 27th day of June, 1967.

(R589, H1090)

No. 429

An Act To Amend Act No. 905 Of 1966, Relating To Free Hunting And Fishing Licenses For Certain Totally And Permanently Disabled Residents, So As To Permit The Issuance Of Free Hunting And Fishing Licenses To All Totally And Permanently Disabled Residents, And To Provide A Penalty For A False Application.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act 905 of 1966 amended—free hunting and fishing licenses for totally and permanently disabled.—Section 1 of Act No. 905 of 1966 is amended by striking it in its entirety and inserting :

“Section 1. Any person whose annual income is less than twenty-four hundred dollars and who has been a resident of this State for

three years and can produce a certificate from a licensed doctor of medicine that he is totally and permanently disabled may secure, without cost, a license to hunt and fish in this State.

For the purposes of this act, total and permanent disability shall mean the physical inability to perform work in any occupation, which physical inability appears to be of a permanent nature.

Applications for licenses shall be obtained from the local game warden and shall be forwarded by the applicant to the South Carolina Wildlife Resources Department. The department shall review the application and issue licenses to qualified persons. All applications shall include the required doctor of medicine's certificate and a signed statement reciting the applicant's annual income.

Any applicant who wilfully misrepresents his eligibility for a license under the terms of this act shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined not more than one hundred dollars nor less than twenty-five dollars."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R590, H1403)

No. 430

An Act To Amend Act No. 864, Acts And Joint Resolutions Of South Carolina, 1964, Relating To Alternate Methods Of Annexation, So As To Permit Municipalities To Annex By Petition Of Seventy-Five Per Cent Of The Freeholders Owning At Least Seventy-Five Per Cent Of The Assessed Valuation Of The Real Property Of The Area Seeking Annexation.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act No. 864 of 1964 amended—alternate method of annexation.—Act No. 864 of 1964 is amended by striking all after the enacting words and inserting :

"Section 1. Any area or property which is contiguous to a city or town may be annexed to the city or town by filing with the municipal governing body a petition signed by seventy-five per cent or more of the freeholders, as defined in Section 9 of Act No. 231 of the Acts of 1963, owning at least seventy-five per cent of the assessed

valuation of the real property in the area requesting annexation. Upon the agreement of the governing body to accept the petition and annex the area, and the enactment of an ordinance declaring the area annexed to the city or town, the annexation shall be complete and the election provided for in Sections 47-14 through 47-22 of the 1962 Code shall not be required. No member of the governing body who owns property or stock in a corporation owning property in the area proposed to be annexed shall be eligible to vote on such ordinance. This method of annexation shall be in addition to any other methods authorized by law; *provided*, that no such property shall be annexed unless the following has been complied with: (1) The petition must be dated before the first signature is affixed thereto and all necessary signatures must be obtained within six months from the date of the petition; (2) The petition and all signatures thereto shall be open for public inspection at any time on demand of any resident of the municipality or area affected by the proposed annexation or by anyone owning property in the area to be annexed; (3) The petition shall state the act or code section pursuant to which the proposed annexation is to be accomplished; (4) The petition shall contain a description of the area to be annexed and there shall be attached to the petition a plat of the area to be annexed; and (5) Any municipality or any person resident therein and any person residing in the area to be annexed or owning real property therein is empowered and authorized to institute and maintain a suit in the court of common pleas, or in a county court in those counties where the county courts have concurrent jurisdiction with the court of common pleas in such matters, and in such suit such person may challenge and have adjudicated any issue raised in connection with the proposed or completed annexation.

Section 2. The conditions relating to petitions set forth in this act shall apply only to the alternate method of annexation as defined in Section 1 of this act.

Section 3. Notwithstanding the provisions of Sections 1 and 2 of this act, any area or property which is contiguous to a city or town may be annexed to the city or town by filing with the municipal governing body a petition signed by all persons owning real estate in the area requesting annexation. Upon the agreement of the governing body to accept the petition and annex the area, and the enactment of an ordinance declaring the area annexed to the city or town, the annexation shall be complete and the election provided for in Sections 47-14 through 47-17 of the 1962 Code shall not be required. No

member of the governing body who owns property or stock in a corporation owning property in the area proposed to be annexed shall be eligible to vote on such ordinance. This method of annexation shall be in addition to any other methods authorized by law.

Section 4. This act shall take effect upon approval by the Governor."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R591, H1535)

No. 431

An Act To Amend Section 65-1523, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Specific Property Exemptions From Taxation, So As To Exempt The Community Playhouse, Inc. In Bamberg County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1523 amended to exempt Community Playhouse, Inc., from taxation.—Section 65-1523, Code of Laws of South Carolina, 1962, as amended, is further amended by adding the following item so as to exempt the Community Playhouse, Inc. from property taxes in Bamberg County :

"() All property of the Community Playhouse, Inc. shall be exempt from all local, county, school taxes so long as it is used for the purposes for which it was organized."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R592, H1558)

No. 432

An Act To Amend Item (1) Of Section 65-259, Code Of Laws Of South Carolina, 1962, Relating To Income Tax Deductions For Certain Businesses, So As To Include Certain Management Fees.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Item (1) of Section 65-259 amended—permit management fees as tax deductions.—Item (1) of Section 65-259, Code of Laws of South Carolina, 1962, is amended so as to allow certain management fees as income tax deductions, by adding at the end thereof the following :

“(d) Management fees, if reasonable in amount and for services actually rendered in producing such income paid between affiliates, either parent, subsidiary or nonrelated corporations.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R593, H1864)

No. 433

An Act To Increase The Number Of Petit Jurors In Bamberg County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Bamberg County may draw fifty petit jurors.—Notwithstanding the provisions of Subsection (2) of Section 38-61.1 of the 1962 Code, the jury commissioners of Bamberg County may draw fifty petit jurors whenever they shall deem it necessary.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R595, H1971)

No. 434

An Act To Dissolve The Greenwood County Electric Power Commission And To Devolve It Duties Upon The County Finance Board.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Power Commission dissolved—duties to County Finance Board.—The Greenwood County Electric Power Commis-

sion is hereby dissolved and its powers and duties are hereby devolved upon the Finance Board of Greenwood County and all records, documents, or other papers or property shall be turned over to the Finance Board.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R596, H1990)

No. 435

An Act To Prescribe The Dates For Hunting Deer In Clarendon County, Game Zone 8.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Deer hunting—Game Zone 8.—Notwithstanding the provisions of Section 28-339, Code of Laws of South Carolina, 1962, the open season for hunting deer in Clarendon County, Game Zone 8, shall be from August fifteenth to January first of each year.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R598, H1429)

No. 436

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 59-249, So As To Provide For The Sale, Lease Or Otherwise Dispose Of Any Municipally Owned Natural Gas System.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 59-249 amended—provide for disposition of municipally owned natural gas systems.—The Code of Laws of South Carolina, 1962, is amended by adding Section 59-249 so as to provide for the sale, lease or otherwise dispose of any municipally owned natural gas system to read as follows :

“Section 59-249. Notwithstanding any other provisions of this article, any city or town may sell, lease or otherwise dispose of any

municipally owned natural gas system upon the favorable vote of a majority of the qualified electors of the municipality voting in a general or special election held after notice thereof, explaining in general terms the proposed transaction, has been given in a newspaper of general circulation in the city or town once a week for two successive weeks, the first of which shall appear not more than thirty days prior to the election date. Such election shall be held in accordance with the laws governing municipal elections and no petition as prescribed by Section 59-245 shall be required in connection therewith."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R600, H1477)

No. 437

An Act Making It Unlawful To Refuse To Relinquish A Party Telephone Line In Certain Emergency Situations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Failure to relinquish phone in emergency prohibited—penalty.—Any person who shall wilfully refuse to relinquish immediately a party telephone line when informed that such line is needed for an emergency call to a fire department or police department or for medical aid or ambulance service shall be guilty of a misdemeanor and, upon conviction, shall be fined not more than one hundred dollars or imprisoned for not more than thirty days.

SECTION 2. Defense for lack of knowledge.—It shall constitute a defense to a prosecution under Section 1 that the accused did not know of the emergency in question, or that the accused was using the party telephone line for an emergency call.

SECTION 3. False claim of emergency prohibited—penalty.—Any person who requests another to relinquish a telephone party line on the pretext that he must place an emergency call, knowing such pretext to be false, shall be guilty of a misdemeanor and, upon conviction, shall be fined not more than one hundred dollars or imprisoned for not more than thirty days.

SECTION 4. Definitions.—As used in this act.

The term “party line” shall mean a subscriber’s line telephone circuit, consisting of two or more main telephone stations connected therewith, each station with a distinctive ring or telephone number.

The term “emergency” shall mean a situation in which property or human life are in jeopardy and the prompt summoning of aid is essential.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R601, H1537)

No. 438**An Act To Define The Nature Of Securities In Which Municipalities And Other Political Subdivisions Of The State May Invest And Reinvest Funds.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Investments authorized to municipalities and other political subdivisions.—(a) The governing body of any municipality, county, school district, or other local government unit or political subdivision and county treasurers may invest money subject to their control and jurisdiction in:

- (1) Obligations of the United States and agencies thereof;
- (2) General obligations of the State of South Carolina or any of its political units;
- (3) Savings and Loan Associations to the extent that the same are secured by the Federal Deposit Insurance Corporation;
- (4) Certificates of deposit where the certificates are collaterally secured by securities of the type described in (1) and (2) above held by a third party as escrow agent or custodian, of a market value not less than the amount of the certificates of deposit so secured, including interest.

(b) The provisions of this act shall not impair the power of a municipality, county, school district or other local governmental unit or political subdivision or county treasurer to hold funds in deposit accounts with banking institutions as otherwise authorized by law.

(c) Such investments shall have maturities consistent with the time or times when the invested moneys will be needed in cash.

SECTION 2. Delegation of authority to invest.—The governing body may delegate the investment authority provided by Section 1 of this act to the treasurer or other financial officer or any fiscal agent or corporate trustee charged with custody of the funds of the local government, who shall thereafter assume full responsibility for such investment transaction until the delegation of authority terminates or is revoked.

SECTION 3. State Treasurer authorized to assist.—The State Treasurer is authorized to assist local governments in investing funds that are temporarily in excess of operating needs by:

- (1) explaining investment opportunities to such local governments through publication and other appropriate means;
- (2) acquainting such local governments with the State's practice and experience in investing short-term funds; and
- (3) providing technical assistance in investment of idle funds to local governments that request such assistance.

SECTION 4. Provisions supplementary.—The provisions of this act are not in lieu of, but are supplementary to, existing analogous statutory authorizations relating to investments, all of which shall remain in full force and effect.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R602, H1560)

No. 439

An Act To Amend Sections 16-552 And 16-552.1, Code Of Laws Of South Carolina, 1962, Relating To The Sending Of Obscene Messages To A Woman And To Using Indecent Language Over The Telephone, So As To Further Provide Therefor.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 16-552 amended to exclude obscene telephone communications and other practices on telephone.—Section 16-552, Code of Laws of South Carolina, 1962, is amended

on line three by inserting “, except by telephone,” between “soever” and “communicate”. The section when amended shall read as follows:

“Section 16-552. Any person who shall anonymously write, print or by any other manner or means whatsoever, except by telephone, communicate, send or deliver to any woman or woman child within this State any obscene, profane, indecent, vulgar, suggestive or immoral message shall be guilty of a misdemeanor and, upon conviction, shall be punished in the discretion of the court.”

SECTION 2. Section 16-552.1 amended to prohibit profane language—penalty provided.—Section 16-552.1, Code of Laws of South Carolina, 1962, relating to using indecent language over the telephone, is amended by striking it in its entirety and inserting in lieu thereof the following, so as to make it unlawful to use profane language over the telephone, to telephone repeatedly, and to fail to hang up telephone:

“Section 16-552.1. It shall be unlawful for any person anonymously or otherwise: (1) to use in a telephonic communication any words or language of a profane, vulgar, lewd, lascivious, or an indecent nature, or to threaten in a telephonic communication any unlawful act with the intent to coerce, intimidate, or harass another person, or to communicate or convey by telephone an obscene, vulgar, indecent, profane, suggestive, or immoral message to another person; (2) to telephone another repeatedly, whether or not conversation ensues, for the purpose of annoying or harassing another person or his family; (3) to make a telephone call and intentionally fail to hang up or disengage the connection for the purpose of interfering with the telephone service of another; (4) to telephone another and make any false statements concerning either the death or injury of any member of the family of the person who is telephoned with the intent to annoy, frighten or terrify that person; or (5) knowingly to permit any telephone under his control to be used for any purpose prohibited by this section.

Any person violating either items (1), (2) or (4) shall be guilty of a misdemeanor and, upon conviction, shall be punished in the discretion of the court; and any person violating either items (3) or (5) shall be guilty of a misdemeanor and, upon conviction, shall be subject to a fine of not more than one hundred dollars or imprisonment for not more than thirty days.”

SECTION 3. Saving Clause.—If any portion of this act is declared to be unconstitutional or is found to be in conflict with any other provision of law, such determination shall not affect any remaining portions.

SECTION 4. Sections 16-552 and 16-552.1 remain effective for prior violations.—All provisions of Sections 16-552 and 16-552.1, Code of Laws of South Carolina, 1962, shall remain in full force and effect insofar as they apply to and support prosecution for any violation thereof occurring prior to the effective date of this act.

SECTION 5. Time Effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R604, H1785)

No. 440

An Act To Amend Act No. 1054 Of 1966, Relating To The Aiken County Board Of Education, So As To Reorganize The Board; And To Repeal Sections 21-131 Through 21-137, Code Of Laws Of South Carolina, 1962, And Act No. 942 Of 1966, Relating To The Monetta-Ridge Spring Attendance Area No. 5, Aiken, Edgefield And Saluda Counties And To The Creation Of The School District Of Aiken County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act 1054 of 1966 amended—Aiken Board of Education reorganized.—Sections 5, 6, 7, 8 and 9 of Act No. 1054 of 1966 are amended so as to reorganize the Aiken County Board of Education, to provide for members to be elected from the county at large and provide for administrative areas by striking them in their entirety and inserting in lieu thereof the following:

“Section 5. The Aiken County Board of Education shall be composed of seven members, who shall be qualified electors of Aiken County. For the purpose of election of the Board of Education, Aiken County is divided into four election districts, each of which is comprised of that territory of the county which shall include and be co-extensive with the administrative areas as herein described. Three members of the board shall be elected by the qualified voters from the county at large. One member of the board shall be a resident

of, and elected by the qualified electors from, each administrative area or election district. One member shall be elected from Administrative Area No. 1 which shall be composed of the following precincts in Aiken County: Monetta, Oak Grove, Ward No. 40, New Holland, Wagener, Tabernacle, Perry and Salley, and that portion of Saluda County formerly constituting Ridge Spring School District No. 2. Qualified electors residing in those areas of Saluda County which form a part of Administrative Area No. 1 shall have the right to vote for the member of the Aiken County Board of Education from such area as well as members at large. Electors shall vote at such precincts as may be designated by the Aiken County Board of Education and each elector shall satisfy the box manager that he is a bona fide resident within Administrative Area No. 1. One member shall be elected from Administrative Area No. 2 which shall be composed of the following precincts of Aiken County: all the precincts of the City of Aiken, China Spring, Eureka, Shiloh, Talatha, Millbrook, College Acres, Montmorenci, Shaws Fork, Windsor, White Pond, New Ellenton and Six Points. One member shall be elected from Administrative Area No. 3 which shall be composed of the following precincts of Aiken County: Vacluse, Graniteville, Warrenville, Gloverville, Langley, Bath, Clearwater and Lynwood. One member shall be elected from Administrative Area No. 4 which shall be composed of the following precincts of Aiken County: Belvedere, all the precincts of the City of North Augusta, Carolina Heights, Beech Island and Jackson. The terms of the members of the present Board of Education shall expire on the second Tuesday in February, 1968 or on the date their successors are elected and qualified. The terms of their successors shall commence at the first meeting of the board following their election. The initial terms of the three members elected at large shall be as follows: the member receiving the highest number of votes shall serve for a term of three years, the member receiving the next highest number of votes shall serve for a term of two years and the member receiving the least number of votes shall serve for a term of one year. The initial terms of members from the four administrative areas shall be determined by lot. Two members shall serve for terms of three years, one shall serve for a term of two years and one shall serve for a term of one year. Thereafter the terms of the members of the board shall be for three years.

"Section 6. Members of the County Board of Education shall be elected by a special election to be held on the first Tuesday in

February in each year to succeed the members whose terms expire in such year. Such election shall be held between the hours of eight a. m. and seven p. m. Voting places shall be located at each of the precincts in each district where an election is being held. Voters shall vote only in the precinct in which they are registered. The commissioners shall appoint three managers for each precinct and a committee of three to conduct the election, canvass the vote and certify the results to the commissioners. The rules of the general election shall apply except as otherwise specified in this act. The committee shall list as a candidate any qualified resident elector on whose behalf fifty or more electors sign a request that his name be listed. If fewer nominating petitions are filed than there are places to fill in the election the committee shall place in nomination the name of any incumbent. All nominating petitions must be in the hands of the chairman of the election committee by three p. m. fourteen days before the election date. Necessary expenses of the election shall be paid from the county board of education funds. Any person desiring to be considered as a write-in candidate for such election must file with the chairman of the election committee no later than three days prior to the election date a notice of intent and willingness to serve, if elected.

“Section 7. The selection of members of the board as above provided shall be certified to the Secretary of State by the County Board of Education and he shall thereupon issue a commission to each person so selected. The terms of office shall commence at the next regular board meeting following the election. In the case of a vacancy in the office of the member at large, a successor shall be appointed by the county board; in the case of a vacancy in the office of a member from an administrative area, a successor shall be appointed by the county board after receiving a recommendation from the Area Advisory Council in the area where the vacancy has occurred.

“Section 8. The County Board of Education shall meet annually on the second Tuesday in March of each year and shall elect from its membership a chairman and a vice-chairman. The board shall hold at least one regular meeting each month and such other meetings as may be necessary upon the call of the chairman or a majority of the board members. All regular meetings shall be open to the public. The board shall appoint a secretary who shall keep minutes of all meetings and file such minutes in permanent record. The

members of the board shall receive per diem and mileage as provided by law for boards, commissions and committees.

“Section 9. The County Board of Education shall be clothed with all of the powers and charged with all of the duties otherwise provided by law and shall have executive, financial and administrative control of the public schools in the county subject, however, to the provisions of this act.

The County Board of Education shall each year between the first day of January, and the first day of June, prepare a budget for the operation of the public schools of Aiken County during the ensuing fiscal year. Copies of this budget shall be distributed to all members of the County Board of Education, the County Superintendent of Education, all members of the county legislative delegation, including the Senators, the county auditor and the county treasurer. Upon compliance with the provisions of this act, and after taking into account all funds available or to become available, from all sources other than from the levy of Aiken County property taxes, the county board of education shall recommend to the county auditor the county property tax levy necessary for the operation of the public schools during the period covered by the budget and in accordance therewith. If the county property tax levy recommended by the county board of education is not in excess of that for the current fiscal year and is otherwise within the limits authorized by law, the county auditor shall levy and the treasurer shall collect the county property taxes in an amount sufficient to meet this budget.

However, the county auditor shall not impose, and the county treasurer shall not collect, any increase in the county property tax levy over that for the current fiscal year, until the question of such proposed increase in the county property tax levy shall have been presented in writing to the legislative delegation of Aiken County for the purpose of ascertaining their advice and consent in the matter, and prior approval for such proposed increase in the property tax levy evidenced by a written authorization of a majority of the delegation, including the resident Senators of Aiken County.

Thereafter, it shall become the duty of the county auditor to levy and the county treasurer to collect a tax on all of the property in the school district sufficient to meet the needs of the schools as provided in this act.”

SECTION 2. Succession in office of Board of Education.—The present Board of Education of the School District of Aiken County,

as presently constituted, shall continue in office as the Board of Trustees of the Consolidated School District of Aiken County until its successors are elected and qualified as herein provided.

SECTION 3. Sections 21-131 through 21-137 repealed—Monetta Ridge Spring attendance area.—Sections 21-131 through 21-137, Code of Laws of South Carolina, 1962, are repealed.

SECTION 4. Act 942 of 1966 repealed—Aiken School District.—Act No. 942 of 1966 is repealed effectively July 1, 1967.

SECTION 5. Act complementary—not in derogation of actions of Aiken County Board of Education.—This act shall be deemed complementary to and not in derogation of any action taken by the County Board of Education of Aiken County as constituted by Article 1, Chapter 19, Title 21, Code of Laws of South Carolina, 1962, in undertaking the creation of the School District of Aiken County. If this act, or any provision hereof, shall be held invalid, such holding shall not affect or disturb any action so taken by such County Board of Education of Aiken County.

SECTION 6. Time Effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R605, H1808)

No. 441

An Act To Amend Section 23-169, Code Of Laws Of South Carolina, 1962, Relating To Voting Precincts In Darlington County, So As To Rename And Reconstitute Certain Precincts.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Darlington County precincts renamed and reconstituted.—Section 23-169 of the 1962 Code is amended to rename and reconstitute certain precincts by striking it and inserting:

“Section 23-169. In Darlington County there shall be the following voting precincts: Antioch; Auburn; Bethel; Black Creek; Burnt Branch; Clyde; Darlington No. 1 (voting at City Hall); Darlington No. 2; Darlington No. 3 (located at the Courthouse, with voters whose last names begin with A through K, and those whose last names begin with L through Z voting at separate locations); Darling-

ton No. 4; Darlington No. 5; Dovesville; Hartsville No. 1; Hartsville No. 2 and No. 3 (combined); Hartsville No. 4; Hartsville No. 5; Hartsville No. 6; Hartsville No. 7; Hartsville No. 8; High Hill; Indian Branch; Kelleytown; Lake Swamp; Lamar No. 1; Lamar No. 2 (Lamar precincts now include the former Quietude and Lynches River precincts and the boundary between Lamar No. 1 and No. 2 is the old Darlington-Sumter railroad right of way); Lydia; Mechanicsville; Mont Clare; Newman Swamp; New Market; Oates; Palmetto; Philadelphia; Pond Hollow; Society Hill; and Swift Creek."

SECTION 2. Time Effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R606, H1810)

No. 442

An Act To Provide For A Tax Levy In Charleston County To Defray The Costs Of Operating The County Board Of Assessment Control; To Provide For The Disposition Of Funds Received In Settlement Of A Certain Bond Claim; To Make Provision For Monies Derived From The Sale Of Certain Information; And To Authorize The Expenditure Of Unexpended Funds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Tax levy for Charleston County Board of Assessment Control.—The Auditor of Charleston County is hereby directed to levy and the Charleston County Treasurer is directed to collect a tax of two and one-half mills on all taxable property in Charleston County to be used to defray the costs of operating the office of the board of assessment control (including the Charleston County Board of Assessment Appeals) established by Article 5, Chapter 25, Title 65, Code of Laws of South Carolina, 1962, as amended, for the fiscal year beginning July 1, 1967. These funds are to be maintained by the county treasurer in a separate account and disbursed upon warrant of the board of assessment control countersigned by any member authorized by the board and signed by an employee of the board as designated by the board.

SECTION 2. Payment in settlement of claim against bonding company.—The Charleston County Treasurer is authorized and di-

rected also to disburse upon the approval of a majority of the Charleston County Legislative Delegation and upon warrant of the board signed as aforesaid up to fifty thousand dollars during such fiscal year out of the monies received by Charleston County in settlement of its claim against the bonding company arising from the failure of the county reassessment program. The balance of the settlement funds, including any income derived therefrom, shall be held by the county treasurer pending further direction of the General Assembly.

SECTION 3. Treasurer to credit Board of Assessment Control for certain sales.—The Treasurer of Charleston County is further authorized and directed to credit to the account of the County Board of Assessment Control all monies received from the sale of maps, aerial photos and other information, such monies to be used by the board in the regular operation of the board.

SECTION 4. Board of Assessment Control to carry over certain funds from last fiscal year.—The board of assessment control is hereby authorized to carry over any unexpended balance of funds remaining from its 1966-1967 budget and to utilize such funds for the operating costs for the fiscal year beginning July 1, 1967.

SECTION 5. Time Effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R607, H1529)

No. 443

An Act To Amend Sections 23-2, 23-51, 23-52, 23-61, 23-63, 23-65.1, 23-69, 23-75, 23-78, 23-97 And 23-98, Code Of Laws Of South Carolina, 1962, Relating To Election Laws, So As To Make It Easier For Voters To Register, To Make Technical Changes And To Otherwise Provide Therefor; To Amend The Code Of Laws Of South Carolina, 1962, By Adding Sections 23-51.1 And 23-51.2, So As To Help Facilitate Registration Of Voters; And To Repeal Sections 23-53, 23-64, 23-65, 23-65.2, 23-72, 23-76, 23-77, 23-104 And 23-214, Code Of Laws Of South Carolina, 1962, Relating To Provisions Of The Election Laws Which Have Either Been Merged Into Other Sections Or Which Are Deemed Unnecessary; And To Repeal Act No. 419 Of 1965, Relating To The Darlington County Registration Board; And To Provide For An Appropriation.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-2 amended—definitions for election law.—Section 23-2 of the 1962 Code is amended to read as follows :

“Section 23-2. The following words and phrases used herein, unless the same be plainly inconsistent with the context, shall be construed as follows :

(1) ‘*General election*’ means the election provided herein to be held for the election of officers to the regular terms of office provided by law, whether State, United States, county, municipal or of any other political subdivision of the State, and for voting on constitutional amendments proposed by the General Assembly ;

(2) ‘*Special election*’ means any other election including any referendum provided by law to be held under the provisions of law applicable to general elections ;

(3) ‘*Primary*’ means a party primary election held by a political party under the provisions of this Title ;

(4) ‘*Inhabitants*’ means the number of inhabitants according to the Federal census last taken ;

(5) ‘*Electoral board*’ means the board or other authority empowered to hold a general or special election ;

(6) A ‘*voting or polling precinct*’ shall mean an area created by the Legislature for convenient localization of polling places and which shall be administered and votes counted therein as a local unit in all elections ;

A ‘*voting place*’ shall be any place within a voting or polling precinct wherein ballots may be cast.

(7) ‘*Political party*’ means a political party, organization or association certified as such by the Secretary of State as and in the manner provided for in this Title ;

(8) ‘*State committee*’ means the State executive committee of a political party ;

(9) ‘*State chairman*’ means the chairman of the State executive committee of a political party ;

(10) ‘*County committee*’ means the county executive committee of a political party ;

(11) ‘*County chairman*’ means the chairman of the county executive committee of a political party ;

(12) ‘*Club district*’ means the territory of the general election voting place or precinct in which the political party club is formed under this Title, whether a ward or township or a subdivision thereof ;

(13) 'Booth' includes a voting machine booth, curtain or enclosure; and

(14) 'Legal holiday' means any holiday recognized by the State or Federal law."

COMMENT: The expressions in subsection (6) have been redefined to be consistent with the election laws. Legal holiday has also been included in definitions. The definition of special election is amended so as to include "referendum."

SECTION 2. Section 23-51 amended—appointment of boards of registration.—Section 23-51 of the 1962 Code is amended to read as follows:

"Section 23-51. Between the first day of January and the fifteenth day of March in every even-numbered year the Governor shall appoint, by and with the advice and consent of the Senate, three competent and discreet persons in each county, who shall be citizens and qualified electors thereof and who shall be known as the board of registration of _____ County. The members so appointed shall be subject to removal by the Governor for incapacity, misconduct or neglect of duty."

COMMENT: This section has been amended so as to delete the reference to appointments between sessions of the General Assembly.

SECTION 3. Section 23-51.1 added to provide for appointment of deputy members for boards of registration.—The Code of Laws of South Carolina, 1962, is amended by adding Section 23-51.1 to read as follows:

"Section 23-51.1. The board of registration of each county may appoint deputy members of the board, in such numbers as may be deemed necessary, whose terms shall be for such period of time as deemed advisable by the boards. The deputy members shall have the same powers and duties as regular members of the board. The clerk to each board may be made a deputy member of the board for the purpose of taking applications and issuing certificates."

COMMENT: This section is being added so as to permit deputy members to help facilitate registration and to make it easier for voters to become registered.

SECTION 4. Section 23-51.2 added—state supplement for registration.—The Code of Laws of South Carolina, 1962, is amended by adding Section 23-51.2 to read as follows:

“Section 23-51.2. Each county shall receive an annual supplement from the State to help defray the expenses of personnel in keeping the registration office open as required in Section 23-63. Counties with populations from twenty-five thousand to one hundred thousand shall receive twice the amount of such supplement; counties with populations from one hundred thousand one to two hundred thousand shall receive three times the amount of the supplement; counties with over two hundred thousand shall receive four times the amount of the supplement. Such supplements shall be in such amounts as provided for in the annual General Appropriations Act of the State.”

COMMENT: This section is being added so as to provide for a supplement to each county depending upon size to help defray the expenses of keeping registration offices open during courthouse hours.

SECTION 4A. Section 23-52 amended—terms and duties of board of registration members.—Section 23-52 of the 1962 Code is amended to read as follows:

“Section 23-52. Such boards shall register and conduct the registration of the electors who shall apply for registration in their respective counties as herein required. Their office shall be at the county seat, and they shall keep a record of all their official acts and proceedings. One member of the board shall constitute a quorum for the purpose of registering or refusing to register applications for registration. Their term of office shall be for two years from the date of their appointment, and they shall continue in office until their successors shall have been appointed and shall qualify. In case of a vacancy from any cause in any board of registration the Governor shall fill such vacancy in the same manner as provided in Section 23-51.”

SECTION 5. Section 23-61 amended—require registration in accordance with this act.—Section 23-61 of the 1962 Code is amended to read as follows:

“Section 23-61. No person shall be allowed to vote at any election unless he shall be registered as herein required.”

COMMENT: This section has been amended so as to delete references to specific types of elections since the section relates to all types of elections.

SECTION 6. Section 23-63 amended—registration books to be open at same hours as other county offices.—Section 23-63 of the 1962 Code is amended to read as follows:

"Section 23-63. The books of registration shall be open at each county courthouse, or at such other place as may be provided by the governing body of the county, during the same hours as other county offices are normally open, except as provided for in Section 23-66."

COMMENT: This section is being rewritten so as to delete references to times at which the registration books are to be open and to permit the books to be open for registration at a place other than the courthouse.

SECTION 7. Section 23-65.1 amended—additional registration periods.—Section 23-65.1 of the 1962 Code is amended to read as follows:

"Section 23-65.1. Boards of registration shall remain open as provided by law and, in addition thereto, shall remain open and available for registration on any additional days, during such hours and at such various places throughout the county as the boards may determine. Notice of the time and place shall be given by prior publication in a newspaper of general circulation in the county."

COMMENT: The reference to Section 23-53 has been deleted as this section is being repealed. The provisions for taking books around the respective counties are also included.

SECTION 8. Section 23-69 amended—registration of persons who will become twenty-one years of age by time of election.—Section 23-69 of the 1962 Code is amended to read as follows:

"Section 23-69. In case any person who shall not have attained the age of twenty-one years before the closing of the books of registration preceding any election but will attain such age before the next ensuing election shall appear before the board of registration and shall make application for registration, under oath as to the facts above stated entitling such person to registration, the board shall register such applicant, if he be otherwise duly qualified. Any person not laboring under the disabilities named in the Constitution and in Section 23-62 and whose qualification as an elector will be completed after the closing of the registration books, but before the next ensuing election shall have the right to apply for and secure registration and a registration certificate at any time within sixty days immediately preceding the closing of the books for such election. From the decision of the board of registration a like appeal may be taken as in other cases and in like manner."

COMMENT: References to the various types of election have been deleted as being superfluous.

SECTION 9. Section 23-75 amended—appeals to Supreme Court.—Section 23-75 of the 1962 Code is amended to read as follows:

“Section 23-75. From the decision of the court of common pleas or any judge thereof the applicant may further appeal to the Supreme Court by filing a written notice of his intention to appeal therefrom in the office of the clerk of court of common pleas within ten days after written notice to him of the filing of such decision and within such time serving a copy of such notice on any member of the board of registration. Thereupon, the clerk of the court of common pleas shall certify all the papers in the case to the clerk of the Supreme Court within ten days after the filing of such notice of intention to appeal. The clerk of the Supreme Court shall place the case on a special docket, and it shall come up for hearing upon the call thereof under such rules as the Supreme Court may make. If such appeal be filed with the clerk of the Supreme Court at a time that a session thereof will not be held between the date of filing and election at which the applicant will be entitled to vote if registered, the Chief Justice or, if he is unable to act or disqualified, the senior associate justice shall call an extra term of the court to hear and determine the case.”

COMMENT: The notice of appeal to the Supreme Court may be served on any member of the board instead of every member of the board.

SECTION 10. Section 23-78 amended—reissuance of registration certificates.—Section 23-78 of the 1962 Code is amended to read as follows:

“Section 23-78. Any elector shall be entitled to a reissue of his certificate without fee or charge when (1) it becomes defaced or mutilated upon its surrender to the board of registration or (2) upon application and proof of the destruction or loss of his certificate; *provided*, any such elector shall apply in person and his name must appear upon the registration book and he must be otherwise still qualified. Any such elector shall have the same right of appeal from a decision of the board of registration made under this section as in case of original registration. In addition to the periods when the registration books are open, such certificate may also be issued during the thirty-day period when the registration books are closed by any member or the clerk of the board.”

COMMENT: This section has been amended to delete outdated provisions and to make the provisions applicable to all electors without reference to date.

SECTION 11. Section 23-97 amended—safekeeping of records of Board of Registration.—Section 23-97 of the 1962 Code is amended to read as follows:

“Section 23-97. Each board of registration shall deposit the official records of registration for safekeeping in the board’s office or in the office of the clerk of court of common pleas for its county, who shall keep them with the other records in his office. The official registration records shall be public records open to the inspection of any citizen at all times and shall not be removed from the office by any person except the board of registration which may take and keep them as long as may be necessary to enable it to perform its duties. The official records of registration shall not be kept anywhere else except when their use is required elsewhere by the provisions of this Title.”

COMMENT: This section was reworted but changed to permit the safekeeping of registration records in the board office as an alternative to that of the clerk of court.

SECTION 12. Section 23-98 amended—primary election voters lists.—Section 23-98 of the Code is amended to read as follows:

“Section 23-98. Immediately preceding each party primary election the board of registration in each county shall furnish to the county committee of each political party proposing to hold a primary two official lists of voters for each polling precinct in the county, containing in each the names of all electors entitled to vote at each precinct.”

COMMENT: Grammatical corrections.

SECTION 13. Repeal.—The following sections of the 1962 Code are repealed:

Section 23-53, 23-64 and 23-65.2, the provisions of which have been merged into Section 23-63; 23-65, which related to the opening of books in Aiken County; and 23-72, 23-76, 23-77, 23-104 and 23-214, the provisions of which are deemed to be unnecessary. Act No. 419 of 1965 is repealed.

SECTION 14. Appropriation for expenses in re-registration.—Notwithstanding the provisions of Section 4 of this act there is hereby appropriated from the general fund of the State two hundred fifteen

thousand dollars to help defray the expenses to be incurred by the various counties under the provisions of such section from September 1967 through June 1968. The amount appropriated herein shall be distributed to the counties as provided for in such section in increments of twenty-five hundred dollars.

SECTION 15. Comments not part of act.—The “COMMENT” following various sections of this act shall not constitute a part thereof.

SECTION 16. Time Effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R608, H1576)

No. 444

An Act To Amend Section 2, Part II Of Act No. 247 Of The Acts And Joint Resolutions Of 1965, Requiring Estimated Income Tax By Corporations, So As To Exempt Certain Corporations From The Requirement To Make A Declaration Of Estimated Tax When The Amount Of Estimated Tax Is Less Than One Hundred Dollars.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Act 247 of 1965 amended—exempt certain corporations from filing estimated tax declarations.—Section 2, PART II of Act No. 247 of 1965 is amended by deleting therefrom the following: “Every corporation subject to taxation under Chapter 5, Title 65, of the 1962 Code of Laws, as amended, shall make a declaration of estimated tax for the taxable year.” and inserting in lieu thereof the following:

“Every corporation subject to taxation under Chapter 5, Title 65, as amended, shall make a declaration of estimated tax for the taxable year provided that where the amount of estimated tax is less than one hundred dollars, no such declaration need be made.”

SECTION 2. Time Effective.—This act shall take effect with respect to income earned on and after January 1, 1967.

Approved the 28th day of June, 1967.

(R609, H1974)

No. 445**An Act To Amend Section 5-103, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Sunday Motion Pictures And Other Entertainment, So As To Permit Motion Pictures In Certain Counties.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 5-103 amended—permit motion pictures on Sunday in certain towns.—Subsection (1) of Section 5-103 of the 1962 Code, as amended, is further amended by inserting “motion pictures,” after the word “to” on line four of item () so that, when so amended, subsection (1) shall read :

“(1) Subject to the conditions of subsections (2) and (3) and if lawful on other days of the week, it is lawful to exhibit publicly, or to engage in, moving pictures, athletic sports and musical concerts on Sundays after two o'clock P.M., in the following counties, towns or cities :

(a) counties in which there is a city with a population of more than forty-two thousand according to the latest official United States census,

(b) incorporated seashore resorts,

(c) cities with a population from six thousand two hundred and twenty-five to six thousand two hundred and fifty according to the official United States census for 1940,

(d) cities with a population from sixteen thousand to sixteen thousand one hundred according to the official United States census for 1940, and

() counties in which there is a city with a population of between sixteen thousand and seventeen thousand according to the official United States census for 1960, except such activities shall be limited to motion pictures, bowling, water sports and golfing and no permit to participate in these activities shall be required.”

SECTION 2. Time Effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R610, H2020)

No. 446

An Act To Repeal Section 28-1192, Code Of Laws Of South Carolina, 1962, Relating To The Paying Of A Bounty For Each Crow Killed In York County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 28-1192 repealed—eliminate crow bounty in York County.—Section 28-1192 of the 1962 Code is repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R611, H1816)

No. 447

An Act To Amend Section 22-355, Code Of Laws Of South Carolina, 1962, Relating To The Organization And Powers Of The Board Of Trustees Of The Medical College, So As To Further Organize And Confer Additional Powers Upon The Board.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 22-355 amended—confer additional powers on Board of Trustees of Medical College.—Section 22-355, Code of Laws of South Carolina, 1962, relating to the organization and powers of the board of trustees of the Medical College is amended by striking it in its entirety and inserting in lieu thereof the following, so as to further organize and confer additional powers upon the board :

“Section 22-355. The board of trustees shall elect one of its number to be chairman; and is authorized to elect a college president, one or more vice presidents, secretary and treasurer and prescribe their duties, terms of office and fix their compensation. It shall elect teachers of professorial rank in the various schools which make up the Medical College of South Carolina and such other officers and employees as may be necessary for the proper conduct of the college and fix their compensation, fix the fees and charges of students and the rules for the government of the college. The board of trustees shall also have the following powers :

(1) To make bylaws and all rules and regulations deemed expedient for the management of its affairs and its own operations not

inconsistent with the Constitution and laws of this State or of the United States; and

(2) To confer degrees, in addition to the degree of Doctor of Medicine, in dentistry, nursing and related health service fields upon students and such other persons as in the opinion of the board of trustees may be qualified to receive them."

SECTION 2. Time Effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R612, H1818)

No. 448

An Act To Create A Historical Commission For Allendale County And To Provide For Its Membership, Powers And Duties.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Allendale County Historical Commission created—terms provided for.—There is hereby created a Historical Commission for Allendale County, to be composed of five members who shall be appointed by the Governor on the recommendation of the Allendale County Legislative Delegation. The members of the commission shall be appointed for terms of four years and until their successors are appointed and are qualified, except that the initial membership shall be composed of Ray Edenfield, who shall serve as chairman for a term of four years, and Mon Maes, Truman Close, Thomas J. Keller and Charlie Laffitte, two of whom shall serve for terms of four years and two of whom shall serve for terms of two years to be determined by casting lots. In case of any vacancy prior to the expiration of a regular term, the appointment to fill the vacancy for the unexpired portion of the term shall be made in the same manner as provided for the original appointment. After the term of the initial chairman, the commission shall elect a chairman from among themselves. The members of the commission shall serve without compensation and they may employ such assistance as financial means available may permit.

SECTION 2. Commission members not dual office holders by virtue of member of commission.—Service of an individual as a member of the commission shall not be considered as service or em-

ployment bringing the individual within the provisions of law concerning the prohibition of such service; nor shall any member of the commission, by reason of his status as such, be deemed an officer of the government within the meaning of dual office holding, as prohibited by the Constitution and laws of this State.

SECTION 3. Acceptance of donations authorized.—The commission is authorized to accept donations of money, property or personal services; to cooperate with national, state, civic, patriotic, hereditary and historical groups and institutions of learning; and to call upon State departments or agencies for their advice and assistance in carrying out the purposes of this act.

SECTION 4. Power of commission enumerated.—The commission, to such extent as it finds to be necessary and within the limits of funds available, may, without regard to the laws and procedures applicable to State agencies, procure supplies, services and property and make contracts and expend in furtherance of this act funds donated or funds received and may, within the limits of statutory authority, exercise those powers that are necessary to enable it to carry out efficiently and in the public interest the purposes of this act.

SECTION 5. Duties, regarding historical sites.—The commission shall select markers and appropriately mark and designate points and places of historical interest in Allendale County. The commission shall be responsible for the upkeep of such historical sites. It shall receive and disburse funds, accept donations, and in its discretion may compile, print and sell historical pamphlets. In addition, the commission shall advise the county legislative delegation on matters of historical interest in the county.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

An Act To Amend Sections 28-97 And 28-140, Code Of Laws Of South Carolina, 1962, Relating To The Enforcement Of Commercial Fisheries' Laws And The Authority Of Game Wardens, So As To Transfer The Responsibility Of Such Law Enforcement To

The Game Department And To Give Game Wardens The Authority Of Inspectors.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 28-97 amended—transfer enforcement of Commercial Fisheries laws from Division of Commercial Fisheries to Division of Game.—Section 28-97, Code of Laws of South Carolina, 1962, is amended so as to transfer the enforcement of State laws heretofore enforced by the Division of Commercial Fisheries to the Division of Game, by deleting the words “and enforcement” on line eleven, and by changing the period at the end thereof to a semi-colon and adding the following: “*provided*, that the enforcement of such laws shall be performed, exercised and discharged by the Division of Game.” The section when amended shall read as follows:

“Section 28-97. All of the functions, duties, powers and authority of the Commission shall be performed, exercised and discharged in and through two divisions, the Division of Game, embracing the work and functions in the conservation of game and the execution and enforcement of the regulatory, tax and license laws of the State relating to birds, nonmigratory fish, game and to fishing, other than commercial fishing, shellfish, shrimp, oysters, oyster leases and fisheries, and the Division of Commercial Fisheries, embracing the work and functions in the conservation of oysters, shrimp, shellfish, fisheries and all fish taken in commercial fishing, in fostering and developing industries in relation thereto and in the execution of the regulatory, license and tax laws of the State relating to commercial fishing, shellfish, shrimp, oysters, oyster leases and fisheries; *provided*, that the enforcement of such laws shall be performed, exercised and discharged by the Division of Game.”

SECTION 2. Section 28-140 amended—give game wardens authority of inspectors.—Section 28-140, Code of Laws of South Carolina, 1962, is amended so as to give game wardens the same authority as inspectors, by adding at the end of the section the following: “He shall also have the authority of inspector as provided for in Chapter 3 of this title.” The section when amended shall read as follows:

“Section 28-140. The warden qualified under Sections 28-132 and 28-133 shall possess and exercise all of the power and authorities held and exercised by the constable at common law and under the

statutes of this State. He shall also have the authority of inspector as provided for in Chapter 3 of this title."

SECTION 3. Transferred employees may continue in State Retirement System.—Notwithstanding any other provisions of law, any persons transferred from the Division of Commercial Fisheries to the Division of Game, pursuant to the provisions of this act, and who at the time of such transfer were members of the South Carolina Retirement System, may continue their membership in the South Carolina Retirement System.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R616, H1944)

No. 450

An Act To Amend Section 21-318, Code Of Laws Of South Carolina, 1962, Relating To The Requirement For Natural Light And Ventilation In School Buildings, So As To Provide The Minimum Requirements For Light And Ventilation In School Buildings Hereafter Erected; To Repeal Section 21-316, Code Of Laws Of South Carolina, 1962, Relating To The Support Of Gas And Oil Lamps Or Other Burners In School Buildings; And To Repeal Section 21-317, Code Of Laws Of South Carolina, 1962, Relating To The Minimum Requirements Of Classroom Space Per Pupil.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 21-318 amended—minimum light and ventilation requirements for new school buildings.—Section 21-318 of the 1962 Code is amended so as to provide the minimum requirements for light and ventilation in school buildings hereafter erected by striking the section in its entirety and inserting in lieu thereof the following:

"Section 21-318. Every school building hereafter erected shall conform to the following minimum requirements for light and ventilation:

(a) Every habitable room of school buildings hereafter erected shall have one or more windows, unless otherwise specifically provided herein, to afford adequate light and ventilation;

(b) Where windows are required such windows shall open on a street, public space, yard, or approved open space that will afford adequate air and light. Required windows shall be so constructed that when fully opened, the total open space shall not be less than one-half the required window area;

(c) Attics not used for habitational purposes shall have provisions for the emission of excess heat;

(d) Skylights, vents, louvers or mechanical ventilation may be substituted for windows when approved by the proper official, *provided*, adequate natural light and ventilation is provided to meet the requirements of this act;

(e) Except as otherwise provided herein, required windows shall have glazed openings of clear glass of area not less than one-tenth of the floor area of the room served by them with the following exceptions:

- (1) Basements and cellars not used for habitational purposes—windows shall have an area not less than one-fiftieth of the floor area served.
- (2) Storage rooms—windows shall have an area not less than one-twentieth of the floor area served.
- (3) Obscure glass, glass blocks and similar glazed panels that admit less light than clear glass shall have area increased to admit amount of light equivalent to the above requirement.

(f) Rooms where by reason of use or occupancy, dust fumes, gases, vapors, odors or other hazardous, obnoxious, or injurious impurities exist shall be provided with adequate additional ventilation to insure safe and healthful conditions;

(g) An alcove opening off a habitable room may be included as part of that room in determining the window area required provided eighty per cent or more of the common wall area provides an unobstructed opening to the alcove;

(h) No room that has less than fifty per cent of its height above the average adjoining finished grade shall be used as a habitable room;

(i) Toilet rooms shall not open directly into a kitchen or room used for the preparation of food;

(j) Every toilet room shall have windows as specified for habitable rooms providing in no case less than three square feet of open space, or shall have approved, equivalent mechanical ventilation;

(k) Classrooms in school occupancies shall have at least unilateral light. The windows shall be located on the long axis of the room;

(l) Where ventilation is provided by mechanical means, fresh air in sufficient quantity to maintain healthful conditions shall be provided to meet the requirements of all State laws. In the absence of such requirements, ventilation at least equivalent to the requirements of this act governing natural ventilation shall be provided;

(m) Lavatories, toilets, bathrooms and rest rooms shall be provided with at least two cubic feet of fresh air per minute per square foot of floor area."

SECTION 2. Sections 21-316 relating to school gas and oil lamps and Section 21-317 relating to classroom space requirements repealed.—Sections 21-316 and 21-317 of the 1962 Code are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R617, H1967)

No. 451

An Act To Authorize School Districts In Charleston County To Purchase Insurance Annuity Contracts For Their Employees.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Charleston County School districts authorized to purchase annuity contracts for employees.—The various school districts of Charleston County are hereby authorized to enter into agreements to pay, at the request of their employees, a part of the incomes of such employees, not to exceed the exclusion allowance provided in Section 403 (b) (2) of the Internal Revenue Code of the United States for the purchase of annuity contracts from insurers licensed to do business in this State.

SECTION 2. Not to affect certain code sections.—The provisions of this act shall not affect Sections 61-1 (16), 61-62, 61-80, as amended, or Sections 61-226 (1) and 61-235, Code of Laws of South Carolina, 1962.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R620, S82)

No. 452

An Act To Amend Section 12-912, Code Of Laws Of South Carolina, 1962, Exempting Certain Agricultural Corporations From Franchise Or License Taxes, So As To Include All Production Credit Associations Organized Under The Act Of Congress Known As The Farm Credit Act Of 1933.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 12-912 amended—tax exemptions for Production Credit Associations.—Section 12-912, Code of Laws of South Carolina, 1962, is amended on line two between the words “hereunder” and “shall” by inserting “and all production credit associations organized under the Act of Congress known as the Farm Credit Act of 1933”. The section when amended shall read as follows :

“Section 12-912. Each association organized hereunder and all production credit associations organized under the Act of Congress known as the Farm Credit Act of 1933 shall pay an annual license fee of ten dollars but shall be exempt from all franchise or license taxes.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R621, S151)

No. 453

An Act To Provide For A Salary In Lieu Of Fees For The Probate Judge Of Lancaster County And To Provide Clerks For Such Office.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Salary for Lancaster County Probate Judge.—The Probate Judge of Lancaster County shall receive as compensation for performing the duties of his office such salary and expenses as may be provided for in the annual appropriations act of the county or in some other act of the General Assembly. The salary and expenses shall be in lieu of all fees, commissions and costs as fixed by law for the office.

SECTION 2. Clerks and compensation.—A suitable number of clerks and their salaries shall be provided for in the probate judge's office in the annual appropriations act of the county.

SECTION 3. Fees paid to general fund.—All fees, commissions and costs provided by law shall be collected by the probate judge and paid over to the county treasurer each month for credit to the general fund of the county.

SECTION 4. Time effective.—This act shall take effect July 1, 1967.

Approved the 29th day of June, 1967.

(R622, S277)

No. 454

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding A New Section 21-794.1 To Require Private School Busses To Comply With Certain State Laws And Regulations Of The State Board Of Education.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 21-794.1 added to require private school busses to comply with Board of Education regulations and state laws.—The Code of Laws of South Carolina, 1962, is amended by adding a new Section 21-794.1 so as to require private school busses to comply with certain State laws and regulations of the State Board of Education. The section shall read as follows :

“Section 21-794.1. All school busses owned and operated by a private school or operated under contract for a private school must conform to State laws and regulations of the State Board of Education with respect to painting, lettering on the front and rear of the bus, use of stop arm and warning lights for loading and unloading pupils on the highway, maximum speeds and stopping at railroad crossings.

Busses not complying with these requirements shall be painted a color other than yellow and shall not be entitled to the privileges and protection of a school bus operating on the highways of this State.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R623, S313)

No. 455

An Act To Amend Sections 56-1545, 56-1545.2, 56-1545.3, 56-1545.8, 56-1545.10, 56-1545.11, 56-1545.12, As Amended, And 56-1545.14, Code Of Laws Of South Carolina, 1962, Relating To Real Estate Professions, So As To Provide For The Licensing Of Real Estate Auctioneers, To Clarify Transactions, Persons And Agencies Which May Be Exempt From The Provisions Of The Real Estate Licensing Law And To Increase The Fee Required For The Issuance Of A Temporary License; To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 56-1545.1:1 So As To Provide Certain Definitions; And To Provide That Certain Real Estate Auctioneers May Be Licensed Without Examination Within One Year From The Effective Date Hereof.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 56-1545 amended—real estate auctioneers to be licensed.—Section 56-1545 of the 1962 Code is amended by striking on line two “or” and by adding after the comma on line three “or real estate auctioneer,”. The section when amended shall read:

“Section 56-1545. It shall be unlawful for any person to act as a real estate broker, counsellor, real estate salesman, appraiser, property manager, or real estate auctioneer, or to advertise or assume to act as such without first having obtained a license issued by the Real Estate Commissioner.”

SECTION 2. Section 56-1545.1:1 added to define terms in real estate business.—The Code of Laws of South Carolina, 1962, is amended by adding Section 56-1545.1:1, so as to provide definitions, to read:

“Section 56-1545.1:1. As used in this chapter:

(1) The term ‘broker’ shall mean any person who for a fee, commission or other valuable consideration, or with the intent or expectation of receiving a fee, commission or consideration, negotiates or attempts to negotiate the listing, sale, auction, purchase, exchange or lease of any real estate or of the improvements thereon, or collects rents or attempts to collect rents, or who advertises or holds himself out as engaged in any of the foregoing activities. The term also includes any person employed by or on behalf of the owner of real estate to conduct the sale, auction, leasing, or other disposi-

tion thereof at a salary or for a fee, commission or any other consideration. It also includes any person who engages in the business of charging an advance fee or contracting for collection of a fee in connection with any contract whereby he undertakes primarily to promote the sale of real estate through its listing in a publication issued primarily for such purpose, or for referral of information concerning such real estate to brokers, or both.

(2) The term 'salesman' shall mean any person employed or engaged under contract by or on behalf of a licensed broker to participate in any activity included in subsection (1) of this section for compensation or otherwise.

(3) The term 'person' shall mean individuals, corporations, partnerships or associations, foreign and domestic.

(4) The term 'real estate' shall mean leaseholds, as well as any other interest in land, whether corporeal, incorporeal, freehold or nonfreehold, and whether the real estate is situate in this State or elsewhere."

SECTION 3. Section 56-1545.2 amended—require license for stockholders and attorneys unless acting for others.—Section 56-1545.2 of the 1962 Code is amended, so as to provide that ownership of stock in a corporation shall not exempt the stockholder from the licensing law provisions and provide that an attorney at law shall not be exempt unless he is acting for the owner of real estate within the scope of his duties, by striking it out and inserting:

"Section 56-1545.2. The provisions of this chapter shall not apply to any transaction involving the sale of real estate by anyone who is the owner thereof or who owns any interest therein, or to the attorney at law of such owner acting within the scope of his duties. Ownership of stock in a corporation is not ownership of an interest in real estate owned by the corporation and does not exempt such stockholder from the provisions of this chapter, unless stockholder owns or controls at least ten percent of the stock of the corporation."

SECTION 4. Section 56-1545.3 amended—further provide for person appraising property.—Section 56-1545.3 of the 1962 Code is amended, so as to clarify the provisions which exempt persons making certain appraisals from the licensing law, by striking it out and inserting:

"Section 56-1545.3. The provisions of this chapter shall be applicable only to those persons holding themselves out to the public

as real estate brokers, counsellors, appraisers, salesmen and property managers and shall not apply to agencies and instrumentalities of the State or Federal Government nor to employees of any lender or public officials making appraisals for Federal, State and local units of the government, nor to anyone making appraisals through such employees for lending or governmental purposes.”

SECTION 5. Section 56-1545.8 amended—licensing of real estate salesman.—Section 56-1545.8 of the 1962 Code is amended by adding the following at the end thereof: “A real estate salesman must be employed by a real estate broker in order to be licensed.”

The section when amended shall read as follows:

“Section 56-1545.8. Licenses as real estate broker, counsellor, real estate salesman, appraiser, or property manager shall be granted only to persons, residents of this State, who submit satisfactory proof to the Commissioner that they are trustworthy and bear a good reputation for honesty and fair dealing, and are competent to transact the business of a real estate broker, counsellor, real estate salesman, appraiser, or property manager in such manner as to safeguard the interest of the public. A real estate salesman must be employed by a real estate broker in order to be licensed.”

SECTION 6. Section 56-1545.10 amended—separate examinations.—Section 56-1545.10 of the 1962 Code is amended by adding at the end thereof the following: “There shall be separate examinations to qualify as a salesman and a separate more comprehensive examination to qualify as a broker.”

The section when amended shall read as follows:

“Section 56-1545.10. In addition to the proof of honesty, integrity, truthfulness and good reputation of any applicant for a license, either broker, counsellor, salesman, appraiser or property manager, the applicant shall submit to a written examination to be prepared and conducted by the Commissioner. There shall be separate examinations to qualify as a salesman and a separate more comprehensive examination to qualify as a broker.”

SECTION 7. Section 56-1545.11 amended—salesmen and broker licenses.—Section 56-1545.11 of the 1962 Code is amended, so as to change the license classifications by striking it out and inserting:

“Section 56-1545.11. The Commissioner shall issue licenses for two classifications; one for each real estate broker and one for each real estate salesman.”

SECTION 8. Section 56-1545.12 amended—temporary licenses.—Section 56-1545.12 of the 1962 Code, as amended, is further amended on line ten by inserting “salesman’s” between “regular” and “license” and on line eleven by striking “permanent” and inserting “broker’s”.

The section when amended shall read as follows:

“Section 56-1545.12. The Commissioner is authorized to issue a temporary license to applicants desiring to begin the businesses regulated by this chapter, and meeting the requirements herein. Such license shall be valid for a period of one year, at the end of which the applicant shall take an examination prescribed by the Commissioner to determine the progress of his development into a real estate broker, counsellor, salesman, appraiser or property manager. If he passes the examination, the temporary license shall be extended for an additional year, at the end of which he shall take and pass the examination provided for herein for a regular salesman’s license. *Provided*, any person who desires to be issued a broker’s license to operate a real estate office, to act as a real estate broker, counsellor, real estate salesman, appraiser or property manager, shall be issued such permanent license upon passing the examination prepared, prescribed and conducted by the commissioner. *Provided*, further, this section shall not apply to foresters registered under the provisions of Chapter 2 of Title 29, so long as the sale of any land is merely incidental to the sale of timber thereon.”

SECTION 9. Section 56-1545.14 amended—license fees.—Item (1) of Section 56-1545.14 of the 1962 Code is amended on line one by striking “office” and inserting “broker’s” and by striking “fifteen” and inserting “twenty-five”, and on line two by striking “ten” and inserting “fifteen”. Item (3) of Section 56-1545.14 of the 1962 Code is amended by striking beginning on line one “one half the permanent license fee” and inserting “a fee of ten dollars”. The items when amended shall read as follows:

“(1) For each principal real estate broker’s license, a fee of twenty-five dollars, and for each annual renewal thereof a fee of fifteen dollars;

(3) For each temporary license issued under Section 56-1545.12, a fee of ten dollars;”.

SECTION 10. Licenses for real estate auctioneers.—Any person who has been engaged as a real estate auctioneer in the State for one year next preceding the effective date of this act and has for a period

of one year or more been engaged actively in such business may secure a license from the South Carolina Real Estate Commissioner without examination provided such person shall make application therefor as provided by Chapter 28 of Title 56 of the 1962 Code within one year after the effective date of this act.

SECTION 11. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R624, H1276)

No. 456

An Act To Amend Section 65-1664, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Taxing Of Pawnbrokers, So As To Define Unredeemed Property.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1664 amended — define unredeemed property at pawnshops.—Section 65-1664, Code of Laws of South Carolina, 1962, as amended, is further amended by adding at the end thereof the following :

“As used in this section unredeemed property shall mean only pledged merchandise to which the title has been unconditionally acquired as provided by Section 56-1161.” The section when amended shall read as follows :

“Section 65-1664. Pawnbrokers shall be assessed and taxed with respect to unredeemed property and other property in the same manner and with like effect as all merchants are assessed and taxed. As used in this section unredeemed property shall mean only pledged merchandise to which the title has been unconditionally acquired as provided by Section 65-1661.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R625, H1284)

No. 457

An Act To Provide For A Central Voter Registration System And For The Office Of Deputy Secretary Of State For Elections; To Require The Bureau Of Vital Statistics And County Boards Of Registration To Furnish Certain Information To The Deputy Secretary Of State For Elections; To Amend Sections 23-62, 23-68, As Amended, 23-71, 23-73, 23-74, 23-92, 23-100, 23-101 And 23-211, Code Of Laws Of South Carolina, 1962, Relating To Persons Qualified To Register To Vote, Application For Voter Registration, Registration Certificates, Appeals From Refusal To Register, The Furnishing Of Certain Information By The Clerks Of The Circuit Courts And Magistrates, Additional Certificates Required Of Certain Electors, And The Precinct Wherein An Elector Shall Vote, So As To Further Provide For Voter Registration, Voter Certificates And Reports, Appeals By Electors Whose Names Have Been Deleted And Precincts Wherein Electors Shall Vote; And To Repeal Sections 23-93, 23-94 And 23-104, Code Of Laws Of South Carolina, 1962, Relating To Reports Of Deaths And To Voters Residence In Spartanburg County; and To Repeal Sections 23-70, 23-91, 23-95 And 23-96, Code Of Laws Of South Carolina, 1962, Relating To Registration Certificates And To The Registration Books And Rights Of Appeal And To Make An Appropriation And To Make Special Provisions For Registration Of Electors From September 1, 1967 Through September 30, 1968.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Office of Deputy Secretary of State for elections created—powers and duties enumerated.—(A) There is hereby created the office of Deputy Secretary of State for Elections which shall be directly responsible to the Secretary of State.

(B) The Deputy Secretary of State for Elections shall receive such compensation and employ such staff, subject to the approval of the Secretary of State, as may be provided by law.

(C) The Deputy Secretary of State for Elections shall :

(1) Maintain a complete roster of all qualified electors by county and by precincts ;

(2) Delete the name of any elector (a) who is deceased, (b) who is no longer qualified to vote in the precinct where currently registered, (c) who has been convicted of a disqualifying crime, or

(d) who is otherwise no longer qualified to vote as may be provided by law;

(3) For the purpose of removing from the roster the names of electors who are presumed to be no longer qualified to vote in the precinct where registered, delete the name of any elector who has failed to vote in each of two consecutive state-wide general elections and also failed to vote in any other election which might have been held in the precinct in which he is registered within the period of time intervening between the two general elections.

(4) Enter names on the various rosters as they are reported by the county registration boards;

(5) Furnish each county registration board with a master list of all registered voters in the county, together with three copies of all registered voters in each precinct of the county, at least ten days prior to each election. The precinct copies shall be used as the official list of voters.

(6) Maintain all information furnished his office relating to the inclusion or deletion of names from the rosters for four years;

(7) Purchase, lease or contract for the use of such equipment as may be necessary to properly execute the duties of his office, subject to the approval of the Secretary of State;

(8) Secure from the United States courts in South Carolina and Federal agencies available information as to persons convicted of disqualifying crimes;

(9) Obtain information from any other source which may assist him in carrying out the purposes of this section;

(10) Perform such other duties relating to elections as may be assigned him by the Secretary of State; and

(11) Furnish at reasonable price any and all precinct lists to any qualified elector requesting same.

SECTION 2. Notice to electors deleted — appeals.—(a) The Deputy Secretary of State shall notify by mail each elector at the address last filed in the office, whose name has been deleted. The notice shall state the reason for the deletion and inform the elector of his right to appeal to the county board of registration and the time in which to perfect such appeal. A copy of such notice shall be forwarded to the appropriate county board of registration.

(b) Each elector whose name has been deleted shall have twenty days from the date such notice is mailed in which to appeal. The appeal shall be to the county board of registration from whose roster

the deletion has been made. If the board determines that the elector's name should not have been deleted, it shall instruct the central registration office to restore his name to the registration books; *provided*, however, that if the elector's name has been deleted solely by reason of his failure to vote as provided in Section 1 (C) (3), his name shall be restored as a matter of course to the registration books upon his request if he shall be otherwise qualified.

SECTION 3. Reports from bureau of vital statistics.—The Bureau of Vital Statistics shall furnish the Deputy Secretary of State for Elections a monthly report of all persons age twenty-one or over who have died in the state since making the previous report. The initial report shall be made within sixty days after the effective date of this act. All such reports shall contain the name of the deceased, county of residence, his social security or other identification number, and his date and place of birth. The bureau shall provide that this information be furnished to it by the various counties.

SECTION 4. Reports from boards of registration.—Each county board of registration shall furnish the Deputy Secretary of State for Elections a duplicate copy of each application for which a certificate has been issued and such other information as may be requested by him concerning each registered elector by the fifteenth day of each month and within five days after closing of the books prior to an election.

SECTION 5. Section 23-62 amended—further provide qualifications for registration—exceptions.—Section 23-62 of the 1962 Code, as amended, is further amended to read as follows:

“Section 23-62. Every citizen of this State and the United States who:

- (1) Is at least twenty-one years of age;
- (2) Is not laboring under disabilities named in the Constitution of 1895 of this State;
- (3) Shall have been a resident in the State for one year, in the county for six months and in the polling precinct in which the elector offers to vote for three months before any election;
- (4) Can both read and write any section of said Constitution submitted to said elector by the registration officer or can show that he owns, and has paid all taxes collectible during the previous year on property in this State assessed at three hundred dollars or more; and

(5) Shall apply for registration;

Shall be registered; *provided*, however, that:

(a) Ministers in charge of an organized church and teachers of public schools and the spouses of any such persons shall be entitled to register and vote after six months' residence in the State if otherwise qualified;

(b) Persons who are mentally incompetent, paupers supported at the public expense and persons confined in any public prison shall be disqualified from being registered or voting; and

(c) Persons convicted of burglary, arson, obtaining goods or money under false pretenses, perjury, forgery, robbery, bribery, adultery, bigamy, wife-beating, housebreaking, receiving stolen goods, breach of trust with fraudulent intent, fornication, sodomy, incest, assault with intent to ravish, miscegenation, larceny, murder, rape or crimes against the election laws shall be disqualified from being registered or voting, unless such disqualification shall have been removed by pardon."

COMMENT: Subsection (5)(c) has been amended by adding the crimes of murder and rape. Since the pardoning power of the Governor has been taken away reference to the Governor has been deleted.

SECTION 6. Section 23-68 amended—further provide for applications for registration.—Section 23-68 of the 1962 Code, as amended, is further amended to read as follows:

"Section 23-68. (1) *Written application required.*—No registration certificate shall be issued except upon written application which shall become a part of the permanent records of the board to which it is presented, and shall be open to public inspection.

(2) *Form of application.*—The application shall be on a form prescribed and provided by the Deputy Secretary of State for Elections and shall contain the following information:

APPLICATION FOR REGISTRATION

Dated at _____, S. C., _____ day of _____, 19____.

I, _____ hereby apply for registration as

Last Name—First Name—Middle

an elector and certify under oath that:

male

1. I am a female, a member of the _____ race, born at _____, on _____. I reside

at _____ Street in the town or city of _____
or on _____ Road in _____ Township or
Parish in _____ County. My precinct is _____
_____. My weight is _____ lbs., my height is _____
ft. _____ in., the color of my eyes _____,
the color of my hair _____.

- ☐ 2. (a) I will have resided in South Carolina for at least one year, in this county for at least six months and in my voting precinct for at least three months prior to any election at which I will be entitled to vote if a registration certificate is issued to me upon this application;
- ☐ (b) I am a minister or spouse of a minister in charge of an organized church in this State and will have resided in South Carolina for a period of six months prior to any such election; or
- ☐ (c) I am a teacher of public school or spouse of a teacher and will have resided in South Carolina for a period of six months prior to any such election.
- ☐ 3. I am not an idiot, or insane, a pauper supported at public expense or confined in any public prison.
4. I will demonstrate to the registration board that:
- ☐ (a) I can read and write a section of the Constitution of South Carolina; or
- ☐ (b) I own and have paid all taxes due last year on property in this State assessed at three hundred dollars, or more; or
- ☐ (c) I am otherwise qualified.
- ☐ 5. (a) I have never been convicted of any of the following crimes: Burglary, arson, obtaining goods or money under false pretenses, perjury, forgery, robbery, bribery, adultery, bigamy, wife-beating, housebreaking, receiving stolen goods, breach of trust with fraudulent intent, fornication, sodomy, incest, assault with intent to ravish, miscegenation, larceny, murder, rape or crimes against the election laws; or
- ☐ (b) I have been legally pardoned for such conviction.
6. My social security or identification number is _____.
(if none, so state)
7. My place of birth is _____.
8. I was last registered in _____ Precinct,
_____ County, _____ State.

9. My occupation is _____.

10. My mailing address is _____.

WHOEVER SHALL, WILFULLY AND KNOWINGLY, SWEAR FALSELY IN TAKING ANY OATH REQUIRED BY LAW, ADMINISTERED BY ANY PERSON DIRECTED OR PERMITTED BY LAW TO ADMINISTER SUCH OATH, SHALL BE GUILTY OF PERJURY AND, ON CONVICTION, INCUR THE PAINS AND PENALTIES OF THAT OFFENSE.

Sworn to and subscribed before

me this _____ day of
_____, 19____.

Member or Clerk of Registration Board

Applicant

(3) *Administration of oaths.*—Any member of the registration board or any registration clerk shall be qualified to administer oaths in connection with such application.

(4) *Decisions on applications.*—At least one member of the board shall pass on the qualifications of the prospective voter. In case an applicant is refused registration, a concise statement of the reasons for such refusal shall be written on the application.”

COMMENT: The form in subsection (2) has been revised to incorporate changes provided for in this section and for clarity. Subsection (2)4.(c) has been added as a result of Federal law. Subsection (2)5.(a) has been amended to include the crimes of murder and rape. New Items 6, 7, 8, 9 and 10 are added to subsection (2) so as to reflect the applicant's social security or other identification number; place of birth, precinct, county and state where last registered and mailing address; occupation. A statement as to perjury has been added. Subsection (3) has been amended to permit registration clerks to administer oaths. Subsection (4) has been amended so as to require only two members of the board to pass on the qualifications of the prospective voter and to delete the requirement that it be done at the time of application. The Deputy Secretary of State for Elections has been authorized to prescribe the form of the application. One member of the board, instead of two, shall pass on the qualifications of the prospective voter. The “precinct”, instead of the “nearest voting place” shall be reflected on the application.

SECTION 7. Section 23-71 amended—registration certificates.
Section 23-71 of the 1962 Code is amended to read as follows:

"Section 23-71. Each elector registered under the provisions of this title shall be furnished by the board of registration a certificate containing the information provided for herein. The certificate shall be signed by at least one member of the board of registration and by the elector in the presence of at least one member of the board, a deputy member or a registration clerk, one of whom shall attest thereto on the certificate. The certificate shall be on a form prescribed and provided by the Deputy Secretary of State for Elections and shall contain the following information :

Registration Certificate No. _____	Sex	Hair	Eyes
	Weight	Height	Race
	Social Security or Identification No. (If none, so state)		

This is to certify that _____ is a registered elector of _____ County, resides at _____ Street, in the City or Town of _____, or in _____ Township or Parish, and is entitled to vote in _____ Precinct.

Registered on the _____ day of _____, 19____

Signature of Elector

Attest

Members of the Board of
Registration of _____
County _____

COMMENT: The substance of Section 23-70, providing for the certificate, has been combined with this section. The form has been re-designed so as to include social security or identification number and to delete the date of birth. The date of birth and occupation will appear on the poll roster but not on the certificate. This will enable the poll manager to question an unknown voter as to his date of birth or his occupation (at the time application was made). The "Precinct"

instead of "voting place" is provided for. The Deputy Secretary of State for Elections has been authorized to prescribe the form of the certificate.

SECTION 8. Section 23-73 amended—appeals when registration denied.—Section 23-73 of the 1962 Code is amended to read as follows:

"Section 23-73. The boards of registration to be appointed under Section 23-51 shall be the judges of the legal qualifications of all applicants for registration. Any person denied registration or restoration of his name on the registration books shall have the right of appeal from the decision of the board of registration denying him registration or such restoration to the court of common pleas of the county or any judge thereof and thence to the Supreme Court."

COMMENT: This section has been amended so as to include appeals for denying the restoration of an elector's name to the registration books which has been deleted therefrom.

SECTION 9. Section 23-74 amended—procedures for appeals.—Section 23-74 of the 1962 Code is amended to read as follows:

"Section 23-74. Any person denied registration or restoration of his name on the registration books and desiring to appeal must within ten days after written notice to him of the decision of the board of registration file with the board a written notice of his intention to appeal therefrom. Within ten days after the filing of such notice of intention to appeal, the board of registration shall file with the clerk of court of common pleas for the county the notice of intention to appeal and any papers in its possession relating to the case, together with a report of the case if it deem proper. The clerk of the court shall file the same and enter the case on a special docket to be known as calendar number four. If the applicant desires the appeal to be heard by a judge at chambers he shall give every member of the board of registration four days' written notice of the time and place of the hearing. On such appeal the hearing shall be de novo."

COMMENT: This section has been amended so as to include the right of appeal from a decision of the board of registration when the board refuses to order the restoration of an elector's name which has been deleted from the registration books.

SECTION 10. Section 23-92 amended—further provide for conviction reports.—Section 23-92 of the 1962 Code is amended to read as follows:

“Section 23-92. The clerks of the courts of common pleas and general sessions and every magistrate in the State shall, annually on or before June first, make out under their respective hands and seals and report to the Deputy Secretary of State for Elections a complete list as shown by the records of their respective offices for the preceding calendar year of all persons convicted in such year of the following offenses: burglary, arson, obtaining goods or money under false pretenses, perjury, forgery, robbery, bribery, adultery, bigamy, wife-beating, housebreaking, receiving stolen goods, breach of trust with fraudulent intent, fornication, sodomy, incest, assault with intent to ravish, miscegenation, larceny, murder, rape and crimes against the election laws, together with the social security or identification numbers of such persons. Where there is no person to be reported, the report shall so state. Any clerk of the court or magistrate who shall fail or neglect to make any report required by this section shall forfeit and pay to the county in which he holds office the sum of fifty dollars for each such failure or neglect to make such report.”

COMMENT: This section has been amended to include the crimes of murder and rape and the social security or identification number of persons being reported on. There is a minor change in making reference to the records. This section is also amended to have the report made to the Deputy Secretary of State for Elections instead of to the respective registration boards.

SECTION 11. Section 23-100 amended—provide for obtaining corrected registration certificates and require member of board to be present all hours polls are open.—Section 23-100 of the 1962 Code is amended to read as follows:

“Section 23-100. No elector shall vote in any polling precinct unless his name appears on the official list of voters for the precinct, but if the name of any registered elector does not appear or incorrectly appears on the official list of voters of his precinct he shall, nevertheless, be entitled to vote upon the production and presentation to the managers of election of such precinct, in addition to his registration certificate, or a certificate of a member of the registration board of his county that his name is registered and on file in the office of the registration board of his county or a certificate of the Deputy Secretary of State for Elections that his name is enrolled in the records of his county on file in the office of the Deputy Secretary of State for Elections.

At least one member of the county registration board shall be present in the registration board's office at all hours during which

the polls are open on every election day for the purpose of carrying out the provisions of this section.”

COMMENT: This section has been amended so as to provide that the elector whose name does not appear or incorrectly appears on the official list of voters of his precinct shall get a certificate from his registration board or from the Deputy Secretary of State for Elections instead of the clerk of court or the Secretary of State and to require that a member of the county registration board be in the registration office at all hours during which the polls are open on every election day.

SECTION 12. Section 23-101 amended to require registration officers or Deputy Secretary of State to furnish certificates.—Section 23-101 of the 1962 Code is amended to read as follows:

“Section 23-101. The member of the registration board or the Deputy Secretary of State for Elections shall furnish such certificate without cost or charge upon demand of any such elector whose name is registered and on file in the registration office of his county or in the office of the Deputy Secretary of State for Elections.”

COMMENT: This section has been amended so as to require registration offices or the Deputy Secretary of State for Elections to furnish the certificate provided for in Section 23-100 instead of the clerk of court or the Secretary of State.

SECTION 13. Section 23-211 amended—voter to vote in precinct where he is a resident.—Section 23-211 of the 1962 Code is amended to read as follows:

“Section 23-211. Subject to the provisions of Section 23-211.1, every registered elector shall be registered and, unless otherwise specified on his voting certificate, shall vote at the nearest voting place within the precinct of his residence, but in incorporated towns in which officers are elected by wards or other municipal subdivisions electors shall be registered and shall vote at the voting places nearest to their residences within the ward or other subdivision of their residences.”

COMMENT: The voter shall be required to vote in the precinct of his residence instead of the precinct nearest his residence unless otherwise specified on his certificate.

SECTION 14. Comments not part of sections.—The comments following the various sections shall not constitute a part thereof.

SECTION 15. Sections relating to voter registration repealed.—Sections 23-70, 23-91, 23-93, 23-94, 23-95, 23-96 and 23-104 of the 1962 Code are repealed.

SECTION 16. Special registration procedures from September 1, 1967 through September 30, 1968.—Notwithstanding any other provision of law to the contrary the following procedures may be used in the registration of electors for the period commencing September 1, 1967 through September 30, 1968, in the alternative to the procedure otherwise provided by law.

(1) The county boards of registration are authorized to mail certificates to those making application without the necessity of having the elector sign the certificate in the presence of a member of the board, a deputy member or a registration clerk and the attestation of the elector's signature shall not be required provided the conditions hereinafter set forth are met.

(2) An elector possessing a valid certificate issued prior to September 1, 1967, may acquire a new certificate by mailing or having delivered a completed application in duplicate, together with such valid certificate to his registration board. Such application shall be sworn and subscribed to before a notary public of this State. Notaries public of this State are authorized to execute the oath made in conjunction with such an application.

(3) The Secretary of State shall furnish a sufficient number of applications to the county registration boards so that distribution thereof may be made to various locations throughout the counties.

(4) County boards of registration shall distribute application forms to various locations of their respective counties where they will be readily available to the electors during the subject period.

(5) Any person who does not hold such a valid certificate may secure an application and complete it in duplicate prior to appearing before registration officials. The oath of such an applicant shall be administered by a qualified registration official only. If the applicant has signed the application prior to such appearance he shall be required to acknowledge his signature at the time of taking the oath.

(6) Any person holding a valid certificate or whose name is enrolled on the registration books prior to September 1, 1967 shall not be required to prove qualifications, except as to residence, as a condition to having a new certificate issued.

(7) The duplicate applications shall be filed with the Deputy Secretary of State for Elections by the boards of registration as provided for by law.

SECTION 17. Appropriation for Central Voter Registration System.—There is hereby appropriated one hundred seventy-five thousand dollars from the general fund of the State to defray the expenses in the office of the Secretary of State for the Central Voter Registration System for the 1967-1968 fiscal year. Such funds shall be expended only upon the approval of the Budget and Control Board.

SECTION 18. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R626, H1341)

No. 458

An Act To Amend Section 65-775, As Amended, And Section 65-752, Code Of Laws Of South Carolina, 1962, Relating To The Bottled Soft Drinks Tax And The Soft Drinks Syrup Tax, So As To Exempt From The Tax The First Fifteen Thousand Gross Of Crowns And Lids In One-Cent Units On Bottled Soft Drinks, And Reduce The Tax On The Second Fifteen Thousand Gross To One Dollar And Five Cents, And Reduce The Soft Drinks Syrup Tax From One Dollar To Ninety-Five Cents Per Gallon.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 65-775 amended—exempt first fifteen thousand gross crowns and lids from soft drinks tax.—Section 65-775, Code of Laws of South Carolina, 1962, as amended, is further amended by striking the section in its entirety and inserting in lieu thereof the following, so as to exempt from tax the first fifteen thousand gross of crowns and lids in one-cent units and reduce the tax to one dollar and five cents per gross for the second fifteen thousand gross. The section, as amended, shall read as follows:

“Section 65-775. The Commission shall charge one dollar and twenty-two cents per gross for each one cent of face value for soft drink license tax crowns or lids; *provided*, however, that the first fifteen thousand gross of one-cent units of face value of crowns or lids, or both, purchased by any one person in any one fiscal year, regardless of whether the crowns or lids constituting such first fifteen thousand gross are of the same or different face values, shall be exempt from any tax, and the second fifteen thousand gross shall be sold by

the Commission at one dollar and five cents per gross. The exemption of the first fifteen thousand gross of one-cent units and the reduction for the second fifteen thousand gross shall be applied only once during any one fiscal year to any one manufacturing plant. Nothing in this section shall restrict the right of the Commission to make refunds to purchasers of crowns or lids in case of disaster, as prescribed by regulation of the Commission."

SECTION 2. Section 65-752 amended—reduce soft drink syrup tax.—Section 65-752 of the 1962 Code is amended to reduce the soft drinks syrup tax by striking "one dollar" on line four and inserting "ninety-five cents" so that, when so amended, the section shall read:

"Section 65-752. For each gallon of syrup for use at soda fountains in mixing any drink which when mixed would be classified as a soft drink, there shall be affixed to the original container soft drinks license tax stamps, at the rate of ninety-five cents per gallon."

SECTION 3. Revenue from Section 65-775 earmarked for education.—All tax revenue realized from the provisions of Section 65-775 of the 1962 Code, shall be earmarked for elementary and secondary public education.

SECTION 4. Time effective.—This act shall take effect July 1, 1967.

Approved the 29th day of June, 1967.

(R627, H1565)

No. 459

An Act To Further Provide For The Increase In Pay Of A Teacher Resulting From The Teacher's Examination.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. When pay increase resulting from teacher's examination effective.—In the event that a teacher takes the teacher's examination and becomes entitled to a pay increase as a result thereof such increase shall become effective and payable commencing with the semester following the date of examination.

SECTION 2. Effective date of raises when examination passed prior to act.—Any person who has successfully completed such

examination prior to the effective date of this act who has not commenced receiving a pay increase as a result thereof shall receive such increase effective at the beginning of the second semester of the 1967-68 school year.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R628, H1638)

No. 460

An Act To Amend Section 46-166, Code Of Laws Of South Carolina, 1962, As Amended, Relating to Restricted Drivers' Licenses, So As To Permit An Unaccompanied Holder Thereof To Operate A Motor Vehicle Until Eight O'Clock P. M. Between The Time Daylight Saving Time Goes Into Effect Through August Thirty-First.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 46-166 amended—permit holders of restricted licenses to drive until eight during daylight saving time.—Section 46-166, Code of Laws of South Carolina, 1962, as amended, is further amended by adding at the end of sub-section (1) "*provided*, that commencing on the day daylight saving time goes into effect through August thirty-first the holder of such a license need not be so accompanied prior to eight o'clock P.M."

The section when amended shall read as follows :

"Section 46-166. The Department may issue a special restricted driver's license to any person who is at least fifteen years old and less than sixteen years old, who has first acquired a beginner's permit or an instruction permit and who has successfully passed such road tests or otherwise as the Department may in its discretion prescribe, which special restricted driver's license shall be valid and lawful only under the following conditions :

(1) In the operation of all type vehicles, except that between the hours of six o'clock P.M. and six o'clock A.M. the holder of such special restricted driver's license must be accompanied by a licensed adult, twenty-one years of age or more, or accompanied by the holder's parent or guardian; *provided*, that commencing on the day

daylight saving time goes into effect through August thirty-first the holder of such a license need not be so accompanied prior to eight o'clock P.M.;

(2) In the operation of farm machinery and equipment, other than a passenger car, while engaged in agricultural pursuits; and

(3) In the operation of a motor scooter or light motor-driven cycle of five brake horsepower or less."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R629, H1784)

No. 461

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Sections 21-1038 Through 21-1038.12, 21-1042 And 21-1043, So As To Provide For Consolidation Of The School Districts In Aiken County And To Create The Aiken County Board Of Education And Provide For District Superintendents Of Schools And To Amend Sections 21-1041, 21-1045, 21-1046 And Article 6, Chapter 19, Title 21, Code Of Laws Of South Carolina, 1962, Relating To The Aiken County Superintendent Of Education, Area Boards Of Education And The Negro High School, So As To Further Provide For The County Superintendent Of Education, Create Area Advisory Councils And Area Superintendents And To Repeal Sections 21-1051 And 21-1052, Code Of Laws Of South Carolina, 1962, Relating To The Budget And Levy Of The Aiken County Board Of Education, Closing Of Certain Schools And Creation Of The School District In Aiken County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Sections 21-1038 through 21-1038.12 added to provide for consolidation of Aiken County school districts, provide further for the County Superintendent of Education and Board of Education.—The Code of Laws of South Carolina, 1962, is amended by adding the following:

"Section 21-1038. There is hereby created a school district which shall be comprised of all of Aiken County, that portion of Saluda County formerly constituting Ridge Spring School District No. 2

of Saluda County, as set forth and delineated on a map on the wall of the office of the Saluda County Board of Education, which school District shall be known as The Consolidated School District of Aiken County.

“Section 21-1038.1. The District shall be governed by the Aiken County Board of Education.

“Section 21-1038.2. The Aiken County Board of Education shall be composed of seven members, who shall be qualified electors of Aiken County. For the purpose of election of the Board of Education, Aiken County is divided into four election districts, each of which is comprised of that territory of the county which shall include and be co-extensive with the administrative areas as herein described. Three members of the board shall be elected by the qualified voters from the county at large. One member of the board shall be a resident of, and elected by the qualified electors from, each administrative area or election district. One member shall be elected from Administrative Area No. 1 which shall be composed of the following precincts in Aiken County: Monetta, Oak Grove, Ward No. 40, New Holland, Wagener, Tabernacle, Perry and Salley, and that portion of Saluda County formerly constituting Ridge Spring School District No. 2. Qualified Electors residing in those areas of Saluda County which form a part of Administrative Area No. 1 shall have the right to vote for the member of the Aiken County Board of Education from such area as well as members at large. Electors shall vote at such precincts as may be designated by the Aiken County Board of Education and each elector shall satisfy the box manager that he is a bona fide resident within Administrative Area No. 1. One member shall be elected from Administrative Area No. 2 which shall be composed of the following precincts of Aiken County: all the precincts of the City of Aiken, China Spring, Eureka, Shiloh, Talatha, Millbrook, College Acres, Montmorenci, Shaws Fork, Windsor, White Pond, New Ellenton and Six Points. One member shall be elected from Administrative Area No. 3 which shall be composed of the following precincts of Aiken County: Vacluse, Graniteville, Warrenville, Gloverville, Langley, Bath, Clearwater and Lynwood. One member shall be elected from Administrative Area No. 4 which shall be composed of the following precincts of Aiken County: Belvedere, all the precincts of the City of North Augusta, Carolina Heights, Beech Island and Jackson. The terms of the members of the board shall be for three years.

"Section 21-1038.3. Members of the County Board of Education shall be elected by a special election to be held on the first Tuesday in February in each year to succeed the members whose terms expire in such year. Such election shall be held between the hours of eight a. m. and seven p. m. Voting places shall be located at each of the precincts in each district where an election is being held. Voters shall vote only in the precinct in which they are registered. The commissioners shall appoint three managers for each precinct and a committee of three to conduct the election, canvass the vote and certify the results to the commissioners. The rules of the general election shall apply except as otherwise specified in this act. The committee shall list as a candidate any qualified resident elector on whose behalf fifty or more electors sign a request that his name be listed. If fewer nominating petitions are filed than there are places to fill in the election the committee shall place in nomination the name of any incumbent. All nominating petitions must be in the hands of the chairman of the election committee by three p. m. fourteen days before the election date. Necessary expenses of the election shall be paid from the county board of education funds. Any person desiring to be considered as a write-in candidate for such election must file with the chairman of the election committee no later than three days prior to the election date a notice of intent and willingness to serve, if elected.

"Section 21-1038.4. The selection of members of the board as above provided shall be certified to the Secretary of State by the County Board of Education and he shall thereupon issue a commission to each person so selected. The terms of office shall commence at the next regular board meeting following the election. In the case of a vacancy in the office of the member at large, a successor shall be appointed by the county board; in the case of a vacancy in the office of a member from an administrative area, a successor shall be appointed by the county board after receiving a recommendation from the Area Advisory Council in the area where the vacancy has occurred.

"Section 21-1038.5. The County Board of Education shall meet annually on the second Tuesday in March of each year and shall elect from its membership a chairman and a vice-chairman. The board shall hold at least one regular meeting each month and such other meetings as may be necessary upon the call of the chairman or a majority of the board members. All regular meetings shall be

open to the public. The board shall appoint a secretary who shall keep minutes of all meetings and file such minutes in permanent record. The members of the board shall receive per diem and mileage as provided by law for boards, commissions and committees.

“Section 21-1038.6. The County Board of Education shall be clothed with all of the powers and charged with all of the duties otherwise provided by law and shall have executive, financial and administrative control of the public schools in the county subject, however, to the provisions of this act.

The County Board of Education shall each year between the first day of January, and the first day of June, prepare a budget for the operation of the public schools of Aiken County during the ensuing fiscal year. Copies of this budget shall be distributed to all members of the County Board of Education, the County Superintendent of Education, all members of the county legislative delegation, including the Senators, the county auditor and the county treasurer. Upon compliance with the provisions of this act, and after taking into account all funds available or to become available, from all sources other than from the levy of Aiken County property taxes, the county board of education shall recommend to the county auditor the county property tax levy necessary for the operation of the public schools during the period covered by the budget and in accordance therewith. If the county property tax levy recommended by the county board of education is not in excess of that for the current fiscal year and is otherwise within the limits authorized by law, the county auditor shall levy and the treasurer shall collect the county property taxes in an amount sufficient to meet this budget.

However, the county auditor shall not impose, and the county treasurer shall not collect, any increase in the county property tax levy over that for the current fiscal year, until the question of such proposed increase in the county property tax levy shall have been presented in writing to the legislative delegation of Aiken County for the purpose of ascertaining their advice and consent in the matter, and prior approval for such proposed increase in the property tax levy evidenced by a written authorization of a majority of the delegation, including the resident Senators of Aiken County.

Thereafter, it shall become the duty of the county auditor to levy and the county treasurer to collect a tax on all of the property in the school district sufficient to meet the needs of the schools as provided in this section.

"Section 21-1038.7. In Aiken County the county board of education shall, ex officio, be and constitute the board of school trustees.

"Section 21-1038.8. The county board of education may issue short-term notes in anticipation of Federal aid, State aid or taxes.

"Section 21-1038.9. The county board of education may fix the length of the school term for each school district and the dates for the opening and closing of school terms and may establish holidays.

"Section 21-1038.10. The county board of education shall examine all contracts for the employment of teachers and other employees and no contract shall be binding upon the board or upon any school district, nor shall any part of the money called for in such contract be paid, until such contract has been approved by the board.

"Section 21-1038.11. In addition to all other powers, the County Board of Education shall be empowered to enter into contractual arrangements with the school authorities of any school district adjacent to the consolidated School District of Aiken County on such terms and under such conditions as shall be mutually agreeable for the interchange of pupils residing within the consolidated School District of Aiken County and any pupils residing within any school district adjacent to the school district so that pupils residing in the consolidated School District of Aiken County may attend schools of school districts adjacent to the consolidated School District of Aiken County, and pupils residing in school districts adjacent to the consolidated School District of Aiken County may attend schools supported by the consolidated School District of Aiken County and located within the consolidated School District of Aiken County.

"Section 21-1038.12. All indebtedness of, and other obligations now existing or hereafter incurred by, The School District of Aiken County, as re-established in 1965, and all bonded indebtedness and other obligations of Ridge Spring School District No. 2 of Saluda County shall be and are hereby imposed upon The Consolidated School District of Aiken County, for whose payment, according to their tenor and effect, the faith and credit of The Consolidated School District shall be pledged."

SECTION 2. Section 21-1041 amended—further define duties of County Superintendent of Education.—Section 21-1041 of the 1962 Code is amended so as to further define the duties of the county superintendent of education of Aiken County by striking it in its entirety and inserting the following:

“Section 21-1041. The county superintendent of education shall hold office and be empowered to act as provided by Chapter 6, Title 21, and shall perform such other duties relating to the school system of Aiken County as shall be mutually agreed upon between the county superintendent and the county board of education. The county superintendent of education shall submit to the county board of education and the legislative delegation, each year, a written report of the visit to each school in the county required by Section 21-70 of the 1962 Code and his recommendations based on that report. The annual compensation of the county superintendent shall be as determined by the county board of education.”

SECTION 3. Section 21-1042 and 21-1043 added to provide for district superintendents and prescribe their duties.—The Code of Laws of South Carolina, 1962, is amended by adding the following :

“Section 21-1042. The newly constituted county board of education shall appoint a district superintendent of schools, whose duties as provided by this act shall not commence until the end of the term of the presently elected superintendent of education which expires June 30, 1969, to operate the schools of the district as provided by law and subject to the rules, regulations and policies of the county board of education. In the selection and appointment of the district superintendent of schools, the county board of education shall require as a minimum the qualifications necessary for State certification as a school superintendent.

“Section 21-1043. In addition to such other duties as may be required the district superintendent shall have the following responsibilities :

(1) Nominate for employment by the county board of education certain school personnel, including but not limited to, professional teachers, administrators, and clerical staff, maintenance, custodial, food service, business and mechanical as may be required.

(2) Submit to the board of education a budget on or before the second Tuesday of May of each year showing all anticipated revenues and expenditures for the School District of Aiken County for the twelve months period beginning July first of each year. As a part of the financial plan of the school district as represented by the budget, there shall be included a Projected Capital Need Budget for the budget year and for the two years beyond.

(3) Publish annually a report of school district operations no later than September first, following the fiscal year ending June thirtieth.

(4) Execute policies for the operation of the school district as approved by the board of education, recommend to the board for consideration changes in policies and consult with the board when in doubt as to his official duty."

Effective July 1, 1969, and thereafter, the district superintendent shall not hold an elective public office during the tenure of his employment by the board of education.

SECTION 4. Section 21-1045 amended—establish area advisory councils.—Section 21-1045 of the 1962 Code is amended so as to eliminate area boards of education and to establish area advisory councils in Aiken County by striking it in its entirety and inserting the following:

"Section 21-1045. The board of education is authorized to appoint for each administrative area an Area Advisory Council composed of seven members in each area, whose terms of office shall be three years; *provided*, that initially three members shall be appointed for a term of three years, two for a term of two years, and two for a term of one year. The length of the terms of the members initially appointed shall be determined by casting lots. In Administrative Area No. 1 two members of the area advisory council shall be residents of that portion of Saluda County formerly designated as Ridge Springs School District No. 2 of Saluda and shall be appointed as provided in Section 21-3954; *provided*, that the length of the term shall be three years rather than four and staggered terms are set as provided elsewhere in this or other acts."

SECTION 5. Section 21-1046 amended—prescribe powers and duties of area advisory councils—grievances.—Section 21-1046 of the 1962 Code is amended so as to provide for the powers and duties of the area advisory councils in Aiken County by striking it in its entirety and inserting the following:

"Section 21-1046. The Area Advisory Councils shall determine local policies in their respective administrative areas; *provided*, such policies are not inconsistent with the policies set forth by the county board of education. The county board of education may delegate additional authority to the Area Advisory Councils to the extent necessary for the effective operation of the public schools in the county.

Patrons of the schools in each administrative area shall present their grievances to their area advisory council through their area superintendent. Appeals may be made to the county board of education."

SECTION 6. Section 21-1091 amended—eliminate provisions for separate school and provide for area superintendents.—Article 6, Chapter 19, Title 21, Code of Laws of South Carolina, 1962, is amended so as to eliminate separate provisions for a public high school for the Negroes in Aiken County and provide instead superintendents for administrative areas in the school district of Aiken County by striking it in its entirety and inserting the following:

"Section 21-1091. Each of the administrative areas shall have an area superintendent appointed by the county board of education upon recommendation of the district superintendent. Each area superintendent shall be responsible to the district superintendent for the operation of the schools within his area and the annual preparation of a proposed classified budget for the operation of the schools in his administrative area. The superintendent shall have supervisory control over the expenditure of funds allocated to his area. Each area superintendent shall recommend to the district superintendent for nomination to the county board for employment, those school personnel whose services are required to his administrative area. The area superintendents shall be delegated additional authority as deemed necessary in consultation with the district superintendent of schools by the county board of education."

SECTION 8. Sections 21-1051 and 21-1052 repealed.—Sections 21-1051 and 21-1052 of the 1962 Code are repealed.

SECTION 9. Act complementary.—This act shall be deemed complementary to and not in derogation of any action taken by the County Board of Education of Aiken County as constituted by Article 1, Chapter 19, Title 21, Code of Laws of South Carolina, 1962, in undertaking the creation of the School District of Aiken County. If this act, or any provision hereof, shall be held invalid, such holding shall not affect or disturb any action so taken by such County Board of Education of Aiken County.

SECTION 10. Time effective.—This act shall take effect March 1, 1968.

Approved the 29th day of June, 1967.

(R634, H1987)

No. 462

An Act To Authorize The State Highway Department To Enter Into An Agreement With The United States Atomic Energy Commission For The Restoration Of Portions Of Former Highways Nos. 28 And 125 To The State Highway System.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Highway Department authorized to enter into agreements for restoration of highways in Savannah River Project.—The South Carolina State Highway Department is authorized to enter into agreement with the United States Atomic Energy Commission and such other parties as may be necessary to accept and place into the State Highway System portions of the highways formerly designated as Nos. 28 and 125 lying within the boundaries of the Savannah River Project. The Highway Department, after consultation with the Atomic Energy Commission, shall promulgate rules and regulations governing the manner in which the highway within the Savannah River Project may be utilized by the traveling public, which regulations, when duly promulgated shall have the force of law.

SECTION 2. Security limitations.—In order to protect the national security, the regulations may include provisions to restrict the area of the highway within the limits of the Savannah River Project to vehicular traffic, capable of maintaining the minimum posted speed limit; to designate any and all points of access to and from the segment of highway lying within the area and may provide for a system of closure at points upon the highway so as to enable the Highway Department or Atomic Energy Commission to identify vehicles and individuals using the highway and to enable the Highway Department or Atomic Energy Commission to determine the transit time along the highway within the limits of the area.

SECTION 3. Declaration of restoration date.—Upon execution of an agreement with the Atomic Energy Commission, the Highway Department shall file with the Secretary of State a copy of the agreement and shall publicly declare the date on which the highway shall be a part of the State Highway System. After such execution, the terms of the agreement shall have full force notwithstanding any other provisions of law relating to highways in this State.

SECTION 4. Penalties.—Any person convicted of violating the provisions of this act may be punished in any court of competent

jurisdiction by a fine of not more than one hundred dollars or imprisonment for not more than thirty days.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R636, H1999)

No. 463

An Act To Provide For The Control Of The Subdivision Of Land In Dorchester County And To Provide Penalties For Violation.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Citation of act.—This act shall be known and may be cited as “An Act Regulating and Controlling the Division of Land in Dorchester County.”

SECTION 2. Dorchester County Subdivision Review Board created—terms and compensation.—There is hereby created “The Dorchester County Subdivision Review Board” (board) which shall consist of seven members. The county road supervisor, the county attorney and the county sanitarian shall serve ex officio. One member of the board shall be a licensed civil engineer who is a resident of Dorchester County, one member shall be a licensed real estate agent who is a resident of Dorchester County, and two of the members shall be residents of Dorchester County whose appointments shall be without regard to profession or occupation. It shall be the duty of the board to administer the provisions of this act and to enforce the regulations set out in Section 4, but no action of the board shall be final until approved by the governing body of the county. Except for the ex officio members, the members of the board shall be appointed by the governing body of the county for terms of two years and until their successors are appointed and qualify; *provided*, however, that the terms of the initially appointed members shall expire on December 31, 1968. The chairman of the board shall be elected by the members of the board and shall be one of the appointive members. Any vacancy in an appointive membership shall be filled for the unexpired portion of the term by the governing body of the county. The board, with prior approval of the governing body of the county, may appoint such

employees as it may deem necessary to carry out its work and may, with prior approval of the governing body of the county, contract with outside consultants, professional persons, suppliers or contractors for such services or supplies as it may require. The expenditures of the board shall be within the amounts approved and appropriated for the purpose by the governing body of the county.

SECTION 3. Subdivided land to meet certain requirements.—

After the effective date of this act, any tract or parcel of real estate situate in Dorchester County proposed to be subdivided into smaller tracts or parcels shall meet the requirements of the following regulations for the control of the subdivision of land and the opening or extension of any streets or roads and for review by the governing body of the county and the board of plans and specifications with regard to their nature and purpose and for governing the width, character and location of such streets, alleys and roads in such subdivisions. Before such streets, alleys, roads or subdivisions shall be laid out as aforesaid, they shall be required to have the approval of the governing body of the county. The jurisdiction of the regulations shall include all unincorporated portions of Dorchester County and such municipalities as shall adopt the regulations for use within their boundaries. The purposes of the regulations are to provide for the harmonious development of the county, to secure a coordinated street and road layout with relation to major streets and adjoining subdivisions and adequate provisions for traffic, to achieve individual property lots of maximum utility, to secure adequate provisions for light, air, water supply, drainage and sanitary sewer facilities and other public health requirements, to provide accurate land records for the convenience and protection of the public and for adequate identification and permanent location of real estate boundaries, and to insure the recording of necessary survey data prior to the selling of any land.

SECTION 4. Regulations prescribed.—The regulations are as follows:

A. Definition:

Subdivision: The division of a tract, parcel, or lot into two or more lots; or any division of land involving the dedication of a street or other public right of way; or any division of land involving a change in existing streets.

B. Scope:

1. *Application:* Within the jurisdiction of these regulations, except as hereinafter provided, no subdivision shall be made, platted,

or recorded for purpose of sale, nor shall parcels resulting from such subdivision be sold or offered for sale, unless such subdivision meets all the requirements of the regulations.

2. *Exceptions from the provisions of this act:*

a. The division of any tract of land that is in one individual ownership, if no street right of way dedications or drainage right of way dedications are involved, no utility or drainage work is necessary, and no residual parcels are created which do not conform to the regulations.

b. The division of any tract of land for any purpose where no street rights of way or drainage is necessary, where the division is made for purposes other than for the creation of commercial or residential lots; *provided*, however, that no parcel resulting from such division shall be less in area than the minimum lot size authorized by the regulations.

c. Cemeteries

II. *Procedure for Securing Approval of Subdivisions*

A. *Application for conditional approval*

1. Application for approval of a proposed subdivision plan shall be filed with the administrative office of the governing body of the county at least seven days prior to the regularly scheduled meeting at which the applicant desires to be considered. In making application, the land owner, or his agent, shall include such materials as shall hereinafter be stipulated.

2. Copies of the proposed plan shall be submitted by the governing body of the county to the Dorchester County Subdivision Review Board for their review and recommendations. Their recommendations shall become a part of the findings of the governing body of the county.

3. The governing body of the county shall grant conditional approval or shall disapprove the application on or before its next regular monthly meeting after accepting the application. Notice in writing on the action taken by the governing body of the county shall be furnished the applicant within five days after consideration by the governing body of the county.

4. Whenever an application is turned down, the governing body of the county shall furnish the applicant, in writing, a detailed list of reasons for the action.

5. No improvements shall be made, nor shall permanent markers or monuments be installed prior to the granting of conditional approval of the proposed plan by the governing body of the county.

6. Conditional approval shall hold for one year. If no action has started towards development of the subdivision within twelve months after date of approval, the land owner, or agent, shall be required to submit a new application; *provided*, however, that the governing body of the county may extend approval beyond twelve months if provided sufficient reason by the property owner, or agent.

7. At the time of application for conditional approval, the subdivider shall pay a fee according to the following schedule, this fee to be deposited by the governing body of the county with the county treasurer:

0—10 lots	\$ 5.00
11—20 lots	\$10.00
21—50 lots	\$15.00
51—100 lots	\$25.00
101 lots or more	\$25.00 plus \$5.00 for each additional 50 lots or fraction thereof.

For exempt subdivisions as previously
described—\$5.00

B. Final plat, application for approval

1. Application for approval of a subdivision plan shall be filed with the administrative office of the governing body of the county at least seven days prior to the regularly scheduled meeting at which the applicant desires it to be considered. In making application, the land owner, or his agent, shall include such material as shall hereinafter be stipulated.

2. Copies of the plan shall be submitted by the governing body of the county to the Dorchester County Subdivision Review Board for its review and recommendations. Its recommendations shall become a part of the findings of the governing body of the county.

3. The governing body of the county shall grant approval or shall disapprove the application on or before its next regular monthly meeting after accepting the application. Notice in writing on the action taken by the governing body of the county shall be furnished the applicant within five days after consideration by the governing body of the county.

4. Whenever an application is turned down, the governing body of the county shall furnish the applicant, in writing, a detailed list of reasons for the action.

5. If the final plat conforms to the approved preliminary plat and the requirements of these regulations, final approval shall be granted by the governing body of the county.

6. When the governing body of the county has approved a final plat, it shall cause its approval to be duly noted on the face of the original drawing, and such copies as may be recorded. Such approval shall not be noted on any drawing until all the requirements of these regulations are met.

III. *Design Standards*

A. *Location*

1. No platting of land for residential or commercial use is to occur in areas subject to flooding by normal tides, swamps, marshes, or in other undrained areas unless suitable provision is made for satisfactory drainage. The drainage system shall be designed to assure that two and one-half inches of water will be drained from any given area within twenty-four hours, assuming a one hundred per cent runoff. This provision shall not apply to properly controlled scenic or recreational lakes.

B. *Streets*

1. The layout of streets as to arrangement, character, width, grade, and location may be required to conform to a general plan, where such exists in any given area, to insure proper connections to adjoining properties. All streets or roads shall be designed to conform as nearly as possible to the topography of the land, taking advantage where possible of natural features, to insure adequate drainage, and maximum utilization to abutting properties. Street intersections shall conform to the latest standards of the South Carolina State Highway Department to insure the safety of the public using the streets or roads.

2. When connecting street lines deflect from each other at any one point by more than ten degrees, they shall be connected by a curve with a radius of not less than one hundred feet.

3. All road or street rights of way shall be adequate in width to accommodate the necessary road and drainage construction along any given section of roadway; *provided*, however, that in no case shall any such right of way be less than fifty feet in width.

4. Dead-end streets, designed to be so permanently, shall not be longer than eight hundred feet and shall be provided at the closed end with a turnaround having a minimum street property line diameter of eighty feet.

5. All roads shall be designed so that the minimum gradient shall not be less than three-tenths of one foot per one hundred lineal feet.

6. Service access alleys in multi-family, commercial and industrial districts, and institutional area, may be allowed reduced right of way widths when county maintenance is not required; *provided*, however, that the minimum allowable width in these cases shall not be less than twenty-five feet.

C. *Easements*

1. Easements for drainage and sewers along rear and side property lines shall be required, whether or not an immediate need exists for the installation of such facilities. Drainage easements across lots will not be allowed.

2. Easements shall be of such width as is necessary to permit proper construction and maintenance of the facilities for which they are intended; *provided*, however, that the minimum widths allowed shall be ten feet along rear lot lines and five feet along side lot lines.

3. Easements shall center along or be adjacent to a common property line.

4. No subdivision shall block or obstruct the natural drainage of an adjoining area.

5. Existing natural drainage shall be retained where practical or adequately relocated.

6. Wherever drainage or sewer structures are installed, the easements shall be completely cleared prior to final approval.

D. *Lots*

1. Any land parcel created by the subdivision of a larger tract shall conform to the following:

a. In areas where a public water supply and a sanitary sewer system are provided and available to the lot, no area limitation shall be required; *provided*, however, that the other requirements of these regulations are met, and further, that such lots conform to the requirements set out hereinafter as regards minimum width and width-depth ratios.

b. Where public water is available but septic tank waste disposal is required, no lot shall be less in area than fifteen thousand square feet.

c. Where individual wells and septic tanks are required for water supply and waste disposal, no lot less in area than twenty thousand square feet shall be allowed.

2. The minimum width of a residential lot shall be sixty feet for at least two-thirds of the lot depth.

3. The minimum frontage of any lot shall be twenty feet.

4. All lots shall be provided by means of roads or streets, which have been constructed in conformance with these regulations, with access to an existing road or street.

IV. *Required Improvements*

A. *Markers*

1. All lot corners shall be marked with permanent markers, either metal or concrete, before the final plat shall be given approval.

2. The location and type of all markers shall be shown on the final plat.

B. *Utility, Drainage and Street Improvements*

1. All roadwork and drainage work necessary to meet these regulations shall be done by, and at the expense of, the subdivider. All such work necessary shall be completed before final approval is given to the subdivision and before acceptance of all such roads and drainage by the county for maintenance.

2. All pipe culverts necessary under driveway entrances shall be installed by the county, when requested, provided the lot owner pays the cost of all materials required prior to the installation of the pipe.

3. No road improvements shall be commenced until the proposed plan has been approved by the governing body of the county.

V. *Plats and Data*

A. 1. A plan of the proposed subdivision shall be submitted with the initial application.

2. Even though only a part of a tract of land is proposed to be developed initially, a lot, street and drainage plan for the entire tract in which the proposed development is contained shall be required.

3. Information shall be included on a plat.

a. *Proposed plan*

The proposed plan should include information showing an accurate representation of the perimeter boundaries of the tract to be considered, the proposed road and lot layout, adequate data concerning ground elevations and existing drainage, and any proposed drainage improvements, so that an adequate review can be made by the governing body of the county to insure conformance with these regulations.

4. *Accompanying data*

Sufficient information concerning soil type, water table location, percolation rate of the soil, and any other information required

under their regulations, shall be submitted along with the proposed plan, so that the Dorchester County Health Department can properly evaluate the application according to these regulations.

5. *Road and Drainage Data*

a. Proposed road and ditch profiles shall be provided, either by showing proposed final elevations on the subdivision plan, or in the form of regular road and ditch plan and profile drawings.

b. Drainage design and resulting plans shall be based on the Rational Method for computing surface runoff and the Manning Formula for computing channel areas and pipe sizes.

c. All road, drainage, water system and sewer system designs presented shall be required to be certified by a Civil Engineer, licensed according to the laws of the State of South Carolina, as meeting the requirements and intent of these regulations.

B. *Final Plat*

1. When application for final approval of a subdivision is made, such application shall be accompanied by final survey plats of the area to be considered, such plats to be certified by a Land Surveyor registered under the laws of the State of South Carolina and to be of such size and shape as will meet the requirements of the clerk of court for recording.

2. Final plats shall be prints, tracings or photographs stamped or sealed by a Registered Land Surveyor. The plats shall have an identifying title and contain the following information:

- a. A descriptive location of the property.
- b. The name of the owner of the property or the name of the person who requested the plat.
- c. The date of the survey and the plat.
- d. The scale, in feet or chains per inch.
- e. The name, registration number and address of the surveyor.
- f. The method of computation if the area of land parcel is shown.
- g. The North Arrow shall be shown and shall be accurately coordinated with the bearings with indications as to whether it is true, magnetic or grid.
- h. Bearings and distances shall be shown on all lines on the plat. Distances shall be in feet and decimals thereof or chains and decimals thereof. If distances are measured by any method other than taping, the method used must be indicated. Bearings shall be in degrees and minutes. A statement shall be placed on the plat stating

whether or not the bearings are observed or computed and points where observed bearings are made must be indicated.

i. All distances shall be shown by horizontal or surface measurements and plotted to the scale shown. The method of measurement of such distances shall be stated on the plat.

j. All water courses forming a boundary line shall be located. Traverse lines, if employed, locating the waterway shall be plotted and the courses and distances of the traverse shown. If located by other means, a statement as to method shall be included on plat.

k. All visible rights of way for utilities, waterways and similar easements crossing the property shall be shown.

l. All streets, rights of way, easements, waterways and lots shall be accurately located on the ground and plotted on the map.

m. All right of way widths shall be shown on the plat.

n. Lot lines shall show distances and bearings (or angles between lines) for all lot lines and each lot shall be given a number.

o. All corners of adjacent property owners on the boundary lines of the survey which are marked by monument, natural object, or lines of occupation shall be shown, with the distance to one or more corners of the survey.

p. All lines not surveyed but copies from a previous survey shall be indicated on the plat and the source of the information shall be given.

q. The names of adjacent landowners, or adjacent lot numbers in a subdivision, highways, streets, adjacent subdivisions and named waterways shall be shown.

r. All plats shall be referenced by survey traverse to some known point such as a road or street intersection, bridge, culvert, monument or structure.

3. Before any plat of a subdivision of land shall be accepted for recording by the record office, such plat shall have on the face thereof approvals as hereinbefore described.

SECTION 5. Penalties for unauthorized transfers.—Penalties for transferring lots in unrecorded and unapproved subdivisions:

1. Whoever, being the owner or agent of the owner of any land, transfers or sells, or agrees to sell, or negotiates to sell such land by reference to or exhibition of, or by other use of a plat of subdivision of such land without having submitted a plat of such subdivision to the Review Board and obtained its approval as required by this act and before such plat be recorded in the appropriate county register, or who falsely represents to a prospective purchaser of real estate that

roads or streets or drainage system will be built or constructed by the county government shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined in an amount not to exceed one hundred dollars or imprisoned for a term not to exceed thirty days. Dorchester County, through its county attorney, may enjoin such transfer or sale or agreement by action or injunction.

SECTION 6. Board authorized to adopt construction standards.—The Board may adopt such minimum construction standards for roads, streets and drainage as necessary to insure that the intent of the act is carried out in the development of the subdivision, and further, the Board may adopt such existing regulations as set out by the South Carolina State Board of Health for protection of the public health.

SECTION 7. Rules and regulations to be available to public. All rules and regulations promulgated by the Board shall be in such form as to be readily available for public inspection during normal business hours of the Courthouse.

SECTION 8. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R637, H2016)

No. 464

An Act To Amend Section 22-29 Of Chapter 2, Title 22, Code Of Laws Of South Carolina, 1962, As Amended, By Providing That In Computing The Debt Limitation Therein Fixed For State Institution Bonds The Cash Value Of The Sinking Fund Created By Section 22-38 Of The Code Shall Be Deducted From State Institution Bonds At Such Time Outstanding.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 22-29 amended to provide for computation of debt limitation for State institutional bonds.—Section 22-29, Chapter 2, Title 22, Code of Laws of South Carolina, 1962, as amended, is further amended by changing the period at the end thereof to a semicolon and adding the following: "except that in computing the debt limitation herein prescribed the actual cash value of funds held by the State Treasurer pursuant to Section 22-38 of

the Code shall be deducted from the aggregate of State institution bonds at such time outstanding.”

The section when amended shall read as follows:

“Section 22-29. Other provisions of this chapter to the contrary notwithstanding, there shall not be outstanding at any given time State institution bonds for all institutions in excess of thirty-five million dollars; except that in computing the debt limitation herein prescribed the actual cash value of funds held by the State Treasurer pursuant to Section 22-38 of the Code shall be deducted from the aggregate of State institution bonds at such time outstanding.”

SECTION 2. Saving clause.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R638, H2033)

No. 465

An Act To Increase The Terms Of The Mayor And Councilmen Of The Town Of Eastover In Richland County To Four Years And To Provide Staggered Terms Therefor; And To Amend Section 47-112, Code Of Laws Of South Carolina, 1962, Relating To Certain Towns Having Two-Year Terms For Mayor And Councilmen, So As To Delete Eastover From The Provisions Thereof.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Terms of office for Eastover Mayor and Council.—Notwithstanding the provisions of Section 47-111 of the 1962 Code, in the Town of Eastover in Richland County the mayor and councilmen shall be elected every four years and their terms of office shall be for four years and until their successors have been elected and qualify.

SECTION 2. Staggered terms.—In the election to be held in April of 1968, two councilmen elected having the smallest number of votes shall serve for terms of two years and until their successors have been elected and qualify. Their successors shall serve for terms of four years as provided in Section 1.

SECTION 3. Eastover deleted from Section 47-112.—The Town of Eastover in Richland County is deleted from the provisions of Section 47-112 of the 1962 Code.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R639, H2034)

No. 466

An Act To Validate The Creation Of Certain Subdistricts Of Greenwood Metropolitan District And The Issuance Of Bonds By Such Subdistricts; To Amend Act No. 441 Of 1959, As Amended, To Confirm The Right Of Greenwood Metropolitan District To Issue Bonds For Its Own Purposes And To Raise Funds With Which To Buy The Bonds Of Subdistricts And Other Matters Relating Thereto; To Provide For The Handling By The County Treasurer Of Proceeds Received By Subdistricts From The Sale Of Its Bonds; To Provide For The Receipt And Handling Of Subdistrict Taxes; To Authorize Eminent Domain Powers For Subdistrict Committees; To Provide Rule Making Powers For Subdistrict Committees; To Authorize The Imposition And Collection Of Inspection Fees; And To Make It A Misdemeanor To Tap, Without Permission, Onto A Line Of Either Greenwood Metropolitan District Or A Subdistrict Thereof And To Provide Penalties Therefor.

Whereas, pursuant to the provisions made therefor in such act, some subdistricts of the Greenwood Metropolitan District have been duly formed and require the construction and operation of sewerage collection systems and funds to accomplish the same; and

Whereas, it is desirable and may even be necessary from time to time to sell subdistrict bonds to the Greenwood Metropolitan District, and permit Greenwood Metropolitan Commission to issue bonds for its own purposes and for the purchase of such subdistrict bonds at the same time, and to provide for the method of accomplishing and administering the same; and

Whereas, it is necessary to further define the method of financing, taxing, receiving, employing and disbursing funds of such subdistricts; and

Whereas, it is necessary to provide for rule-making powers in such subdistricts and to provide that it is a misdemeanor to tap, without permission, the lines of subdistricts and the Greenwood Metropolitan District and to provide penalties for such violations. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that by Act 441 of 1959, as amended, Greenwood Metropolitan District was created in order to provide a general system for the collection, treatment and disposal of sewage. In Act 441 of 1959 provision was made for the establishment of subdistricts in order that there might be installed within subdistricts the necessary sewer laterals in order that sewage originating within subdistricts might be conveyed to the trunk lines of the district and thereafter treated and disposed of.

SECTION 2. Findings of General Assembly, further.—Four subdistricts have been created pursuant to Act 441 of 1959 in addition to the City of Greenwood, which has been heretofore designated as Subdistrict A. In each of the subdistricts bonds have been voted and plans designed for the construction of sewer laterals.

SECTION 3. Findings of General Assembly, further.—Due to existing market conditions it has been planned that the district will, with the proceeds of bonds that it will issue, purchase the bonds of the four subdistricts. The district itself plans to issue bonds pursuant to Act 1303 of 1966 for the purpose of raising moneys for additional sewer trunk lines and for other improvements to its system and in the further amount required to enable it to purchase bonds of the four subdistricts.

SECTION 4. Findings of General Assembly, further.—Each of the several subdistricts have been established in strict compliance with the provisions of Act 441 of 1959, and their several committees duly appointed and validated. Notwithstanding, and in order that the boundaries of the subdistricts heretofore created may be given statutory delimitation, it has been determined :

- (a) to validate the creation of the four subdistricts;
- (b) to define their present boundaries;
- (c) to confirm the right of each subdistrict to issue bonds to the extent hereinafter set forth; and

(d) to further confirm the right of the district to issue bonds pursuant to Act 1303 of 1966 to the extent required for improvements to the district, and to the extent necessary to enable the district to purchase bonds now proposed to be issued by the four sub-districts and bonds hereafter to be issued by these or other sub-districts within the district.

SECTION 5. Subdistrict B validated and authorized to issue bonds.—The creation of Subdistrict B (Forest Hills) is hereby validated and confirmed as a subdistrict of the district and a political subdivision of South Carolina. The area included within Subdistrict B shall be as follows: all that certain tract of land situate, lying and being in the County of Greenwood, State of South Carolina, known as the Forest Hills Subdivision, as will more particularly appear by reference to plat of same made by J. Hearst Coleman Company, Engineers, dated December 20, 1965 and December 12, 1962, and recorded in the office of the Clerk of Court for Greenwood County in Plat Book 7 at Page 77 and Plat Book 11 at Page 146. The proceedings authorizing the issuance of fifty-five thousand dollars of bonds of Subdistrict B are hereby validated and confirmed and the committee of Subdistrict B is hereby authorized and empowered to issue and sell bonds of Subdistrict B in the aggregate principal amount of fifty-five thousand dollars. Such bonds shall be executed in such manner, shall bear such date and shall be in such denominations as the committee shall determine and may, in the discretion of the committee be issued as a single fully registered bond. The bonds may be sold at such rate of interest and with such maturities as the committee shall prescribe, and the same may be sold at private sale to the district. For the payment of all bonds issued by Subdistrict B there shall be pledged its full faith and credit and there shall be annually levied and collected by the Auditor and Treasurer of Greenwood County an ad valorem tax upon all taxable property therein without limit as to rate or amount sufficient to meet the payment of the principal and interest of the bonds.

SECTION 6. Subdistrict C validated and authorized to issue bonds.—The creation of Subdistrict C (Idlewood) is hereby validated and confirmed as a subdistrict of the district and a political subdivision of South Carolina. The area included with Subdistrict C shall be as follows: all that certain tract of land, situate, lying and being in the County of Greenwood, State of South Carolina, known as the Idlewood Subdivision as will more particularly appear by

reference to a plat of the same made by J. Hearst Coleman Company, Engineers, dated August 17, 1959, and recorded in the office of the Clerk of Court for Greenwood County in Plat Book 9 at Page 127. The proceedings authorizing the issuance of fifty-five thousand dollars of bonds of Subdistrict C are hereby validated and confirmed and the committee of Subdistrict C is hereby authorized and empowered to issue and sell bonds of Subdistrict C in the aggregate principal amount of fifty-five thousand dollars. Such bonds shall be executed in such manner, shall bear such date and shall be in such denominations as the committee shall determine and may, in the discretion of the committee, be issued as a single fully registered bond. The bonds may be sold at such rate of interest and with such maturities as the committee shall prescribe, and the same may be sold at private sale to the district. For the payment of all bonds issued by Subdistrict C there shall be pledged its full faith and credit and there shall be annually levied and collected by the Auditor and Treasurer of Greenwood County an ad valorem tax upon all taxable property therein without limit as to rate or amount sufficient to meet the payment of the principal and interest of the bonds.

SECTION 7. Subdistrict D validated and authorized to issue bonds.—The creation of Subdistrict D (Druid Hills, Edgemere, Thomason) is hereby validated and confirmed as a subdistrict of the district and a political subdivision of South Carolina. The area included within Subdistrict D shall be as follows: all those certain tracts of land known as Edgemere Subdivision, with the exception of Lots 1, 2, 3, 4, 5 and 31 thereof, as will more particularly appear by reference to a plat of J. Hearst Coleman Company, Engineers, dated November 8, 1954, and recorded in the office of the Clerk of Court for Greenwood County in Plat Book 7 at Page 103; and the Druid Hills Subdivision as will more particularly appear by reference to a plat made by Davis & Floyd, Inc., Engineers, dated September 19, 1960, recorded in Plat Book 11 at Page 19 in the office of the Clerk of Court for Greenwood County; and C. Y. Thomason Subdivision, including an area on the below-described plat designated as property of St. Claire Lee Estate, but excluding, however, Lots Numbers 1 through 6 thereof as will more particularly appear by reference to a plat of J. Hearst Coleman Company, Engineers, dated February 10, 1950, and recorded in Plat Book 5 at Page 54 in the office of the Clerk of Court for Greenwood County; and also all that certain portion of Druid Hills Subdivision lying

to the south of Lots Numbers 114 and 120 of the subdivision and extending out to U. S. No. 25, and being shown on the above plat of Druid Hills Subdivision as unnumbered lots. The proceeds authorizing the issuance of eighty thousand dollars of bonds of Subdistrict D are hereby validated and confirmed and the committee of Subdistrict D is hereby authorized and empowered to issue and sell bonds of Subdistrict D in the aggregate principal amount of eighty thousand dollars. Such bonds shall be executed in such manner, shall bear such date and shall be in such denominations as the committee shall determine and may, in the discretion of the committee, be issued as a single fully registered bond. The bonds may be sold at such rate of interest and with such maturities as the committee shall prescribe, and the same may be sold at private sale to the District. For the payment of all bonds issued by Subdistrict D there shall be pledged its full faith and credit and there shall be annually levied and collected by the Auditor and Treasurer of Greenwood County an ad valorem tax upon all taxable property therein without limit as to rate or amount sufficient to meet the payment of the principal and interest of the bonds.

SECTION 8. Subdistrict E validated and authorized to issue bonds.—The creation of Subdistrict E (Kimbroke) is hereby validated and confirmed as a subdistrict of the district and a political subdivision of South Carolina. The area included within Subdistrict E shall be as follows: all that certain tract of land situate, lying and being in the County of Greenwood, State of South Carolina, known as Kimbrooke Subdivision as will more particularly appear by reference to a plat of E. S. Ethridge, C. E., dated March 16, 1957 (revised October 10, 1957) and recorded in Plat Book 8 at Page 192 in the office of the Clerk of Court for Greenwood County. The proceedings authorizing the issuance of thirty-five thousand dollars of bonds of Subdistrict E are hereby validated and confirmed and the committee of Subdistrict E is hereby authorized and empowered to issue and sell bonds of Subdistrict E in the aggregate principal amount of thirty-five thousand dollars. Such bonds shall be executed in such manner, shall bear such date and shall be in such denominations as the committee shall determine and may, in the discretion of the committee, be issued as a single fully registered bond. The bonds may be sold at such rate of interest and with such maturities as the committee shall prescribe, and the same may be sold at private sale to the district. For the payment of all bonds issued by Subdistrict E

there shall be pledged its full faith and credit and there shall be annually levied and collected by the Auditor and Treasurer of Greenwood County an ad valorem tax upon all taxable property therein without limit as to rate or amount sufficient to meet the payment of the principal and interest of the bonds.

SECTION 9. Confirmation of district's authority to sell bonds.

The right of the district through its commission to sell from time to time bonds of the district pursuant to Act 1303 of 1966 and in such further amount as may be necessary to enable the district to raise the moneys required of it to purchase the bonds now authorized on behalf of Subdistricts B, C, D and E and such further bonds as may hereafter be authorized by any subdistrict of the District is confirmed. All bonds issued by the district shall be secured by a pledge of its full faith, credit and taxing power and there shall be levied annually by the Treasurer and Auditor of Greenwood County ad valorem taxes on all taxable property within the district without limit as to rate or amount sufficient to meet the principal and interest of bonds issued by the district as the same shall mature and to create such sinking fund as may be necessary therefor.

SECTION 10. Act 441 of 1959 amended to provide for purchase of subdistrict bonds, disposition of proceeds of bonds, payment of bonds, eminent domain for subdistrict committee, provide penalty for unlawful use of sewer facilities.—Act No. 441 of 1959, as amended, is further amended by adding the following paragraphs thereto, designated as Paragraphs 18A, 18B and 18C, which shall follow paragraph 18, and shall read as follows:

“18A. Upon direction of the Greenwood Metropolitan Commission, the county treasurer shall pay to a specified subdistrict the agreed amount for the purchase of the subdistrict bonds of one or more subdistricts, and the county treasurer shall, in such instances, hold such subdistrict bonds in safekeeping for the Greenwood Metropolitan Commission, receive interest and maturity payments thereon for the account of the Greenwood Metropolitan Commission and use such proceeds for the payment of Greenwood Metropolitan District bond payments.

18B. All proceeds of bonds of subdistricts hereunder shall be received, handled, authorized and disbursed in the same manner provided in this act for the Greenwood Metropolitan District, except

that the subdistrict shall so authorize and the county treasurer so handle and disburse the subdistrict funds. The purposes and uses granted in this act to the Metropolitan Commission as to its funds shall apply, *mutatis mutandis*, to the subdistrict as to its funds.

The receipts from taxes to any subdistrict shall be first applied to bond interest and then principal, as the same shall be required, and any surplus remaining from tax receipts may be used and applied by the subdistrict, with the same rights and limitations, as apply to the Metropolitan Commission with like funds. Such tax receipts in excess of bond schedule payments may specifically be used for administrative, legal, accounting and general indirect cost payments.

Bond proceeds may be used by subdistricts for engineering, legal and accounting costs, and other general indirect costs in addition to rights of way, damages to property and all construction costs. Any subdistrict may authorize the payment of such costs by the county treasurer, or the reimbursement to others for such costs that may have been advanced for the benefit of the subdistrict and this shall apply also to costs incidental to subdistrict elections.

The committee for each subdistrict, organized as provided, shall have the power to condemn, for the purposes of this act, as it applies to the purposes of subdistricts, lands, easements, water rights, property rights, sewer lines, and the right to connect with or through existing systems, whether within such subdistrict or not, in all cases where any of these things are reasonably required for carrying out the subdistrict's participation in the purposes of this act, and cannot be obtained reasonably by contract from the owner or owners, which the subdistrict committee is willing to make, the right of condemnation to be exercised in the same manner as prescribed for the condemnation of rights of ways by counties.

Subdistricts, through their respective committees, shall have full rule-making powers over their operations, services and functions to the same extent that the Metropolitan Commission has in its scope of operations, and are specifically authorized to impose, require and collect inspection fees for all installation and tapping of lines.

18C. It shall be a misdemeanor for any person, firm or corporation to tap into any line of the Greenwood Metropolitan District or line of any subdistrict without first paying for and receiving a written permit from the respective commission or subdistrict, as the case may be. Any conviction for such unlawful tapping shall be punishable by a fine not exceeding one hundred dollars or imprisonment for a term not exceeding thirty days."

SECTION 11. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R640, H2038)

No. 467

An Act To Increase The Number Of Petit Jurors That May Be Drawn In Marlboro County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Marlboro County Jury Commissioner may draw sixty petit jurors.—Notwithstanding the provisions of Section 38-61, Code of Laws of South Carolina, 1962, in Marlboro County the jury commissioners may draw sixty petit jurors.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R642, S557)

No. 468

An Act To Repeal Sections 33-1674.3, 33-1674.4, And 33-1113, Code Of Laws Of South Carolina, 1962, Relating To The Levy And Use Of Road Tax Funds In Greenville County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Sections 33-1674.3, 33-1674.4 and 33-1113, levy and use of road tax funds in Greenville County, repealed.—Section 33-1674.3, 33-1674.4, and 33-1113, Code of Laws of South Carolina, 1962, are hereby repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R643, S330)

No. 469

An Act To Amend Act No. 863 Of 1964, Relating To The State Department Of Mental Health, So As To Increase The Membership Of The South Carolina Mental Health Commission And To Delete An Obsolete Reference.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act 863 of 1964 amended—increase Mental Health Commission membership.—Section 3 of Act No. 863 of 1964 is amended by striking it out and inserting in lieu thereof the following, so as to increase the membership of the South Carolina Mental Health Commission from five to seven members :

“Section 3. There is hereby created the Governing Board for the State Department of Mental Health which shall be known as the South Carolina Mental Health Commission. The Commission shall consist of seven members to be appointed by the Governor, upon the advice and consent of the Senate. The members of the Commission shall serve for terms of five years and until their successors are appointed and qualify. The terms shall be so designated that the terms of no more than two members shall expire in any one year. The Governor shall have the power to remove any member of the Commission from office for cause. Any vacancy shall be filled by the Governor for the unexpired portion of the term. The Commission shall determine policies and adopt necessary rules and regulations governing the operation of the State Department of Mental Health and the employment of professional and staff personnel. The members of the Commission shall receive such subsistence, mileage and per diem as may be provided by law for members of boards, committees or commissions.”

SECTION 2. One new member to serve three years.—Of the two additional members appointed pursuant to this act, one shall be appointed to serve an initial term of three years.

SECTION 3. Act 863 of 1964 amended—eliminate obsolete reference.—Section 4 of Act No. 863 of 1964 is amended, so as to delete an obsolete reference by striking the following on lines four, five and six “, and the person to whom reference is made in Section 2, Article 12 of the Constitution of South Carolina of 1895 as ‘the Superintendent’.” The section when amended shall read as follows :

"Section 4. The Mental Health Commission shall appoint and, in its discretion, remove a State Commissioner of Mental Health, who shall be the chief executive of the State Department of Mental Health. Subject to the supervision, direction and control of the Mental Health Commission, the State Commissioner shall administer the policies, rules and regulations established by the Commission. The State Commissioner shall be a medical doctor duly licensed in South Carolina with approved training and experience in psychiatry. The State Commissioner shall have the power to appoint, and, in his discretion, remove all other officers and employees of the State Department of Mental Health, subject to the approval of the Mental Health Commission."

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R645, S558)

No. 470

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 65-3531.1, 65-3531.2, 65-3531.3, 65-3531.4, 65-3531.5, 65-3531.6, 65-3531.7, And 65-3531.8, So As To Provide For A Tax Assessment District In Greenville County, Create The Positions Of Tax Assessors And Prescribe Their Duties, Permit Entry For Inspection, Provide For Notices Of Increased Assessments, Create A Tax Appeal Board And Provide For Appeal Procedures, And To Repeal Sections 65-3531 Through 65-3534, 65-3534.1, 65-3534.2, 65-3534.3, 65-3534.4, 65-3534.5 And 65-3535 Of The 1962 Code, Relating To Tax Districts, Assessment, Assessment Personnel, The Tax Board Of Review And The Filing Of Names Of Certain Employees, All In Greenville County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-3531.1 added—create single tax district in Greenville County.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-3531.1, to create a single tax district for Greenville County, as follows :

"Section 65-3531.1. Greenville County shall be as one district for the purpose of assessing property for taxation."

SECTION 2. Section 65-3531.2 added—create positions of tax assessors.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-3531.2, to create the positions of tax assessors for Greenville County, as follows:

“Section 65-3531.2. There are hereby created the positions of Tax Assessors for Greenville County.

The Governor, upon the recommendation of the Tax Coordinator of the county, shall appoint five qualified electors of Greenville County as full-time Tax Assessors, whose terms of office shall be for four years or until their successors are appointed and qualify.”

SECTION 3. Section 65-3531.3 added—prescribe duties of assessors.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-3531.3, to provide for the duties of assessors in Greenville County, as follows:

“Section 65-3531.3. The assessors shall:

(1) Personally visit and inspect every piece of real property in the county and fairly and impartially assess the value thereof for each year in which real estate is by law required to be returned for taxation, and in all other years shall personally inspect and assess the value of all real estate and improvements thereon not previously assessed for taxation;

(2) Carefully consider the returns and lists laid before them by the county auditor and, if necessary, compare them with the tax returns and lists of the current and previous years;

(3) Diligently seek for and discover all property, both real and personal, not previously returned by the owners or agents thereof or not listed for taxation by the county auditor, and list it for taxation in the name of the owner or person to whom it is taxable;

(4) Fairly and impartially assess the value of all property, both real and personal, in the county and enter it upon the returns and lists furnished them;

(5) Establish methods and policies and make and promulgate rules and regulations for the fair and equitable assessments of all taxable property within the county;

(6) Make such changes, by way of increase or decrease, in the valuation of any taxable property as returned by any person or as fixed by the county auditor, as may, in their judgment, be necessary or proper to conform with the methods, policies, rules and regulations prescribed for proper assessment; and

(7) From time to time, whenever in their judgment it shall appear necessary, reassess any or all taxable property so as to reflect its proper valuation in the light of changed conditions."

SECTION 4. Section 65-3531.4 added—authorize entry for assessment.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-3531.4, to authorize entry for assessment purposes, as follows:

"Section 65-3531.4. For the purpose of carrying into effect the provisions of this article, the assessors when legally acting as such, together with their employees, surveyors or other assistants and guides, whether accompanying the assessors or working by their direction, shall have the right of entry on and into premises when such premises or their contents are to be inspected or appraised for the purpose of being assessed for taxation."

SECTION 5. Section 65-3531.5 added—provide for notices of increased assessment and appeals.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-3531.5 to provide for notices of increased assessment and appeal from such increases, as follows:

"Section 65-3531.5. Whenever the valuation and assessment of any property is fixed by any assessor at a sum greater by one hundred dollars or more than the amount returned by the owner or his agent, or whenever any property is valued and assessed for taxation which has not been previously returned or assessed, the county tax coordinator shall, on or before the fourth Monday in March, or as soon thereafter as may be practicable, in the year in which the valuation and assessment is made, give to the owner of such property or his agent written notice thereof. Such notice may be served upon the owner or his agent personally or by mailing it to such person or his agent at his last known place of residence, and the owner or his agent, if he objects to such valuation and assessment, may appeal to the County Board of Tax Appeals and such appeal shall be heard by the board."

SECTION 6. Section 65-3531.6 added—create board of tax appeals.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-3531.6, to create a Board of Tax Appeals for Greenville County, as follows:

"Section 65-3531.6. There is hereby created a Board of Tax Appeals for Greenville County which shall consist of five members,

one of whom shall be the Tax Coordinator, who shall serve as chairman, and four who shall be appointed by the Governor, upon the recommendation of a majority of the Legislative Delegation, including the Senators, whose initial terms shall be as follows:

One for a term of one year;

One for a term of two years;

One for a term of three-years; and

One for a term of four years. All succeeding terms shall be for four years. The term of the Tax Coordinator shall be as presently prescribed by law."

SECTION 7. Section 65-3531.7 added—provide method of appeal of assessments.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-3531.7, to provide a method of appeal from assessments, as follows:

"Section 65-3531.7. Any property owner or his agent, feeling aggrieved by any decision or action of the assessors may, within ten days after notice thereof, appeal from such decision or action to the Board of Tax Appeals by filing with the board a written notice of appeal, specifying the ground of appeal, and by delivering to the County Tax Coordinator a copy of such notice of appeal. Within ten days after receipt by the Tax Coordinator of the copy of the notice of appeal, the Tax Coordinator shall transmit to the Board of Tax Appeals a copy of the record of proceedings leading to the appealed assessment and the decision, order or action appealed from, together with a copy of the testimony taken in connection with the appeal, if any is taken."

SECTION 8. Section 65-3531.8 added—provide for hearing and decisions of board of tax appeals.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-3531.8, to provide for hearings and decisions by the Board of Tax Appeals, as follows:

"Section 65-3531.8. Upon receipt of such notice and records, the Board of Tax Appeals shall fix a time and place for the hearing of the appeal and shall give written notice thereof to the appellant and to the Tax Coordinator not less than five days in advance of the day fixed for the hearing. At such hearing, both the appellant and the Tax Assessor shall have the right to be heard and the Board of Tax Appeals may inspect the property under consideration and receive any other relevant evidence offered by either party. Upon the hearing of such appeal, the Board of Tax Appeals shall either confirm, increase

or reduce the valuation or assessment complained of, as may be required by the evidence before it and the justice of the case.”

SECTION 9. Repeal.—Sections 65-3531 through 65-3534, 65-3534.1, 65-3534.2, 65-3534.3, 65-3534.4, 65-3534.5 and 65-3535 of the 1962 Code are hereby repealed.

SECTION 10. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R646, H1505)

No. 471

An Act To Amend Section 37-236, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Licensing Of Insurance Agents, So As To Further Provide For Temporary Licensing Of Agents Under Certain Conditions.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 37-236 amended—temporary licenses for insurance agents.—Section 37-236, Code of Laws of South Carolina, 1962, as amended, is further amended by adding at the end thereof the following: “The Chief Insurance Commissioner, subject to subsection (d), if he is assured of the honesty and trustworthiness of the applicant by the company which he will represent, shall issue a non-renewable temporary life insurance agent’s license valid for ninety days without requiring the applicant to pass a written examination, as follows:

(a) To the executor or administrator of the estate of a deceased person who at the time of his death was a licensed insurance agent.

(b) To a surviving next of kin of such a deceased person, if no administrator or executor has been appointed and qualified, but any license issued under this subsection shall be revoked upon issuance of a license to an executor or administrator under subsection (a).

(c) To an applicant who has filed a written application for a license on forms furnished by the Commissioner where such applicant will actually collect the premiums on debit life and health insurance contracts during the period of such temporary license; *provided*,

that such license shall, with respect to the applicant's solicitation and sales activities during such period, authorize only the solicitation and sale of debit life and health insurance contracts; *provided, further*, that if such temporary license is not received from the Commissioner within fifteen days from the date the application was sent to the Commissioner by certified or registered mail, the company may assume that the temporary license will be issued in due course. For the purpose of this subsection a debit life and health insurance contract shall mean a contract for which the premiums are payable at monthly or more frequent intervals directly by the owner thereof, or by a person representing the owner, to a representative of the company.

(d) If more than twenty-five per cent of the temporary licensees of a company fail to receive a permanent license, not counting those who fail the written examination twice in any twelve month period it shall be prima facie evidence that such company is abusing the privilege of obtaining temporary licenses. Upon a determination of such abuse being made, following a public hearing as provided by law, no temporary license shall be issued for twenty-four months following the month of the determination of such abuse on behalf of such a company."

When so amended the section shall read as follows:

"Section 37-236. Before being issued a license to do business as an agent in this State for any insurance company, as defined in Section 37-2, each applicant shall make written application for such license upon forms to be furnished by the Chief Insurance Commissioner and all information thereon as required by the Chief Insurance Commissioner shall be subscribed to by the applicant under oath. No business may be done by such applicant except following issuance of an agent's license and no such license shall be issued until the Chief Insurance Commissioner has determined that the applicant is qualified as an insurance agent, generally, and is particularly qualified for the line of business in which the applicant proposes to engage. The Chief Insurance Commissioner shall promulgate regulations setting forth qualifying standards of agents as to all lines of business and shall, in every case, require the local agent applicant to stand a written examination, except that the Chief Insurance Commissioner may, at his discretion, waive such examination, and issue temporary licenses for a period not to exceed ninety days, upon demonstrated need; *provided*, that no agent of a common

carrier who sells only trip transportation ticket policies of accident and health insurance or baggage insurance on personal effects shall be required to stand a written examination. The Chief Insurance Commissioner, subject to subsection (d) if he is assured of the honesty and trustworthiness of the applicant by the company which he will represent, shall issue a non-renewable temporary life insurance agent's license valid for ninety days without requiring the applicant to pass a written examination, as follows:

(a) To the executor or administrator of the estate of a deceased person who at the time of his death was a licensed life insurance agent.

(b) To a surviving next of kin of such a deceased person, if no administrator or executor has been appointed and qualified, but any license issued under this subsection shall be revoked upon issuance of a license to an executor or administrator under subsection (a).

(c) To an applicant who has filed a written application for a license on forms furnished by the Commissioner where such applicant will actually collect the premiums on debit life and health insurance contracts during the period of such temporary license; *provided*, that such license shall, with respect to the applicant's solicitation and sales activities during such period, authorize only the solicitation and sale of debit life and health insurance contracts; *provided, further*, that if such temporary license is not received from the Commissioner within fifteen days from the date the application was sent to the Commissioner, by certified or registered mail, the company may assume that the temporary license will be issued in due course. For the purpose of this subsection a debit life and health insurance contract shall mean a contract for which the premiums are payable at monthly or more frequent intervals directly by the owner thereof, or by a person representing the owner, to a representative of the company.

(d) If more than twenty-five per cent of the temporary licensees of a company fail to receive a permanent license, not counting those who fail the written examination twice, in any twelve month period it shall be prima facie evidence that such company is abusing the privilege of obtaining temporary licenses. Upon a determination of such abuse being made, following a public hearing as provided by law, no temporary license shall be issued for twenty-four months

following the month of the determination of such abuse on behalf of such a company.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R649, H2028)

No. 472

An Act To Provide The Season For Hunting Squirrels In Georgetown County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Squirrel season—Georgetown County—extended.—Notwithstanding the provisions of Section 28-338.1, Code of Laws of South Carolina, 1962, as amended, the open season for the hunting of squirrels in Georgetown County shall be from November first to March first inclusive.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R650, H1531)

No. 473

An Act To Amend Section 32-1485, Code Of Laws Of South Carolina, 1962, Relating To The Exemption Of Certain Quantities Of Certain Drugs From The Uniform Narcotic Drug Act, So As To Provide Further Limitation On Such Exemption.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Possession of certain drugs limited.—Section 32-1485 of the 1962 Code is amended so as to further limit the possession of certain drugs by adding the following after paragraph (3) :

“(4) It shall be unlawful for any person not authorized under this article, to purchase, attempt to purchase or have in his possession within any forty-eight consecutive hour period a quantity of any

preparation heretofore exempted in this section in excess of the quantity specified in (1) above, unless, (a) it is obtained by prescription as provided in this chapter, or, (b) it be two or more compounds, mixtures, or preparations which are being used for legitimate medical purposes. Use for gratification of addiction shall not be considered legitimate medical purposes.

“(5) It shall be unlawful for any person to obtain or attempt to obtain any quantity of the preparations exempted heretofore in this section for the purpose of sale, barter, exchange, giving away or otherwise disposing of such preparation to any person for use for gratification of addiction or for any use other than that for which the preparation is intended. Repeated purchases within relatively short periods of time shall be considered prima facie evidence that the preparation is not being used for lawful purposes and the burden of proof shall be upon the defendant in such cases.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R651, H1700)

No. 474

An Act To Provide For The Licensing And Regulation Of Boarding Homes, Rest Homes And Convalescent Homes And To Provide Penalties For Violations.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Welfare Department licenses required for rest homes, etc.—fee established.—No boarding home, rest home or convalescent home shall be operated for the care or treatment of two or more persons who are aged or mentally or physically infirm unless a license is first obtained from the State Department of Public Welfare as provided in this act. Applications for licenses shall be in such form and under such conditions as may be prescribed by the department. The license fee shall be five dollars annually and shall be deposited to the general fund of the State.

SECTION 2. Regulation and inspection authorized.—The department may regulate, investigate and inspect all such homes at such times as it sees fit and may promulgate such rules and regulations as it deems necessary to carry out the purposes of this act.

SECTION 3. Not applicable to homes licensed by Board of Health.—This act shall not apply to any such homes or institutions which are subject to licensing by the State Board of Health or the State Mental Health Department.

SECTION 4. Penalties.—Any person violating any of the provisions of this act shall be guilty of a misdemeanor and, upon conviction, shall be fined not more than one hundred dollars for the first offense and not more than five hundred dollars for each subsequent offense. Each day such home shall operate after a first conviction shall be considered a subsequent offense.

SECTION 5. Time effective.—This act shall take effect July 1, 1967.

Approved the 29th day of June, 1967.

(R653, H1833)

No. 475

An Act To Amend Section 32-1122, Code Of Laws Of South Carolina, 1962, Relating To The Furnishing Of Birth Certificates By Local Officials, So As To Further Provide For The Furnishing Of Birth Certificates By Such Officials.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 32-1122 amended—further provide for birth certificates furnished by local officials.—Section 32-1122, Code of Laws of South Carolina, 1962, is amended so as to further provide for the furnishing of birth certificates by local officials by striking it in its entirety and inserting the following :

“Section 32-1122. Any clerk of court of general sessions and common pleas, other county officials having charge of vital statistics’ records, or any county registrar, shall, upon request, furnish certificates under his hand or the hand of his deputy, and the seal of his office, showing the facts taken from the records of births registered in his office as follows :

- (1) A certified copy of the record of any birth registered in his office ;
- (2) A birth card or certificate showing the name, sex, date and place of birth of a registrant and when determined by the State or county registrar and when determined necessary or advisable by the

State or county registrar, the name and nativity of the parents; *provided*, however, that such birth certificate shall at no time and under no circumstances, disclose the name of the father involved in any illegitimate birth."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor:

Approved the 29th day of June, 1967.

(R654, H1847)

No. 476

An Act To Amend Section 65-64 And Section 65-1663, As Amended, Code Of Laws Of South Carolina, 1962, Relating To Tax Commission Powers And Returns On Machinery, So As To Make Additional Provision For Assessment And Equalization Of Certain Property; To Amend Act No. 1051 Of 1964, Relating To Property Taxation, So As To Make Further Provision For Returns And Assessment Of Property Of Merchants And Manufacturers, Including The Time Of Filing And Methods Of Assessment; To Repeal Section 65-1722, Code Of Laws Of South Carolina, 1962, Relating To Property Tax Returns Of Textile, Canal, Cottonseed Oil And Fertilizer Companies And Certain Banks.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 65-64 amended—further provide for assessment and equalization.—Section 65-64, Code of Laws of South Carolina, 1962, is amended to further provide for assessment and equalization of certain property by striking subsection (17) and inserting:

"(17) Shall assess and equalize taxable values upon the property and franchises of street railway companies, electric railways, water, heat, light and power companies and private car lines, and shall assess and equalize all real and tangible personal property of manufacturers, except as to inventory, only manufactured articles which have been offered for sale at retail or which have been available for sale at retail shall be included in the inventory listed in such return. The Commission shall also assess to the owner thereof all real or personal property leased to or used by a manufacturer. All such companies shall make returns to the Commission on forms prescribed by the Commission.

The owner of property leased to or used by a manufacturer shall make returns thereof to the Tax Commission on forms prescribed by the Commission."

SECTION 2. Section 65-1663 amended—further provide for returns on certain manufacturing machinery and equipment.—Section 65-1663 of the 1962 Code, as amended, is further amended to further provide for returns of certain manufacturing machinery and equipment by striking the section and inserting:

"Section 65-1663. Any such manufacturer shall list at their full value all machinery, tools, implements, fixtures and equipment used or purchased for use in his business together with all real estate. Such manufacturers shall also list all manufactured articles which have been offered for sale at retail or which have been available for sale at retail."

SECTION 3. Act 1051 of 1964 amended—provide further for returns and assessment of merchants' and manufacturer's property.—Section 1 of Act No. 1051 of 1964 is amended to make further provision for returns and assessment of property of merchants and manufacturers, including time of filing and methods of assessment, by striking it and inserting:

"Section 1. Notwithstanding any other provision of law, the assessment for property taxation of merchants' inventories, equipment, furniture and fixtures, and manufacturers' real and tangible personal property, and the machinery, equipment, furniture and fixtures of all other taxpayers required to file returns with the South Carolina Tax Commission for purposes of assessment for property taxation, shall be determined by the Tax Commission from property tax returns submitted by the taxpayer to the Tax Commission on or before the fifteenth day of the fourth month after the close of the accounting period regularly employed by the taxpayer for income tax purposes in accordance with Chapter 5, Title 65, of the 1962 Code. The Tax Commission by regulation shall prescribe the form of return required by this section, the information to be contained therein, and the manner in which such returns shall be submitted. Every taxpayer required to make return to the Tax Commission of property for assessment for property taxation shall make such return to the Commission not less than once each calendar year. Whenever by a change of accounting period or otherwise more than one accounting period ends within any one calendar year, the taxpayer shall make one such

return within the prescribed time for filing following the end of each such accounting period and the Commission shall determine the assessment from the return setting forth the greatest value."

SECTION 4. Section 65-1722 repealed.—Section 65-1722 of the 1962 Code, relating to returns of textile, canal, cottonseed oil, and fertilizer companies and certain banks, is hereby repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R655, H1855)

No. 477

An Act To Increase The Annual Tax Levy Of The Town Of Allendale And To Amend Section 47-247, Code Of Laws Of South Carolina, 1962, Relating To A Four Per Cent Tax Levy In Certain Municipalities, So As To Delete The Town Of Allendale.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Tax levy—Town of Allendale.—The Town Council of the Town of Allendale may levy an annual tax of not exceeding fifteen mills upon the assessed value of all taxable property within the corporate limits of the town for general purposes.

SECTION 2. Section 47-247 amended—delete Town of Allendale.—Section 47-247, Code of Laws of South Carolina, 1962, is amended on line two by striking "Allendale". The section when amended shall read as follows :

"Section 47-247. The towns or cities of Bamberg, Isle of Palms and New Ellenton may levy, as provided in this article, an annual tax not exceeding four per cent of the assessed value of all taxable property lying within the corporate limits of said respective towns or cities."

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R657, H1907)

No. 478**An Act To Provide For Four-Year Terms For The Mayor And Aldermen Of The Town Of Allendale In Allendale County.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Terms of Mayor and Aldermen—Town of Allendale.—Notwithstanding the provisions of Section 47-311, Code of Laws of South Carolina, 1962, the governing body of the Town of Allendale shall consist of a mayor and six aldermen who shall be elected by the qualified electors of the town at large. They shall serve for terms of four years and until their successors are elected and qualify. At the next election for mayor and aldermen, after the effective date of this act, the mayor and the three aldermen receiving the highest number of votes shall serve for regular terms of four years and the three aldermen receiving the next highest number of votes shall be elected to serve for terms of two years.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R659, H2006)

No. 479**An Act To Amend Section 70-6, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Erecting Dams Across Streams In Certain Counties, So As To Exempt Municipalities And Water Conservation Districts in Fairfield County.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 70-6 amended—delete Fairfield County water and conservation district.—Section 70-6 of the 1962 Code, as amended, is further amended by adding at the end thereof "*Provided*, that the provisions of this section shall not apply to municipal corporations and water conservation districts in Fairfield County." When amended, the section shall read as follows:

"Section 70-6. The cutting or felling trees across or into any of the running streams of the counties of Abbeville, Anderson, Bamberg, Barnwell, Cherokee, Chester, Colleton, Fairfield, Greenville, Greenwood, Laurens, Newberry, Oconee, Pickens, Spartanburg, Union and

York, obstructing them by throwing any timber or other materials therein or erecting a dam across any such stream, whereby the fall in such stream is lessened and the flow of water and sand is obstructed, the land along such stream above such obstruction is damaged or the health of the community is endangered or the refusal of any person who has erected any such obstruction to remove it within forty-eight hours after notice by anyone to do so shall be a misdemeanor and any person convicted thereof shall be punished by a fine of not less than five nor more than one hundred dollars or imprisoned for not less than ten nor more than thirty days, at the discretion of the court. But nothing contained in this section shall apply to the construction of milldams or dams for the purpose of generating power for any purpose. *Provided*, that the provisions of this section shall not apply to municipal corporations and water conservation districts in Fairfield County."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R660, H2029)

No. 480

An Act To Charge The Board Of Directors Of Chester County With Certain Duties Relative To Taxation, To Provide For The Employment Of A Tax Assessor And To Create A Tax Board Of Appeals For Chester County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Property assessment devolved on Chester County Board of Directors.—In Chester County the duties relative to the valuation, assessment and return of property for taxation are hereby devolved upon the board of directors of Chester County. The board of directors of Chester County shall employ a competent tax assessor for the county at such salary as fixed by the board of directors. The policies and duties of the tax assessor shall be established jointly by the County Board of Directors and the Chester County School Board of Trustees. The expense of the assessor's office shall be prorated on the millage levied by the County Board of Directors and the Chester County School Board of Trustees.

SECTION 2. Board of Tax Appeals created.—There shall be a tax board of appeals in Chester County to consist of five competent persons who shall be appointed by the Governor upon the recommendation of the Chester County Board of Directors. Two members shall be residents of the Chester Township; one member shall be a resident of Rossville Township; one member shall be a resident of the area comprised of Lewisville and Landsford Townships; and one member shall be a resident of the area comprised of Hazelwood, Blackstock, Hallsellville and Baton Rouge Townships. Members of the tax board of appeals shall serve for terms of four years and until their successors are appointed and qualify. All powers and duties of the county board of equalization under the general laws of the State are devolved upon the tax board of appeals. The tax board of appeals shall meet during any month of the year and at such other times as it may be called into session by the assessor at such salary as may be fixed by the board of directors.

SECTION 3. Returns at true value—assessment at ten per cent.—All property owners shall return their property at true value and the auditor shall assess such property at ten per cent of true value.

SECTION 4. Penalties—act published.—A penalty of fifty per cent of the assessment shall be assessed against those persons failing to make a return and for those persons failing to return property at true value; *provided*, that each taxpayer of the county shall be furnished with a copy of this act as soon as practicable after the effective date, and as each new taxpayer is added to the tax books he shall also be furnished a copy of the act. *Provided*, further, that as soon as practicable after the effective date of this act, the board of directors shall have published the contents of this act in a newspaper of general circulation in the county.

SECTION 5. Time effective.—This act shall take effect on January 1, 1968.

Approved the 29th day of June, 1967.

(R661, H2036)

No. 481

An Act To Amend Section 15-266, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Terms Of Court In The Fourth Judicial Circuit, So As To Provide For Disposition Of Matters In The Court Of General Sessions In Marlboro County During The Term Commencing The Second Monday In October.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 15-266 amended — further provide for Marlboro Circuit Court.—Section 15-266, Code of Laws of South Carolina, 1962, as amended, is further amended by adding a new subsection to read as follows:

“(3) When matters before the court of common pleas during the circuit court term commencing the second Monday in October in Marlboro County have been disposed of, the balance of the term may be used by the court of general sessions to dispose of matters brought before it.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R662, H2037)

No. 482

An Act To Provide For The Removal Or Destruction Of Old Chattel Mortgages In Marlboro County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Removal and destruction of old chattel mortgages —Marlboro County.—The Clerk of Court of Marlboro County is authorized to remove to a suitable storage place or destroy, within his discretion, the record of chattel mortgages more than seven years old, except those which have been renewed of record by refileing and reindexing, during the past three years, as authorized by Section 60-306, and except such mortgages executed by any public service corporation or given to secure any indebtedness to the United States of America, or any agency or instrumentality thereof, incurred under the Rural Electrification Act of 1936, as amended.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R664, H2057)

No. 483

An Act To Provide For Four Year Terms For The Mayor And Aldermen Of The Town Of Ulmers In Allendale County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Terms for mayor and aldermen—Town of Ulmers.—Notwithstanding any other provisions of law, the governing body of the Town of Ulmers shall consist of a mayor and four aldermen who shall be elected by the qualified electors of the town at large. They shall serve for terms of four years and until their successors are elected and qualify. At the next election for mayor and aldermen, after the effective date of this act, the mayor and the two aldermen receiving the highest number of votes shall serve for regular terms of four years and the two aldermen receiving the next highest number of votes shall be elected to serve for terms of two years.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R665, H2086)

No. 484

An Act Making It Unlawful To Start Fires In Forestry District 18 (Dorchester County) Except Under Certain Conditions, And Providing Penalties For Violations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Fires unlawful in Forestry District 18 except under certain conditions.—It shall be unlawful for any owner or lessee of land or any employee of any such owner or lessee or other person to start, or cause to be started, any fire in any woodlands, brushlands, grasslands, ditchbanks, or hedgerows or in any debris, leaves or other

flammable material adjacent thereto in Forestry District 18 (Dorchester County), except under the following conditions:

(a) Proper notification shall be given to the State Forester, or his duly authorized representative or other persons designated by the State Forester. Such notice shall contain all information required by the State Forester or his representative.

(b) Such persons shall have cleared around such area and have immediately available sufficient equipment and personnel to adequately secure such fire and prevent its spread.

(c) Such person starting such burning shall supervise carefully any such fire started and have it under control prior to leaving the area.

SECTION 2. Employees and lessees require permission.—A lessee of any land, or any employee of any landowner or lessee of land, or other person, must receive prior authorization from the landowner to conduct such burning, in addition to complying with the other provisions of this act.

SECTION 3. Exceptions.—The provisions of this act shall not apply to fires which may be started within the corporate limits of any town or city, nor to fires started on rights of way of railroads by their duly authorized employees to remove fire hazards unless the State Forester, or his representative, after investigation shall notify such railroad that its practices are disapproved on account of the failure to exercise such safeguards against the spread of fire.

SECTION 4. No burning in emergencies.—No burning shall be carried out during any period which the Governor has declared that an emergency exists in connection with forest fires.

SECTION 5. State Forester may increase restrictions.—The State Forester may direct at any time, when deemed necessary in the interest of public safety, that fire or fires covered by this act not be started.

SECTION 6. Penalties.—Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined not less than ten dollars nor more than one hundred dollars or imprisoned for not less than ten days nor more than thirty days. For any second or subsequent offense, a fine of not less than twenty-five dollars nor more than five hundred dollars or im-

prisonment for not more than one year may be imposed, in the discretion of the court.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R666, H1547)

No. 485

An Act To Make Appropriations To Meet The Ordinary Expenses Of The State Government For The Fiscal Year Beginning July 1, 1967; To Regulate The Expenditure Of Funds Therefor; For Borrowing Money; Further Relating To The Operation Of The State Government During The Fiscal Year 1967-68; And To Enact As Permanent Laws Of The State Of South Carolina Measures Relating To (1) The Distribution Of State-Wide Acts And Advance Sheets; (2) The Transfer Of The Operation Of The Alcoholic Center To The State Agency Of Vocational Rehabilitation; (3) An Annual Inventory Of Personal Property Of The House Of Representatives; (4) Accountability For Personal Property By The Several Departments, Agencies And Institutions Of The State Government; (5) Relating To Federal Funds For Mental Health Facilities Under Certain Conditions; (6) Designating Wildlife Law Enforcement Personnel As Conservation Officers; And To Amend The 1962 Code Of Laws Of South Carolina As Follows: (7) To Require The State Auditor To Annually Examine Records Of The Clerks Of The House And Senate; To Amend Section 1-564 Relating To The Distributions Of Acts And Joint Resolutions; To Amend Sections 9-331, 9-332 And 9-333 Relating To The South Carolina Department Of Archaeology; To Amend Section 21-251 Relating To The Definition Of "School"; To Amend Section 21-252 Relating To The Length Of The School Term For Which State Aid For Teachers Shall Be Provided; To Amend Section 21-253 Relating To The Basis Of Allocating State Aid For Teachers' Salaries To School Districts; To Amend Section 21-258 By Providing A Revised Schedule For State Aid For Teachers' Salaries; To Amend Section 21-295.3 Relating To The Allocation Of State Aid For Teachers For Physically And Mentally Handicapped Pupils; To Amend Article 2, Of Chapter 10, Of Title 21,

Relating To State Aid For School Facilities; To Amend Article 6, Of Chapter 17, Of Title 21, Relating To State School Bonds; To Amend Section 28-97 Relating To Enforcement Of Commercial Fishing Laws; To Amend Section 30-54.1 Relating To Supplies And Equipment For The Speaker Of The House Of Representatives And The President Of The Senate; To Amend Section 30-57 Relating To Duties Of The Sergeants-At-Arms Of The Senate And House; To Amend Section 30-63 Relating To The Annual Budget Request Of The House Of Representatives And Senate; To Amend Section 30-64 Relating To Compensation Of Certain Legislative Committee Employees; To Amend Section 56-1311 Relating To Powers And Privileges Of Assistant Pharmacists; To Amend Section 65-689 So As To Exempt Certain Conveyances From Documentary Tax; To Amend Section 65-1255 Relating To The Distribution Of Alcoholic Liquors Tax Revenue To The Counties And Municipalities; To Repeal Section 4-73.2, Relating To Discounts By Wholesale Liquor Dealers And Distributors; And To Amend Act No. 1100, Of The Acts Of 1964, So As To Increase Indebtedness Authorized For Whitten Village.

Be it enacted by the General Assembly of the State of South Carolina:

Part I

Maintenance and Operation of State Government

SECTION 1

For the fiscal year 1967-68, except as hereinafter specifically provided, all general state revenues derived from taxation, licenses, fees, or from any other source whatsoever, and all institutional and departmental revenues of collections, including income from taxes, licenses, fees, the sale of commodities and services, and income derived from any other departmental or institutional source or activity, shall be remitted to the State Treasurer as collected, when practicable, but at least on or before the last day of each month, for credit to the General Fund of the State. Each institution, department, or agency, in remitting such income to the State Treasurer, shall attach with each such remittance a report or statement, showing in detail the sources from which such income was derived, and shall, at the same time, forward a copy of such report or statement to the Comptroller General and the State Budget and Control Board. *Provided, however,* That refunds of such collections by state institu-

tions, when properly approved by the authorities of same, may be made before remittance to the State Treasurer, so that, to such extent, the remittances, and the accompanying report or statement, shall be on the basis of net income. *Provided, further,* That revenues derived from the General Retail Sales Tax, and the State's portion of revenue derived from the Alcoholic Liquors Tax, shall be credited to a Special School Fund, and no payments shall be made from this fund except to cover appropriations herein made for the support of the public school system of the State, but any amount of such appropriations in excess of revenues credited to the Special School Fund shall be paid from the General Fund of the State.

SECTION 2

Subject to the terms and conditions of this Act, the sums of money herein, if so much be necessary, be, and the same are, hereby appropriated out of the State Treasury, to meet the ordinary operating expenses of the State Government applicable to the fiscal year 1967-68, and for such other purposes as may be hereinafter specifically designated..

SECTION 3

Legislative Department

Item 1. The Senate:

A. Personal Service:

A-1. *Salaries:*

President	\$ 1,575.00
President Pro Tempore	1,200.00
Senators (50 @ \$4,000.00) ..	200,000.00
Clerk (In full for year)	15,750.00
Sergeant-at-Arms	10,200.00
Assistant Sergeant-at-Arms ...	5,100.00
Assistant Clerk	6,200.00
Secretary to President	5,200.00
Chaplain	2,275.00
General Desk Clerk	6,200.00
General Desk Clerk	5,200.00
Bill Clerk	3,900.00
Bill Clerk	3,900.00
Bill Clerk	3,900.00
Journal Clerk	4,715.00
Journal Clerk	3,900.00

Reading Clerk	5,851.00
General Committee Clerk	2,760.00
General Committee Clerk	2,760.00
General Committee Clerk	2,760.00
Amendment Clerks (6)	6,000.00
Asst. Amendment Clerks (4) .	3,160.00
Committee Sergeant	3,900.00
Steno-Clerk, Judiciary Com- mittee	4,715.00
Steno-Clerk, Education Com- mittee	4,715.00
Stenographer, Finance Com- mittee	5,000.00
Stenographer, Finance Com- mittee	5,000.00
Stenographer, Finance Com- mittee	4,715.00
General Committee Stenog- rapher	4,715.00
General Committee Stenog- rapher	4,715.00
General Committee Stenog- rapher	4,715.00
Keeper—President's Office ...	1,290.00
Clerk—Finance Committee Room	3,000.00
Keeper—Judiciary Committee Room	1,290.00
Doorkeeper	2,600.00
Doorkeeper	2,600.00
Doorkeeper	2,600.00
Page	2,275.00
Page	2,275.00
Page	2,275.00
Attendants (12)	9,000.00
Laborer (In full for year)	3,100.00
Laborer (In full for year)	2,800.00
Laborer (6 months)	1,500.00

B. Contractual Services:

B-2. Mileage (9¢ per mile)	12,600.00
Subsistence	38,250.00
Official Expense Allowance—	
President	1,300.00

C. Supplies:

C-4. Postage (50 @ \$15.00)	750.00
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E. Contingencies:

Approved accounts	100,000.00
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Total (Item 1) The Senate \$ 534,201.00

Item 2. House of Representatives:

A. Personal Service:

A-1. *Salaries:*

The Speaker	\$ 1,575.00
Speaker Pro Tempore	1,200.00
Representatives	496,000.00
Clerk (In full for year)	15,750.00
Assistant Clerk	6,200.00
Journal Clerk	4,715.00
Bill Clerk	4,715.00
Bill Clerk	4,715.00
Assistant Bill Clerk	3,195.00
Reading Clerk	5,851.00
Bill Clerk and General Clerk . .	4,715.00
Administrative Assistant, Ways and Means Committee . . .	6,200.00
Administrative Assistant, Judi- ciary Committee	6,200.00
General Clerk	4,715.00
Assistant General Clerk	4,520.00
General Desk Clerk	5,200.00
General Desk Clerk	5,200.00
General Clerk and/or Stenog- rapher	4,715.00
Bill Clerk and General Clerk . .	4,520.00
General Committee Secretaries (4 @ \$4,715.00)	18,860.00
Sergeant-at-Arms	10,200.00
Assistant Sergeant-at-Arms . .	5,100.00

Administrative Assistant to the Speaker	5,200.00
Chief Title and Amendment Clerk	4,890.00
Amendment Clerks (8 @ \$1,130.00)	9,040.00
Steno—Act Clerk	4,715.00
Chaplain	2,275.00
Committee Sergeants (3 @ \$1,130.00)	3,390.00
Chief Page	2,923.00
Asst. Chief Page	2,601.00
Pages (31 @ \$1,130.00)	35,030.00
Doorkeepers (6 @ \$1,130.00)	6,780.00
Laborers (2 @ \$3,048.00) (In full for year)	6,096.00
B. Contractual Services:	
B-2. Mileage (9¢ per mile)	48,515.00
Subsistence	93,000.00
Official Expense Allowance—	
Speaker	1,300.00
C. Supplies:	
C-4. Postage (124 @ \$15.00)...	1,860.00
E. Contingencies:	
Approved Accounts	100,000.00
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Total (Item 2) House of Representatives	\$ 951,676.00
Item 3. Special Services for both Houses:	
A. Personal Service:	
A-1. Salaries:	
Clerk on Enrollment of Acts .. \$	4,551.00
Assistant Clerks on Enrollment of Acts (4 @ \$1,130.00) ..	4,520.00
Postmaster	3,902.00
Assistant Postmaster	3,902.00
Telephone Page	2,260.00
Telephone Pages (2 @ \$1,130.00)	2,260.00
Maid	1,520.00

E. Contingencies:

Approved Accounts	7,500.00
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Total (Item 3) Special Services for both Houses	
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	\$ 30,415.00
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Item 4. Codification of Laws and
Legislative Council:

A. Personal Service:

A-1. *Salaries:*

Code Commissioner and Director of Legislative Council (In full for year)	\$ 18,375.00
Asst. Code Commissioner and Asst. Director of Legislative Council (In full for year)	15,000.00
Research Analyst (In full for year)	12,000.00
Attorney (In full for year) ...	14,000.00
Attorney (In full for year) ...	14,000.00
Secretary	8,437.00
Lawyer	7,200.00
Lawyer	6,000.00
Lawyer	6,000.00
Stenographer	4,800.00
Stenographer	4,800.00
Stenographer	4,800.00
Stenographer	4,800.00
Stenographer	4,800.00
Stenographer	4,800.00
Stenographer	4,800.00
Proofreader	4,800.00
Proofreader	4,800.00
Xerox Operator	3,300.00
Clerk	4,800.00
Clerical Help	2,000.00
Page	950.00
Page	950.00
Page	950.00

A-2. Wages:		
Porter	2,000.00	
A-3. Special Payments:		
Per Diem and Travel of Com-		
mittee on Statutory Laws ..	1,200.00	
B. Contractual Services:		
B-7. For Printing Code Supple-		
ment	18,000.00	
D. Fixed Charges and Contributions:		
D-1. Rent—Xerox Machine	7,500.00	
E. Contingencies:		
Approved Accounts	20,000.00	
		<hr/>
Total (Item 4) Codification of Laws		
and Legislative Council ...		\$ 205,862.00
Item 5. Clerk's Office (Clerk of the		
Senate):		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Secretary	\$ 3,637.00	
Bookkeeper	2,891.00	
A-2. Wages:		
Porter	656.00	
B. Contractual Services:		
B-3. Telephone and Telegraph ..	100.00	
C. Supplies:		
C-4. Office Supplies	150.00	
D. Fixed Charges and Contributions:		
D-1. Post Office Box Rent	24.00	
		<hr/>
Total (Item 5) Clerk's Office (Clerk		
of the Senate)		\$ 7,458.00
Item 6. Clerk's Office (Clerk of the		
House):		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Secretary	\$ 3,637.00	
Secretary	2,923.00	
Secretary	2,388.00	

A-2. Wages:

Messenger-Porter (In full for
year) 3,800.00

B. Contractual Services:

B-3. Telephone and Telegraph .. 100.00

C. Supplies:

C-4. Office Supplies 125.00

D. Fixed Charges and Contributions:

D-1. Post Office Box Rent 9.00

Total (Item 6) Clerk's Office (Clerk
of the House) \$ 12,982.00

TOTAL (Legislative Department) .. \$ 1,742,594.00

Provided, That it is the intent of this Section that no legislative position shall receive less than the same rate of pay, including the same rate of additional compensation, as was received in the 1967 session plus the five per cent increase as provided in this Act.

Provided, Further, That the salaries under Items 1, 2, 3 and 4 of this section unless otherwise designated, shall be for a period of six months, to be paid at that rate only while the General Assembly is in session. *Provided, Further*, That salaries under Items 5 and 6 of this section shall apply to a period of six months between sessions of the General Assembly, and each clerk and attache provided therein shall be paid at the same rate from approved accounts of the respective Houses for any period in excess thereof. *Provided, Further*, That no salaries under Items 5 and 6 shall be paid during any period when the General Assembly is in regular or special session.

Provided, Further, That necessary temporary clerical help for the Chairman of the Senate Finance, House Ways and Means Committees, the President of the Senate, and the Speaker of the House, may be paid from Approved Accounts of the respective Houses upon recommendation of the Chairmen, or the Speaker or the President of the Senate, respectively.

Provided, Further, That the clerks of the two Houses and the Legislative Council are authorized to issue their warrants on Approved Accounts for necessary extra clerical or other services. The employment of such extra clerical personnel and the expenditure for other services shall be reported to the House Ways and Means Committee and the Senate Finance Committee.

Provided, Further, That the Chairman of the Finance, Judiciary, Medical Affairs and Education Committees may each employ (not more than) one additional clerk for his office between sessions at a salary of \$223.00 bi-weekly, the same to be paid from approved accounts of the Senate. *Provided, However,* The Chairman of the Judiciary Committee may hire an additional stenographer to assist in interim committee work.

Provided, Further, That the Legislative Council is authorized to employ additional stenographic or other help between sessions as the Council may deem necessary at such salary or salaries as the Council may set, to be paid from approved accounts.

Provided, Further, That appropriations for salaries under this section shall be paid at such intervals and in such amounts as may be determined by the presiding officer and/or Clerk of the respective branches of the General Assembly. *Provided, Further,* That the clerks of the respective legislative departments may pay laborers and porters for necessary work before the convening and after the adjournment of the General Assembly.

Provided, Further, That no position shall receive more than the compensation provided for such position in this section.

Provided, Further, That the Comptroller General is authorized to honor warrants for operation of the offices of the Clerks of the House and Senate between sessions of the General Assembly on the approval of the clerk of each House.

Provided, Further, That all supplies and equipment for use of the General Assembly shall be purchased only upon authority of either the Clerk of the Senate, Clerk of the House or the Legislative Council for the respective branches of the General Assembly, and that a copy of such written authority shall be attached to all warrants in payment thereof before such warrants are honored by the Comptroller General.

Provided, Further, That the duties of the Sergeant-at-Arms and/or Assistant Sergeant-at-Arms shall be those provided by the Code, the Rules of the respective Houses, those designated by the presiding officers of the various Houses, and in addition the Sergeant-at-Arms and/or Assistant Sergeant-at-Arms of the respective Houses shall meet and escort visitors in and about their respective bodies and shall, during the hours of duty, be dressed in a distinctive manner so as to be easily identified as Sergeant-at-Arms.

Provided, Further, That members of Legislative Committees shall be paid the regular per diem and expenses from Approved Accounts of the House which the respective committee members represent.

Provided, Further, That the Lieutenant Governor shall receive mileage as paid to members of the General Assembly during the sessions of the General Assembly.

Provided, Further, That the Clerk of the House is directed to install immediately two full time WATS telephone lines for use of the membership of the House. These lines shall be in service ten days prior to the convening of each session of the General Assembly and shall remain in service until ten days thereafter. The cost involved shall be paid from the approved accounts of the House.

Provided, Further, That there is hereby created a committee of six, three from the membership of the Ways and Means Committee of the House to be appointed by the Speaker and three from the membership of the Finance Committee of the Senate to be appointed by the President of the Senate, to study the classification, compensation, duties, responsibility and all other aspects concerning the employees and the operation of the General Assembly and Legislative Council. The Committee is hereby authorized to employ additional help, if necessary to accomplish its purposes. The expenses of the committee shall be paid out of the Approved Accounts of the Special Services for both Houses. The Committee shall make its report to the General Assembly in time to be considered by the Ways and Means Committee before the introduction of the General Appropriation Bill for 1968-69.

SECTION 4

Judicial Department

Item 1. Supreme Court:

A. Personal Service:

A-1. Salaries:

Chief and Associate Justices ..\$	123,000.00
Clerk	9,000.00
Reporter	4,282.00
Librarian	5,710.00
Secretary	5,500.00
Stenographers (3)	14,000.00
Stenographers—Chief and Associate Justices	24,965.00
Legal Assistant to Chief Justice	8,922.00

Law Clerks (4)	26,000.00	
Attendant	3,274.00	
Retired Justices (1)	16,333.00	
Widows of Justices (3)	16,554.00	
Chaplain	180.00	
A-2. Wages:		
Messenger	262.00	
A-3. Special Payments:		
Extra Steno Services	200.00	
B. Contractual Services:		
B-2. Travel	6,000.00	
B-3. Telegraph and Telephone ..	2,500.00	
B-4. Repairs	1,000.00	
C. Supplies:		
C-4. Office Supplies	6,000.00	
D. Fixed Charges and Contributions:		
D-1. Rents	39.00	
Office Expenses—Chief and As-		
sociate Justices	3,000.00	
D-2. Insurance	11.00	
G. Equipment:		
G-1. Office Equipment	10,000.00	
G-7. Educational Equipment:		
Library:		
Books	9,000.00	
South Carolina Reports	3,862.00	
Total (Item 1) Supreme Court ...		\$ 299,594.00
Item 2. Circuit Courts:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Circuit Judges (16)	\$ 392,000.00	
Retired Judges (2)	32,666.00	
Widows of Judges (5)	27,220.00	
Circuit Stenographers (16) ..	155,264.00	
A-3. Special Payments:		
Special Circuit Judges	1,000.00	

B. Contractual Services:	
B-2. Travel	40,000.00
Official Expense (Circuit	
Stenographers 16)	4,800.00
G. Equipment:	
Equipment for Circuit Stenog-	
raphers	10,000.00
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Total (Item 2) Circuit Courts	\$ 662,950.00
Item 3. Board of Law Examiners:	
A. Personal Service:	
A-3. Special Payments (3 Mem-	
bers)	\$ 3,000.00
B. Contractual Services:	
B-2. Travel	600.00
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Total (Item 3) Board of Law Ex-	
aminers	\$ 3,600.00
Item 4. Board of Commissioners on	
Grievances and Discipline.	\$ 10,000.00
For Salary and Wage Adjustments	12,549.00
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TOTAL (Judicial Department)	\$ 988,693.00

Provided, That the salaries provided herein for Circuit Stenographers shall be in full for all services to the Circuit Courts, except where specific appropriations are made by any of the counties in the respective circuits to supplement these salaries, and except for income derived by the said Circuit Stenographers from transcripts.

SECTION 5

Governor's Office

Item 1. Executive Control of State:

A. Personal Service:

A-1. Salaries:

Governor	\$ 25,000.00
Executive Assistant	16,500.00
Administrative Assistant	15,000.00
News Secretary	15,000.00
Legal Assistant	15,000.00

Agricultural Assistant	15,000.00	
Federal Relations Coordinator ..	15,000.00	
Stenographers	43,500.00	
A-2. Wages—Messenger-Porter ..	3,000.00	
A-3. Special Payments—Extra Clerical	6,000.00	
B. Contractual Services:		
B-2. Travel and Promotional Expense	16,000.00	
B-3. Telegraph and Telephone ..	16,000.00	
B-4. Repairs	500.00	
C. Supplies:		
C-4. Office Supplies	10,000.00	
D. Fixed Charges and Contributions:		
D-1. Rents	30.00	
D-3. Association Dues	200.00	
G. Equipment:		
G-1. Office Equipment	2,000.00	
Total (Item 1) Executive Control of State		\$ 213,730.00
Item 2. Mansion and Grounds:		
A. Personal Service:		
A-2. Wages	\$ 15,000.00	
B. Contractual Services:		
B-6. Water, Heat, light and Power	3,500.00	
C. Supplies	22,500.00	
C-9. Agricultural Supplies	500.00	
D. Fixed Charges and Contributions:		
D-2. Insurance	300.00	
G. Equipment:		
G-3. Household Equipment	3,000.00	
G-5. Agricultural Equipment ...	500.00	
Total (Item 2) Mansion and Grounds		\$ 45,300.00

Item 3. Law Enforcement:

A. Personal Service:

A-1. *Salaries*:

Governor's Officers\$ 417,464.00

A-3. Special Payments 5,000.00

Operating Expense 208,368.00

Intra-State Teletype Network.. 61,356.00

Total (Item 3) Law Enforcement.. \$ 692,188.00

Item 4. Identification Bureau:

Maintenance of Bureau \$ 10,000.00

For Salary and Wage Adjustments.. 23,870.00

TOTAL (Governor's Office) \$ 985,088.00

Provided, That one of the Governor's Officers shall be assigned exclusively to the duty of investigating and determining the origin of forest fires.

SECTION 6

Lieutenant Governor's Office

For Administration:

A. Personal Service:

A-1. *Salaries*:

Lieutenant Governor\$ 7,500.00

Secretary (For Six Months).. 4,000.00

B. Contractual Services:

B-2. Travel 2,400.00

C. Supplies :

C-8. Motor Vehicle Supplies ... 900.00

D. Fixed Charges and Contributions:

D-2. Insurance 250.00

D-3. Association Dues 100.00

For Salary and Wage Adjustments 150.00

TOTAL (Lieutenant Governor's Office) \$ 15,300.00

SECTION 7...

Secretary of State

Item 1. Keeping State Records:

A. Personal Service:

A-1. *Salaries:*

Secretary of State	\$ 20,000.00
Deputy Secretary of State	14,000.00
Corporation Clerk	6,625.00
Secretary	4,860.00
Receptionist-Stenographer	4,500.00
Clerk-Stenographer	4,860.00
Clerk-Stenographer	4,282.00

Uniform Commercial Code:

Supervisor-Auditor (8 months) ..	3,333.00
Junior Accountant (8 months) ..	2,666.00
Filing and Research Clerk (6 months)	2,000.00

A-2. Wages:

Porter	652.00
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A-3. Special Payments:

Clerical Help	400.00
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B. Contractual Services:

B-2. Travel	1,750.00
B-3. Telegraph and Telephone ..	550.00
B-4. Repairs	150.00
B-7. Election Expense	24,000.00

C. Supplies:

C-4. Office Supplies	5,000.00
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D. Fixed Charges and Contributions:

D-1. State Office Building Rental	7,237.00
D-2. Insurance	325.00
D-3. Association Dues	100.00

G. Equipment:

G-1. Office Equipment	16,000.00
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Total (Item 1) Keeping State
Records

\$ 123,290.00

Item 2. Administration of Securities

Act:

A. Personal Service:

A-1. *Salaries:*

Deputy Securities Commissioner	\$ 10,469.00
Accountant-Investigator	7,851.00
Secretary	4,759.00
Secretary	3,925.00

A-3. Special Payments:

Clerical Stenographic Help ...	400.00
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B. Contractual Services:

B-2. Travel	750.00
B-3. Telegraph and Telephone ..	600.00
B-4. Repairs	100.00

C. Supplies:

C-4. Office Supplies	1,500.00
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D. Fixed Charges and Contributions:

D-1. Rent	2,643.00
D-3. Association Dues	100.00

G. Equipment:

G-1. Office Equipment	300.00
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Total (Item 2) Administration of
Securities Act

\$ 33,397.00

For Salary and Wage Adjust-
ments

\$ 2,978.00

TOTAL (Secretary of State)

\$ 159,665.00

SECTION 8

Comptroller General's Office

Item 1. Executive Control of

Accounts:

A. Personal Service:

A-1. *Salaries:*

Comptroller General	\$ 20,000.00
Deputy Comptroller	14,000.00
Accountants	28,500.00

Auditors	25,500.00	
Bookkeepers	65,000.00	
Clerks	45,926.00	
A-2. Wages	1,327.00	
A-3. Special Payments:		
Clerical Help	4,500.00	
B. Contractual Services:		
B-2. Travel	1,500.00	
B-3. Telegraph and Telephone ..	1,800.00	
B-4. Repairs	2,600.00	
C. Supplies:		
C-4. Offices Supplies	10,500.00	
D. Fixed Charges and Contributions:		
D-1. Rents	168.00	
State Office Building Rental ..	5,545.00	
D-2. Insurance	500.00	
D-3. Contributions	50.00	
G. Equipment:		
G-1. Office Equipment	3,000.00	
<hr/>		
Total (Item 1) Executive Control of Accounts		\$ 230,416.00
Item 2. Counties:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
County Auditors	\$ 210,542.00	
County Treasurers	210,542.00	
B. Contractual Services:		
B-5. Printing and Advertising ..	75,000.00	
Settlements with Counties	6,000.00	
<hr/>		
Total (Item 2) Counties		\$ 502,084.00
Item 3. Elections:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Supervisors of Registration ...	\$ 96,600.00	
B. Contractual Services:		
B-7. Election Expenses	35,000.00	
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Total (Item 3) Elections		\$ 131,600.00

Item 4. Confederate Pensions:**A. Personal Service:****A-3. Special Payments:**

Per Diem of Board	\$ 100.00
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D. Fixed Charges and Contributions:**D-3. Contributions:**

Confederate Pensions	16,000.00
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Total (Item 4) Confederate Pensions	\$ 16,100.00
For Salary and Wage Adjustments	28,260.00

TOTAL (Comptroller General's Office)	\$ 908,460.00
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Provided, That widows of Confederate veterans, who have attained the age of ninety (90) years, shall receive as pension the sum of Six Hundred (\$600.00) Dollars per year each, and that all others entitled to pensions under statute shall receive Two Hundred (\$200.00) Dollars each per year. *Provided, Further*, That not more than one pension shall be allowed or paid after the death of a pensioner, the said amount after death being for the purpose of defraying the funeral expenses of the said pensioner, but such funeral expenses shall not exceed the sum of Three Hundred (\$300.00) Dollars. *Provided, Further*, That for the year 1967-68 pensions shall be paid directly from the office of the Comptroller General, in a single payment, and as early after the beginning of the fiscal year as may be practical.

Provided, Further, The Comptroller General is hereby authorized to deputize any clerk or clerks in his employ to sign, in his stead, warrants drawn against the treasurer, or to employ the use of a mechanical signer, and the State Treasurer is hereby authorized to accept such signatures when notified by the Comptroller General; *Provided*, That this provision shall in no way relieve the Comptroller General of responsibility.

Provided, That for the fiscal year 1967-68 the state shall pay on the salaries of County Auditors and Treasurers \$4,806.00 each.

Provided, Further, That for the fiscal year 1967-68 Commissioners of State and County General Elections shall receive as expenses the sum of \$200.00 per year, payable quarterly, and Managers and Clerks of such elections shall receive a per diem of \$10.00 per day; but Managers shall not be paid for more than one day for any election, and Clerks for not more than 3 days for any election.

Provided, Further, That the amount appropriated in this section for Supervisors of Registration shall be disbursed quarterly for three supervisors per county at the rate of \$700.00 per year.

Provided, Further, That Notices of Election published in any newspaper by authority of the Board of Election Commissioners, as required by law, shall be paid for at the rate of one dollar (\$1.00) per inch for the first insertion and fifty cents (\$0.50) per inch for the second insertion based on eight point solid type, and provided further that such advertising shall not exceed two insertions.

Provided, Further, That any balance in the 1966-67 appropriation for Election Expenses on June 30, 1967, may be carried forward and expended during the fiscal year 1967-68.

SECTION 9

Attorney General

Item 1. For Administration:

A. Personal Service:

A-1. Salaries:

Attorney General	\$ 20,000.00
Assistant Attorneys General ...	206,300.00
Circuit Solicitors (16)	205,911.00
Receptionist	3,750.00
Secretaries	46,300.00
File Clerk	3,750.00
Extra Stenographic Help	6,000.00
Law Clerks—P. T. (2)	2,400.00
General Counsel—Public Service Commission	7,665.00

A-2. Wages:

Porter	196.00
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B. Contractual Services:

B-2. Travel	2,750.00
Expense Allowance (Solicitors)	4,800.00
B-3. Telegraph and Telephone ..	5,000.00
B-4. Repairs	500.00

C. Supplies:

C-4. Office Supplies	3,500.00
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D. Fixed Charges and Contributions:

D-1. Post Office Box Rent	24.00
State Office Building Rental ..	14,985.00

D-2. Insurance (Official Bonds)	125.00	
D-3. Contributions	150.00	
G. Equipment:		
G-1. Office Equipment	2,500.00	
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Total (Item 1) For Administration		\$ 536,606.00
Item 2. For State Litigation:		
A. Personal Service:		
A-3. Special Payments	\$ 5,000.00	
B. Contractual Services:		
B-2. Travel	27,500.00	
B-5. Printing and Advertising ..	3,500.00	
C. Supplies:		
C-4. Office Supplies	10,000.00	
D. Other Fixed Charges:		
D-1. Expenses for Habeas Corpus Matters	20,000.00	
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Total (Item 2) For State Litigation		\$ 66,000.00
For Salary and Wage Adjustments.		22,207.00
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TOTAL (Attorney General)		\$ 624,813.00

Provided, That the Attorney General is hereby authorized to contract for the collection of debts, claims or obligations due to the State, or any of its departments or institutions.

Provided, Further, That unless otherwise provided herein, no department or agency of the State government shall employ attorneys except upon the advice and with the consent of the Attorney General in writing. Any fees to be paid such attorneys shall be approved by the Attorney General. This shall not apply to employment of attorneys in special cases in inferior courts where the fee to be paid does not exceed Twenty-five (\$25.00) Dollars.

Provided, Further, That the Attorney General shall assign one of his assistants as counsel for the South Carolina Tax Commission, one to perform all necessary legal duties of the South Carolina Industrial Commission, one to perform necessary legal work for the Insurance Department, and one as general counsel of the South Carolina Public Service Commission, but the personnel so designated shall also perform any other duties that may be assigned by the Attorney General.

Provided, Further, That the assessment against Public Utilities for the support of the Public Service Commission shall include a sufficient amount to cover the compensation and expenses of attorneys assigned by the Attorney General to the Public Service Commission.

Provided, Further, That necessary stenographic and other expenses of the attorneys assigned to other departments shall be borne by the Department to which the said attorneys are assigned.

Provided, Further, that no solicitor shall receive less than one hundred dollars per month for travel expenses.

SECTION 10

State Treasurer's Office

Item 1. Receiving and Disbursing

Funds:

A. Personal Service:

A-1. Salaries:

Treasurer	\$ 20,000.00
Assistant Treasurer	14,000.00
Deputy	7,460.00
Chief—Bond Section	7,852.00
Auditors	23,103.00
Machine Operators	10,338.00
Machine Supervisor	6,543.00
Accountants	22,238.00
Bookkeepers (4)	26,172.00
Receptionist-Secretary	6,050.00

A-2. Wages:

Porter	900.00
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A-3. Special Payments:

Extra Clerical Help	1,800.00
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B. Contractual Services:

B-2. Travel	3,000.00
B-3. Telegraph and Telephone ..	1,600.00
B-4. Repairs	2,200.00
B-5. Printing and Advertising ..	1,100.00

C. Supplies:

C-4. Office Supplies	4,000.00
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D. Fixed Charges and Contributions:

D-1. Rents	6,950.00
State Office Building Rental ..	7,079.00

D-2. Insurance	4,500.00	
D-3. Contributions (Association Dues)	100.00	
G. Equipment:		
G-1. Office Equipment	4,000.00	
For Salary and Wage Adjustments	5,351.00	
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Total (Item 1) Receiving and Dis- bursing Funds		\$ 186,336.00
Item 2. Payment of Bonded Debt:		
D. Fixed Charges and Contributions:		
D-4. Payment of Bonded Debt:		
Interest on Agricultural College Stock	\$ 11,508.00	
Interest on Clemson Perpetual Stock	3,512.00	
State Ports Bonds	1,680,475.00	
Stadium Notes	77,300.00	
Institutional and Armory Bonds (1958)	221,000.00	
Archives Building Note	22,250.00	
Medical College and Board of Corrections—Notes	134,550.00	
S. C. School for Boys—Notes	14,108.00	
Board of Corrections—Notes ..	138,375.00	
Armories Construction—Notes (1964)	29,225.00	
Clemson University and John G. Richards Industrial School—Notes (1964) ...	28,440.00	
School for the Deaf and the Blind—Notes (1964)	96,685.00	
Pineland Training School— Notes (1965)	63,400.00	
S. C. Medical College—Note (1965)	20,400.00	
Habilitation Center for Re- tarded Children—Notes ..	120,205.00	
Educational Television—Notes ..	103,625.00	

Riverside School for Girls—

Notes	76,125.00
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Total Item 2 (Payment of Bonded	
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Debt)	\$ 2,841,183.00
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TOTAL (State Treasurer's Office) ..	\$ 3,027,519.00
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Provided, That seven and one-half (7½%) per cent of the state income taxes collected between July 1, 1967 and June 30, 1968, shall be allocated to the Counties of the State. Within thirty (30) days after the close of each quarter, the State Treasurer shall remit to each county of the State its percentage of the net income of such income taxes collected, according to his records, during the quarter just preceding. If, because of refunds by the Tax Commission, or for any other reason, it should develop that an overpayment shall have been made to any or all of the counties, the State Treasurer is authorized and directed to withhold from subsequent payments a sufficient amount to adjust same to the terms of this provision. The amount herein allocated to the counties shall be distributed in accordance with the provisions of Section 5, Part II, Act No. 207, Acts of 1961.

SECTION 11

Adjutant General's Office

Item 1. Administration:

A. Personal Service:

A-1. *Salaries:*

Adjutant General	\$ 20,000.00
Assistant Adjutant General ...	8,328.00
Secretary	6,245.00
Personnel Officer	7,234.00
Operations Officer	7,234.00
Stenographers	7,614.00
Steno-Clerks	10,947.00
Clerks	19,038.00
Armorer	3,926.00
A-2. Wages	14,148.00
A-3. Special Payments	2,000.00

B. Contractual Services:

B-2. Travel	4,400.00
B-3. Telegraph and Telephone ..	5,200.00
B-4. Repairs	30,000.00
B-6. Water, Heat, Light and Power	6,000.00
B-7. Other Contractual Services.	1,000.00

C. Supplies:

C-2. Fuel Supplies	5,000.00
C-4. Office Supplies	2,500.00
C-8. Motor Vehicle Supplies ...	1,000.00
C-12. Other Supplies	3,500.00

D. Fixed Charges and Contributions:

D-1. State Office Building Rental	11,691.00
D-2. Insurance	24,150.00
D-3. Contributions (Assn. Dues)	1,225.00
D-4. Other Fixed Charges (Co. Maintenance Fund)	65,000.00
Officers Candidate School (Pal. Mil. Acad.)	12,000.00

G. Equipment:

G-1. Office Equipment	1,000.00
G-8. Other Equipment	1,000.00
For Salary and Wage Adjustments	4,236.00

TOTAL (Adjutant General) \$ 285,616.00

Provided, That the Adjutant General is authorized to compensate the Director of the S. C. Retirement System for administering social security coverage for the technician employees of the S. C. National Guard.

Provided, Further, That in the event a National Guard unit is established in Berkeley County the construction of an armory shall be provided for in said county as soon as approval of such an armory can be obtained and funds provided therefor.

SECTION 12

University of South Carolina

For Maintenance	\$ 8,436,050.00
Operation of Law Enforcement	
Training School	20,000.00
Regional Campuses and Asso-	
ciate Degree	793,800.00
Bureau of Governmental Re-	
search and service	30,000.00
Bureau of Business and Eco-	
nomic Research	48,000.00
Nursing Associate and Hospital	
Programs	226,020.00
Expanding Graduate Program	607,500.00
Archaeological Research	58,085.00
For Salary and Wage Adjust-	
ments	483,358.00

TOTAL (University of South Carolina)	\$10,702,813.00
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Provided, That in the operation of regional campuses, fees charged students shall be the same for all students, whether living within or without the counties in which regional campuses are located.

Provided, Further, That of the amount appropriated in this section for operation of regional campuses, the sum of \$75.00 per full time student shall be remitted to each Regional Commission on Higher Education to apply toward maintenance and operation expenses.

SECTION 13

The Citadel

For Maintenance	\$ 2,474,394.00
For Salary and Wage Adjust-	
ments	130,341.00

TOTAL (The Citadel)	\$ 2,604,735.00
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SECTION 14

Clemson University (Educational and General)

For Maintenance	\$ 6,471,100.00
Engineering Research	100,000.00
Teaching and Research in	
Water and Sewerage	20,000.00
Textile Research	35,000.00
Research in Physical Sciences	
and Mathematics	35,000.00
Sumter Branch (Junior College	
Program)	112,560.00
Expanding Graduate Program.	250,500.00
For Salary and Wage Adjust-	
ments	296,374.00

TOTAL (Clemson University) (Educational and General) ... \$ 7,320,534.00

Provided, That of the amount appropriated in this section for the "Sumter Branch (Junior College Program)" the sum of seventy-five dollars per full-time student shall be remitted to the Sumter Regional Commission on Higher Education to apply toward maintenance and operating expenses.

SECTION 15

Winthrop College

For Maintenance	\$ 3,000,000.00
For Salary and Wage Adjust-	
ments	125,809.00

TOTAL (Winthrop College) \$ 3,125,809.00

SECTION 16

State Medical College

Medical College Maintenance	\$ 4,292,985.00
Psychiatric Residency Training	20,000.00
For Cancer Clinics	175,896.00
Cardiac Clinic	25,000.00
Medical College Hospital	3,283,664.00
Dental School Division	221,990.00
School of Nursing	437,061.00

School of Allied Health	
Sciences	100,000.00
For Salary and Wage Adjust-	
ments	341,250.00

TOTAL (State Medical College) ... \$ 8,897,846.00

Provided, That out of the amount appropriated in this section the sum of \$8,000.00, or so much thereof as may be necessary, shall be used to cover the costs of scholarships provided in Section 22-359 et. seq. Code of Laws of S. C., 1962.

Provided, Further, That the appropriation provided in this Section for Psychiatric Residency Training shall be used by the authorities of the State Medical College to provide stipends in a career type program of psychiatric residency training at rates of \$8,000.00 for the first year, \$9,000.00 for the second year and \$10,000.00 for the third year for each such trainee. Any individual accepting such a residency shall legally obligate himself, or herself, to serve at least an equivalent amount of time, on completion of such training, in one of the State operated mental institutions, such as the Department of Mental Health, Whitten Village, Retarded Children's Habilitation Center, and the various community mental health clinics.

SECTION 17

S. C. State College

For Maintenance	\$ 2,392,570.00
For Salary and Wage Ad-	
justments	104,175.00

TOTAL (S. C. State College) \$ 2,496,745.00

SECTION 18

John de la Howe School

Administration	\$ 49,544.00
Education	80,730.00
Dietary	37,346.00
General Plant	115,266.00
Farm	18,252.00
Dairy	17,068.00
Infirmary	13,597.00

Laundry	4,863.00	
For Salary and Wage Adjust- ments	10,310.00	
<hr/>		
TOTAL (John de la Howe School)		\$ 346,976.00

SECTION 19

School for the Deaf and the Blind

Administration	\$ 61,563.00
Education	618,824.00
Infirmary	20,015.00
General Plant	361,792.00
Dietary	180,756.00
For Expanding Program for Aphasic Children	57,650.00
For Salary and Wage Adjust- ments	44,115.00
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TOTAL (School for the Deaf and the Blind)	\$ 1,344,715.00
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Provided, That all applicants for the treatment of aphasia shall be referred to the evaluation and diagnostic clinic of the Retarded Children's Habilitation Center for determination of type and degree of disability before being enrolled in the School for the Deaf and the Blind. *Provided, Further*, That of the amount appropriated herein for "Expanding Program for Aphasic Children" the sum of \$15,000.00 may be expended to subsidize expenses of aphasic children attending institutions outside the state of South Carolina. In determining the amount of subsidy in each instance, the financial ability of the child's parents or guardian shall be the principal consideration.

Provided, Further, That of the amount appropriated in this section, the sum of \$7,000.00 shall be reserved for expenses of treatment of children suffering from both blindness and deafness.

SECTION 20

State Department of Education

Administration :

Item 1. Superintendence :

A. Personal Service :

A-1. *Salaries:*

Superintendent of Education ..	\$ 20,000.00
Secretary	6,206.00
Assistant Superintendent of Education	7,700.00

Total Item 1 (Superintendence) ..	\$	33,906.00
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Item 2. State Board of Education :

A-3. Special Payments :

Per Diem of Board	\$ 4,000.00
Consultant Fees	9,500.00

B. Contractual Services :

B-2. Travel	8,000.00
B-7. Board Expenses	10,000.00
Other State Board Expenses ..	5,000.00

Total Item 2 (State Board of Education)	\$	36,500.00
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Item 3. Bureau of Public Information :

A. Personal Service :

A-1. *Salaries:*

Chief	\$ 8,711.00
Secretary	4,090.00
Editor—Professional Publications	6,221.00

Total Item 3 (Bureau of Public Information)	\$	19,022.00
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Total (Administration)	\$	89,428.00
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General Operations:

Item 1. Division of Finance:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 8,346.00
Supervisor—Budget and Personnel	5,634.00
State Aid Accountant	6,175.00
Supervisor Statistical Reports ..	6,175.00
Supervisor Tabulating Installa- tion	5,465.00
Steno-Bookkeeper	4,580.00
Auditors	10,201.00
Supervisor—School Attendance	6,805.00
Machine Operator	3,432.00
Machine Operator	3,640.00
Machine Operator	4,548.00
Machine Operator	3,608.00
Accountants	17,000.00
Systems Analyst	10,500.00
Assistant Supervisor—Budget..	5,270.00
School Lunch Program:	
Supervisor	7,900.00
Assistant Supervisor	6,240.00
Supervisor—Food Distribution.	8,000.00
Asst. Supervisor—Food Distribution	7,000.00
Steno-Bookkeeper	4,262.00
Clerks (3)	10,811.00
Veterans' Education:	
Director	7,072.00
Secretary	4,368.00
A-2. Wages:	
Printer	1,352.00
A-3. Special Payments:	
Accountants—Part Time	10,273.00
B. Contractual Services:	
B-1. Freight, Express and Delivery	25.00
B-2. Travel	47,500.00

B-3. Telephone and Telegraph ..	10,000.00	
B-4. Repairs	1,000.00	
B-5. Printing and Advertising:		
Printing—Educational Bulletins	7,500.00	
Printing—Educational Materials	10,000.00	
C. Supplies:		
C-4. Office Supplies	30,000.00	
C-7. Educational Supplies	300.00	
C-8. Motor Vehicle Supplies	300.00	
D. Fixed Charges and Contributions:		
D-1. Rents	20,000.00	
State Office Building Rental ...	90,000.00	
D-2. Insurance—Bond Premiums	845.00	
D-3. Contributions (Association Dues)	1,300.00	
G. Equipment:		
G-1. Office Equipment	4,000.00	
Total (Division of Finance)		\$ 391,427.00
Item 2. Teacher Education and Certification:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Director	\$ 8,911.00	
Secretary	4,433.00	
Supervisors (2)	13,282.00	
Steno-Clerk	3,961.00	
Chief Clerk	4,862.00	
Trades Certificate Clerk	4,447.00	
Recertification Clerk	3,961.00	
Recertification Clerk	3,818.00	
Steno-Clerk	3,961.00	
Transcript Clerk	3,933.00	
Clerk	3,561.00	
A-3. Special Payments:		
Clerical Help	12,865.00	

D. Fixed Charges and Contributions:

D-4. Other Fixed Charges:

Certification Expense	33,243.00
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Total (Division of Teacher Education and Certification) ..	\$ 105,238.00
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Item 3. Division of Instruction:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 7,845.00
Secretary	3,203.00
Field Supervisors	13,731.00
Chief Supervisor Secondary Education	7,776.00
Secretarial Assistant	5,280.00
Secretary	3,970.00
Chief Supervisor of Elementary Education	8,074.00
Supervisor, Primary Education	6,643.00
Stenographer	3,461.00
Supervisor Physical Education	8,119.00
Supervisor Health Education	7,275.00
Stenographer	3,553.00
General Supervisor	7,895.00
Assistant General Supervisor	6,587.00
Stenographer	3,553.00
Asst. Supv.—Elementary Education	6,194.00
Stenographer	3,519.00
Supervisor Library Science	6,422.00
Supervisor Audio Visual Aid	6,952.00
Supervisor Special Education	7,733.00
Asst. Supv.—Special Education	8,225.00
Stenographer	3,603.00
State Supervisor of Music	8,923.00
Supervisor—Social Studies	9,631.00
Stenographer	3,752.00

Hard-of-Hearing and Speech

Therapy Program:

Supervisor	8,092.00
Stenographer	3,519.00
Technical Assistant	6,638.00
Hearing and Speech Clinician	6,531.00
Hearing and Speech Clinician	5,727.00
Hearing and Speech Clinician	5,962.00

Total (Division of Instruction) ...		\$ 198,388.00
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Total (General Operations)		\$ 695,053.00
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Other Services:

Educational Programs:

B. Contractual Services:

B-1. Printing for Public Schools \$	15,000.00
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D. Fixed Charges and Contributions:

D-4. Other Fixed Charges:

Adult Education	1,606,026.00
Research, Surveys and Experimentation	48,200.00
Aid to Handicapped, Hard-of- Hearing, and Speech Ther- apy Program	20,000.00
Education of Mentally and Physically Handicapped Children	35,000.00
Special Classes for Emotionally Disturbed	10,000.00
Curriculum Development and Research	20,000.00
State Aid for Teacher's Salaries	106,998,634.00
Non-Teaching Principals, Supervisors and Special Teachers	4,317,300.00
Supervision and Overhead	3,294,980.00
Maintenance and Operation ...	6,589,960.00
County Attendance Supervisors	183,494.00
County School Lunch Supervisors	183,494.00

School Lunch Program Aid . . .	165,000.00	
County Superintendents of Education	263,212.00	
For Matching Federal Funds under National Defense Education Act:		
For Strengthening Curricu- lum Title III	80,000.00	
For Guidance, Counseling and Testing—Title V	20,000.00	
For Improvement of Statisti- cal Services—Title X	15,000.00	
Audio-Visual Aids Library for Public Schools	200,000.00	
For Drivers Education Courses	200,000.00	
Total (Other Services)		\$124,265,300.00
Vocational Education:		
Administration	\$ 186,522.00	
Agriculture	1,604,493.00	
Home Economics	1,310,019.00	
Trades and Industries	1,153,639.00	
Office Occupations	93,326.00	
Distributive Education	109,950.00	
Total (Vocational Education)		\$ 4,457,949.00
Area Trade Schools		\$ 613,626.00
Division of Schoolhouse Building, Plan- ning and Transportation:		
Item 1. Commission:		
A. Personal Service:		
A-3. Special Payments:		
Per Annum of Commission		\$ 700.00
Item 2. General Administration:		
A. Personal Service:		
A-1. Salaries:		
Director	\$ 13,500.00	
Assistant Director for Finance .	11,936.00	
Secretary	5,960.00	
Accountant	7,133.00	

Field Consultant	6,615.00	
Clerk	4,077.00	
Stenographer (P.T.)	916.00	
A-2. Wages	380.00	
B. Contractual Services:		
B-2. Travel	11,000.00	
B-3. Telegraph and Telephone ..	2,800.00	
B-4. Repairs	500.00	
C. Supplies:		
C-4. Office Supplies	4,300.00	
C-8. Motor Vehicle Supplies	550.00	
D. Fixed Charges and Contributions:		
D-1. State Office Building Rental	14,407.00	
G. Equipment:		
G-1. Office Equipment	1,500.00	
<hr/>		
Total Item 2 (General Administration)		\$ 85,574.00
Item 3. Transportation:		
D. Fixed Charges and Contributions:		
D-4. Other Fixed Charges:		
School Bus Operating Expense.	\$ 7,361,695.00	
Bus Purchases	2,625,000.00	
Transportation for physically and mentally handicapped children at the rate of \$70.00 per child	35,000.00	
<hr/>		
Total Item 3 (Transportation)		\$10,021,695.00
Item 4. School Buildings:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Assistant Director for Building \$	11,623.00	
Coordinator of Building	10,351.00	
Secretary	4,282.00	
Maintenance Engineer	10,000.00	
Secretary	4,000.00	

D. Fixed Charges and Contributions:

D-4. Other Fixed Charges:

County Surveys	2,500.00
School Building Aid	13,099,080.00

Total Item 4 (School Buildings) ..	\$13,141,836.00
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Item 5. Debt Service:

D. Fixed Charges and Contributions:

D-4. Other Fixed Charges:

State School Bonds:

Principal	\$ 840,000.00
Interest	129,575.00

Total Item 5 (Debt Service)	\$ 969,575.00
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Total (Division of Schoolhouse

Building, Planning and

Transportation)

\$24,219,380.00

Division of Textbooks:

A. Personal Service:

A-1. *Salaries:*

Director and Executive Secre-

tary

\$ 12,000.00

Assistant Director

10,000.00

Secretaries and Accountants..

69,864.00

A-3. Special Payments:

Per Diem of Board

600.00

Clerical Help

5,000.00

B. Contractual Services:

B-1. Freight, Express and

Deliveries

1,800.00

B-2. Travel

7,260.00

B-3. Telegraph and Telephone ..

1,200.00

B-4. Repairs

350.00

B-5. Printing and Advertising ..

75.00

C. Supplies:

C-4. Office Supplies

9,500.00

D. Fixed Charges and Contributions :

D-1. State Office Building Rental	8,362.00
D-2. Insurance	100.00
D-3. Contributions	45.00

G. Equipment :

G-1. Office Equipment	700.00
G-8. Textbooks	3,000,000.00

Total (Division of Textbooks)	\$ 3,126,856.00
For Salary and Wage Adjustments	\$ 180,275.00

TOTAL (Department of Education) . \$ 157,647,867.00

Provided, That the number of teachers qualifying for State Aid in 1967-68 shall be determined on the basis of average daily attendance of either the year 1966-67 or 1967-68, whichever year the attendance was greater.

Provided, Further, That notwithstanding the amount listed in this section as "State Aid for Teachers' Salaries" there is hereby appropriated for the fiscal year 1967-68 whatever amount is necessary to comply with the then existing salary schedule to those teachers who qualify by law for State Aid. Such salary schedule shall be based on one hundred eighty-five days annually.

Provided, Further, That so much as may be necessary of the appropriation for payment of teachers' salaries, and for supervision and overhead, provided in this section, may be used to correct erroneous payments of prior years, which were due to improper classification or other justifiable causes.

Provided, Further, That the amount appropriated in this section for County School Lunch Supervisors shall be used for the payment of salaries of one supervisor for each county at the rate of \$4,188.00 each per year, and no such salary shall be supplemented from funds provided in this section for "School Lunch Program Aid".

Provided, Further, That the amount appropriated herein in this section for Aid to Counties in the School Lunch Program shall be divided among the County Boards of Education of the State upon the basis of the number of schools participating in the School Lunch Program in each County in the school year 1966-67. *Provided, Further*, That travel expense of County School Lunch Supervisors shall be paid out of this appropriation at the prevailing rate of mileage allowed by the State. *Provided, Further*, That all expenditures of

this appropriation by each of the County Boards of Education shall be made upon the joint recommendation of the County Superintendent of Education and the School Lunch Supervisor. Each County Superintendent shall, at the close of the fiscal year, submit to the State Superintendent of Education an itemized statement which shall indicate the disposition made of his county's share of this appropriation and any balance brought forward from the preceding year. Such records of the County Boards of Education shall be kept available for auditing by the accounting personnel of the State Superintendent of Education's office.

Provided, Further, That no pupil shall be refused lunch because of inability to pay, such inability to be determined by the local school superintendent and lunch room supervisor where the pupil attends.

Provided, Further, That in the distribution of State funds provided in this section for "Supervision and Overhead," and for "Maintenance and Operation," no pupil shall be counted as enrolled, or as having been enrolled, in any public school of the State who has not attended such school at least 35 days during the school year on which the allocation of such funds is based. Provided, however, that a pupil shall be counted as enrolled only in the first district, or operating unit, he legally attended.

Provided, Further, That notwithstanding the amount in this section for "Supervision and Overhead," there is hereby appropriated, for the fiscal year 1967-68, an amount equal to the number of pupils enrolled in the public schools of the State during the fiscal year 1967-68, as determined by the State Superintendent of Education, multiplied by Five (\$5.00) Dollars.

Provided, Further, That notwithstanding the amount listed in this section for "Maintenance and Operation," or any Act or parts of Acts to the contrary notwithstanding, there is hereby appropriated for the fiscal year 1967-68 an amount equal to the number of pupils enrolled in the public schools of the State during the fiscal year 1967-68, as determined by the State Superintendent of Education, multiplied by Ten Dollars (\$10.00), and the State Superintendent of Education is hereby directed to allot and distribute this fund on that basis.

Provided, Further, That for the fiscal year 1967-68 the State shall pay on the salaries of County Superintendents of Education \$6,008-.00 each on warrants approved by the State Superintendent of Education. In counties where schools are operated by the County Board

of Education under a county unit system such payment for county superintendents of education may be applied by the Board of Education on the salary of the director or chief administrative officer of schools. *Provided*, In the event any county has a school system which would not be covered by this proviso, the \$6,008.00 shall be turned over to the county board of education to be used for administrative purposes as may be provided for in the annual county appropriations act of such county.

Provided, Further, That the authorities of the Area Trade Schools are authorized and directed to charge a tuition fee to students of not exceeding \$30.00 per semester, and to use the proceeds of such tuition fees for operation and/or permanent improvements. The amount of the tuition fees to be used for permanent improvements, and the nature of such improvements, shall be approved by the State Budget and Control Board.

Provided, Further, That the amount appropriated in this section for Education of Mentally and Physically Handicapped Children shall be used to reimburse school districts for expense incurred during the year 1967-68 in the operation of such programs in accordance with Act 882, Acts of 1958, but no district shall be reimbursed for more than 85% of such expense nor more than \$150.00 per child per year in average daily attendance.

Provided, Further, That notwithstanding the amount in this section for Non-Teaching Principals, Supervisors, and Special Teachers there is hereby appropriated a sufficient amount to allot to school districts one Non-Teaching Principal, Supervisor, or Special Teacher for each 30 state aid Teaching positions, and shall receive a proportionate part of a salary for any fraction thereof, for which each school district qualifies and employs. The amount allotted for each such Non-Teaching Principal, Supervisor, and/or Special Teacher shall be based on the state aid schedule in Section 21-258, Code of Laws of South Carolina, 1962, as amended in this Act, notwithstanding the provisions of Section 21-257, Code of Laws of South Carolina, 1962.

Provided, Further, That the State Budget and Control Board may approve supplements from Federal Funds to State appropriated salaries of personnel who are working with the Federal Projects and who are below existing salaries for comparable services in other state agencies and institutions.

Provided, Further, That the State Budget and Control Board is authorized to approve transfers of appropriations in this section re-

lating to personnel and other operating expenses of the State Department of Education to the extent necessary to conform to any plan presented to it by the State Superintendent of Education for the reorganization of the administrative structure of the Department.

Provided, Further, That no employee of any school district in this State shall be required to hold membership in any professional or other organization as a condition of his employment.

Provided, Further, That the State Board of Education shall allocate to the Advisory Committee for Technical Training the sum of \$1,500,000 of federal funds allotted to the Board for the year 1967-68 under the provision of the Vocational Education Act of 1963.

Provided, Further, That, notwithstanding the amount listed in this section under "Division of Schoolhouse Building, Planning and Transportation—School Building Aid", there is hereby appropriated for the fiscal year 1967-68 an amount equal to the number of pupils enrolled in the schools of the State during the fiscal year 1966-67, as determined by the State Department of Education, multiplied by Twenty (\$20.00) Dollars. *Provided,* That in the allocation of State Funds provided in this Section for "School Building Aid" no pupil shall be counted as enrolled, or as having been enrolled in any public school of the State who has not attended such school at least 35 days during the school year on which the allocation of such funds is based.

Provided, Further, That principal and interest payments due on any State School Bonds, the proceeds of which have not been allocated to the counties of the State, shall be made from any such unallocated funds remaining in the State Treasury.

Provided, Further, That the State Board of Education is hereby authorized to sell used school buses that may be determined to be no longer safe or economical in transporting school children, and the proceeds of such sales may be expended for such additional equipment or the operation thereof.

Provided, Further, That school bus drivers shall be awarded a cash bonus of \$35.00 for safe driving at the end of the first semester and a \$35.00 cash bonus at the end of school, provided he has a perfect driving record, with no accidents for which he is responsible, and no infraction of rules or regulations and has driven more than sixty days during the semester for which the award is made. The determination of eligibility for the bonus shall be made by the local school officials and the State Educational Finance Commission. Awards will be made at the end of the first semester and at the end of school when

buses are parked at the maintenance shop. It is further provided that a certificate of merit signed by the appropriate state and local officials shall be awarded to any driver who has driven more than one-half of the school year and who qualifies under the above provisions. Certificates of merit shall be awarded at commencement exercises. *Provided, Further*, That for the school year 1967-68, salaries of school bus drivers shall be paid at the rate of \$45.00 per month.

Provided, Further, That out of the appropriation in this section for School Bus Operating Expense, the Board may purchase such number of service trucks as can be used to advantage in administering the transportation program.

Provided, Further, That any balance on June 30, 1967 in the appropriation for School Bus Operating Expense may be carried forward and budgeted for the purpose of Shop Construction and Equipment during the next fiscal year.

Provided, Further, That there may be expended from textbook rentals and funds appropriated for free textbooks whatever amount is necessary in connection with the repair, testing, redistribution and preservation of used textbooks.

Provided, Further, That any unexpended balance remaining in the 1966-67 appropriation for "free textbooks" may be carried forward and expended for the same purpose in 1967-68.

SECTION 21

South Carolina Opportunity School

Administration	\$ 40,471.00
Instruction	84,965.00
Dietary	50,141.00
Infirmary	3,384.00
General Plant	82,563.00
Vocational Rehabilitation Diagnostic Center	22,558.00
For Salary and Wage Adjustments	11,763.00

TOTAL (S. C. Opportunity School). \$ 295,845.00

SECTION 22

S. C. Educational Television Commission

Personal Service	\$ 956,627.00
Contractual Services	1,150,000.00
Supplies	120,000.00
Fixed Charges and Contributions	100,000.00
Equipment	200,000.00
Closed Circuit Services to Additional Schools	391,187.00
For Salary and Wage Adjust- ments	30,801.00

TOTAL (S. C. Educational Television Comm.)	\$ 2,948,615.00
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SECTION 23

South Carolina Library Board

For Administration:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 8,031.00
Technical Service Librarian ..	6,543.00
Field Service Librarian	6,543.00
Library Assistant	4,319.00
Reference Librarian	5,834.00
Secretary-Bookkeeper	3,883.00
Catalog Assistant	3,883.00
Accession Assistant	3,692.00
Documents Librarian	7,200.00
Stenographer-Clerk	3,883.00

A-2. Wages:

Janitor	336.00
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A-3. Special Payments:

Travel and Per Diem of Board Members	250.00
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B. Contractual Services:

B-1. Freight, Express and

Deliveries	2,500.00
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B-2. Travel	3,000.00
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B-3. Telegraph and Telephone ..	750.00
B-4. Repairs	300.00
B-5. Printing and Advertising ..	500.00
B-7. Other Contractual Services	5,676.00
C. Supplies:	
C-4. Office Supplies	1,500.00
C-8. Motor Vehicle Supplies	200.00
D. Fixed Charges and Contributions:	
D-1. State Office Building Rental	2,005.00
D-2. Insurance	1,000.00
D-3. Contributions (State Aid) ..	478,519.00
Service to the Blind	10,000.00
G. Equipment:	
G-1. Office Equipment	1,000.00
G-4. Motor Vehicles and Equip- ment	200.00
G-7. Educational Equipment (Books for State Aid) ...	10,000.00
For Salary and Wage Adjustments	2,153.00
TOTAL (South Carolina Library Board)	\$ 573,700.00

Provided, That the amount appropriated in this section for "Contributions (State Aid)" shall be allocated to the governing boards of the several county libraries at the rate of 20¢ per capita based on the official 1960 U. S. Census. *Provided, Further*, That the amount so allocated in each instance shall be conditioned upon local support of the library in an amount not less than that provided in the year 1966-67.

SECTION 24

Advisory Committee for Technical Training

Administration	\$ 138,684.00
Technical Education Centers...	2,722,834.00
Technical Services	98,309.00
Special Schools	1,466,955.00
College Parallel Program.....	100,000.00
For Salary and Wage Adjustments	97,819.00

TOTAL (Advisory Committee for Technical Training)	\$ 4,624,601.00
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SECTION 25Department of Archives and History
(Formerly Archives Department)

Item 1. For Administration:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 13,500.00
Assistant Director	10,500.00
Secretary and Bookkeeper.....	5,949.00
Asst. Secretary and Bookkeeper	3,965.00
Librarian	4,640.00
Museum Curator	3,823.00
Editorial Assistants (2)	10,359.00
Archivist	7,138.00
Assistant Archivist	7,200.00
Supervisor of Document	
Repairs	5,500.00
Document Repairs (2)	8,724.00
Superintendent of Building and	
Grounds	5,354.00
Photographer	4,402.00
Historical Marker and Research	
Specialist	5,949.00
Historical Resources	
Coordinator	9,000.00
Asst. Coordinator	6,500.00
Secretary	3,600.00

A-2. *Wages:*

Janitor	3,630.00
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A-3. *Special Payments:*

Clerical Help	15,317.00
Travel and Per Diem	725.00
Professional Services	250.00

B. Contractual Services:

B-1. Freight, Express and	
Deliveries	50.00
B-2. Travel	3,000.00
B-3. Telegraph and Telephone ..	1,100.00
B-4. Repairs	9,742.00
B-5. Printing and Editing	
Historical Documents	6,000.00

B-6. Water, Heat, Light and Power	9,000.00	
C. Supplies:		
C-4. Office Supplies	2,500.00	
C-5. Household, Laundry and Janitorial Supplies	700.00	
C-7. Educational Supplies	300.00	
C-8. Motor Vehicle Supplies ...	200.00	
C-9. Agricultural Supplies	100.00	
D. Fixed Charges and Contributions:		
D-2. Insurance	600.00	
G. Equipment		
G-1. Office Equipment	2,000.00	
G-4. Motor Vehicle Equipment ..	2,000.00	
G-7. Educational Equipment	5,500.00	
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Total Item 1 (Administration)		\$ 178,817.00
Item 2. Calhoun Papers Project:		
For Administration:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Regular Staff	\$ 17,831.00	
B. Contractual Services:		
B-2. Travel	500.00	
B-4. Repairs	50.00	
C. Supplies:		
C-4. Office Supplies	200.00	
G. Equipment:		
G-7. Educational Equipment	150.00	
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Total Item 2 (Calhoun Papers Project)		\$ 18,731.00
Item 3. State Records Survey Project:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Records Analyst	\$ 8,000.00	
Assistant Records Analyst	6,500.00	
Secretary	3,600.00	

C. Supplies:	
C-4. Office Supplies	500.00
G. Equipment:	
G-1. Office Equipment	1,000.00
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Total Item 3 (State Records Survey Project)	\$ 19,600.00
For Salary and Wage Adjustments	\$ 7,730.00
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TOTAL (Department of Archives and History)	\$ 224,878.00

Provided, That the Commission is authorized to supply one free copy of each new publication to the libraries of the University of South Carolina, The Citadel, Clemson, Winthrop, and S. C. State College; to each member of the Commission and its Directors; to the State Library; to each public library which is approved for a cash allotment by the South Carolina State Library Board; and to each former member of the Commission living in South Carolina.

Provided, Further, That the proceeds of sales of publications and reproductions of documents by the Archives Department shall be deposited in a special account in the State Treasury, and may be used by this department to cover the cost of additional printing and reproductions.

SECTION 26

State Library

For Administration:

A. Personal Service:

A-1. *Salaries*:

Librarian	\$ 6,698.00
Assistant Librarian (Part Time)	2,640.00

A-2. *Wages*:

Porter Service	2,917.00
Laborers	566.00

A-3. *Special Payments*:

Clerical Help	750.00
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B. Contractual Services:

B-1. Freight, Express and

Deliveries	500.00
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B-2. Travel	460.00
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B-3. Telegraph and Telephone ..	200.00
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B-4. Repairs	700.00	
B-5. Printing, Advertising and Binding	250.00	
C. Supplies:		
C-4. Office Supplies	500.00	
D. Fixed Charges and Contributions:		
D-2. Insurance	10.00	
D-3. Contributions (Association Dues)	40.00	
G. Equipment:		
G-1. Office Equipment	200.00	
G-7. Educational Equipment	500.00	
G-8. Other Equipment	50.00	
For Salary and Wage Adjustments	626.00	
TOTAL (State Library)		\$ 17,607.00

SECTION 26A

South Carolina Arts Commission

Administrative Expenses	\$ 15,000.00
Special Projects and Activities	50,000.00

TOTAL (South Carolina Arts Commission)	\$ 65,000.00
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SECTION 27

Confederate Relic Room

For Administration:

A. Personal Service:

A-1. *Salaries:*

Custodian	\$ 3,968.00
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A-3. Special Payments:

Clerical Help	140.00
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B. Contractual Services:

B-3. Telegraph and Telephone ..	185.00
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B-4. Repairs	40.00
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C. Supplies	60.00
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G. Equipment:

G-1. Office Equipment	40.00
For Salary and Wage Adjustments	198.00

TOTAL (Confederate Relic Room) ..	\$	4,631.00
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SECTION 28

State Department of Public Welfare

Item 1. Administration	\$ 2,159,663.00
State Office Building Rental ..	44,215.00

Item 2. Cash Assistance:

(a) Old Age	3,310,000.00
(b) Blind	414,000.00
(c) Dependent Children	850,000.00
(d) Aid to Permanently and Totally Disabled	1,591,000.00
(e) Foster Home Care	785,000.00

Total (Item 2) Cash Assistance ..	\$ 6,950,000.00
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Item 3. General Relief	400,000.00
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Item 4. Care of Persons Transferred from Confederate Home ..	2,000.00
For Salary and Wage Adjustments.	120,815.00

TOTAL (State Department of Public Welfare)	\$ 9,676,693.00
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Provided, That any balances of appropriations for this Department, which are unexpended on June 30, 1967, may be carried forward and expended during the fiscal year 1967-68 for such purposes as may be deemed by the Board to be in the best interest of the work of the Department. *Provided, However*, That the amount carried forward shall not exceed five per cent (5%) of the amount appropriated for the fiscal year 1966-67 in any category.

Provided, Further, That the basis of monthly benefit payments during the year 1966-67 in the old age category shall be maintained during the year 1967-68.

Provided, Further, That the sums herein appropriated shall be so distributed that every applicant who is found eligible shall receive some benefit.

Provided, Further, That county supplements of welfare department personnel shall be prohibited except in any instance where continued supplementing may be necessary to avoid a reduction in the present salary of any employee.

SECTION 29

Commission for the Blind

Administration	\$ 45,000.00
Prevention of Blindness	175,000.00
Vocational Rehabilitation	
Services	60,000.00
Business Enterprises	50,000.00
Educational Services	20,000.00
For Salary and Wage Adjust- ments	2,200.00

TOTAL (Commission for the Blind) \$ 352,200.00

Provided, That any balance in the appropriation for Commission for the Blind for the year 1966-67, but not in excess of 5% thereof, may be carried forward and expended for the same purposes during the fiscal year 1967-68.

SECTION 30

State Department of Mental Health

Item I. Office of the State Com- missioner of Mental Health \$	30,303.00
Item II. Administrative Services ..	419,612.00
Item III. Community Mental Health Services	710,896.00
Item IV. Psychiatric Hospital Services	12,811,324.00
Item V. Mental Retardation Services	1,020,781.00
For Salary and Wage Adjust- ments	486,980.00

TOTAL (State Department of Mental Health) \$15,479,896.00

SECTION 31

Whitten Village

Personal Services	\$ 3,460,086.00	
Other Operation Expense	1,280,167.00	
For Salary and Wage Adjust- ments	140,255.00	
<hr/>		
TOTAL (Whitten Village)		\$ 4,880,508.00

SECTION 32

Retarded Children's Habilitation Center

Evaluation Clinic	\$ 125,000.00	
Residential Facility	575,000.00	
Dentist	11,000.00	
Social Worker	7,700.00	
Psychologist	2,000.00	
Clinical Pathologist	8,250.00	
For Salary and Wage Adjustments	7,844.00	
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TOTAL (Retarded Children's Habi- tation Center)		\$ 736,794.00

SECTION 33

State Agency of Vocational Rehabilitation

Administration	\$ 80,566.00	
Case Services to Clients	1,245,990.00	
Special Projects	13,802.00	
Operation of Alcoholic Center .	70,000.00	
For Salary and Wage Adjustments	18,510.00	
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TOTAL (State Agency of Voc. Rehabilitation)		\$ 1,428,868.00

Provided, That any balance in the appropriation for Vocational Rehabilitation for the year 1966-67, but not in excess of 5% thereof, may be carried forward and expended for the same purposes during the fiscal year 1967-68.

Provided, Further, That all revenues received from Patient Care at the Alcoholic Center may be retained and used for operation of the Center.

SECTION 34

South Carolina Sanatorium

Administration	\$ 83,970.00
Care of Patients	728,390.00
Education—Child Patients ...	6,150.00
Dietary	310,296.00
Plant Maintenance	219,690.00
Dairy and Farm	58,555.00
County Sanatoria	66,000.00
For Salary and Wage	
Adjustments	42,384.00

TOTAL, (South Carolina Sanatorium) \$ 1,515,435.00

Provided, That revenue derived from the sale of farm products at this institution shall be remitted to the State Treasurer for credit to this appropriation and used for the operation of this institution.

Provided, That the State of South Carolina shall pay to the County Tubercular Sanatoriums in Charleston, Greenville and Spartanburg Counties, \$1.50 per day for each tubercular patient hospitalized and receiving treatment in such sanatorium and \$1.50 per day shall be deducted from the amount payable to county Sanatoria for each patient admitted to the South Carolina Sanatorium from such county.

Provided, However, That all payments made by the State under the provisions hereof shall be approved by the South Carolina Sanatorium. And, in order to provide a means whereby the South Carolina Sanatorium may act intelligently in approving such payments, the diagnosis and condition of patients paid for by the State, and the standard of such sanatoria shall be subject to such checks and inspection at such intervals as the South Carolina Sanatorium may prescribe.

Provided, Further, That applicants for admission to this institution shall be referred to the State Department of Public Welfare for investigation as to their ability to pay for treatment at the institution and such applicants who are found able to pay shall be charged an appropriate fee for such services.

SECTION 35

S. C. Commission on Alcoholism

Administration and Adult

Education	\$ 64,251.00
Community Services	14,000.00
For Salary and Wage	
Adjustments	2,517.00

TOTAL (S. C. Commission on Alcoholism)	\$ 80,768.00
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SECTION 36

Children's Bureau

For Administration:

A. Personal Service:

A-1. *Salaries:*

Executive Director	\$ 8,506.00
Case Work Supervisors	14,771.00
Field Workers	63,189.00
Secretary	4,580.00
Office Manager—Bookkeeper .	5,750.00
Stenographer	4,012.00
Stenographer and File Clerk .	3,732.00
Stenographer	3,850.00
Stenographer	3,500.00

A-3. Special Payments:

Per Diem and Travel—Board of Directors	1,500.00
Professional Fees	10,000.00
Maternity and Hospital Care .	10,000.00
In Service Training— Educational Leave	3,000.00

B. Contractual Services:

B-2. Travel:

For Employees	22,000.00
For Children (Care and Subsistence)	36,000.00

B-3. Telegraph and Telephone .. 3,000.00

B-4. Repairs 500.00 |

B-5. Printing and Advertising .. 300.00

C. Supplies:	
C-4. Office Supplies	1,600.00
C-6. Medical Supplies	700.00
C-7. Educational Supplies	100.00
C-10. Clothing and Dry Goods ..	1,800.00
D. Fixed Charges and Contributions:	
D-1. State Office Building Rental	6,136.00
D-3. Contributions	765.00
G. Equipment:	
G-1. Office Equipment	2,500.00
For Salary and Wage	
Adjustments	5,595.00
<hr/>	
TOTAL (Children's Bureau)	\$ 217,386.00

SECTION 37

South Carolina Probation, Parole and Pardon Board

For Administration:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 12,209.00
Supervisor of Paroles	10,797.00
Administrative Assistant	8,637.00
Field Supervisor	7,599.00
Fugitive Officer	7,599.00
Training Officer	7,599.00
Secretary	4,751.00
Secretary	4,751.00
Stenographer	4,084.00
Statistical and Records Clerk ..	4,751.00
Steno-File Clerk No. 1	4,084.00
Steno-File Clerk No. 2	3,651.00
Steno-File Clerk No. 3	3,400.00
Stenographers for Probation	
Officers	124,301.00
Probation and Parole Officers..	431,462.00

A-3. Special Payments:

Per Diem of Board	2,000.00
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B. Contractual Services:

B-2. Travel	83,750.00
B-3. Telegraph and Telephone ..	3,000.00

B-4. Repairs	750.00	
B-7. Other Contractual Services..	1,500.00	
C. Supplies:		
C-4. Office Supplies	7,000.00	
D. Fixed Charges and Contributions:		
D-1. State Office Building Rental	12,138.00	
D-2. Insurance	35.00	
D-3. Contributions (Association Dues)	100.00	
G. Equipment:		
G-1. Office Equipment	6,000.00	
For Salary and Wage Adjust- ments	29,569.00	
TOTAL (South Carolina Probation, Parole and Pardon Board)		\$ 785,517.00

SECTION 38

Department of Corrections

Administration	\$ 874,059.00
Operation of Penal Institutions	1,855,981.00
Vocational Rehabilitation	
Project	50,000.00
For Salary and Wage Adjustments	71,571.00

TOTAL (Department of Corrections) **\$ 2,851,611.00**

Provided, That the salaries of the Director and Assistant Director shall be fixed by the Board of Directors of the Department of Corrections.

Provided, Further, That no charge shall be made against the counties of the State for the maintenance of prisoners admitted to the Department of Corrections for safekeeping for the first 90 days of such safekeeping, when a proper showing is made by the county authorities that there is sufficient necessity for the admission of such prisoners, but a charge of One Dollar and Thirty-five (\$1.35) Cents for each day in excess of ninety (90) days shall be made to the county from which such prisoner is committed, and such charge shall be paid monthly.

Provided, Further, That when any prisoner is sentenced and is committed to the Department of Corrections no charge shall be made against a county.

Provided, Further, That, after consultation with the State Forester, mature trees and trees suitable for pulp wood or fence posts may be sold in a program of forest improvement. The funds derived from any such sale shall be deposited with the State Treasurer to be placed in the General Fund.

Provided, Further, That revenue derived wholly from the sale of farm products may be retained by the Department of Corrections and used in its operation.

Provided, Further, That revenue derived by the Department from the leasing of gravel deposits may be retained for operation expenses and/or permanent improvements.

Provided, Further, Whenever a convict shall be discharged from the Department of Corrections the Board of Directors thereof shall furnish such convict with a suit of common clothes, if deemed necessary, and transportation from the Department of Corrections to his home, if his home be within this State, or to the County from which he was sentenced if his home be without this State.

Provided, The Department of Corrections is directed to charge the Department of Mental Health for all milk produced and furnished the Department of Mental Health, the amount charged to be the same as the wholesale rate prevailing in the Columbia area. An accounting of the cost of milk produced and so furnished shall be kept and any net revenue from payments received remaining at the end of the fiscal year shall be deposited in the State Treasury to the credit of the General Fund. *Provided, Further,* That such sales of milk to the Department of Mental Health or any other agency of the State government shall be exempt from the retail sales tax.

SECTION 39

Board of Juvenile Corrections

Item 1. For Administration:

A. Personal Service:

A-3. Special Payments:

Per Diem and Expense of

Board Members \$ 4,000.00

Item 2. General Supervision:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 12,000.00
Secretary	4,200.00
General Maintenance Supervisor	5,720.00
Vocational and Academic Supervisor	7,000.00

B. Contractual Services:

B-2. Travel	600.00
B-3. Telegraph and Telephone ..	600.00

C. Supplies:

C-4. Office Supplies	200.00
C-5. Household, Laundry and Janitorial	100.00
C-8. Motor Vehicle Supplies	500.00

D. Fixed Charges and Contributions:

D-2. Insurance	200.00
D-3. Dues	100.00

G. Equipment:

G-1. Office Equipment	500.00
G-4. Motor Vehicles and Equip- ment	3,000.00

Total Item 2 (General Supervision) \$ 34,720.00

Item 3. Juvenile Placement Bureau:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 8,850.00
Assistant Director	6,805.00
Secretary	4,272.00
Workers	40,007.00

B. Contractual Services:

B-2. Travel	21,000.00
B-3. Telegraph and Telephone ..	550.00

C. Supplies:

C-4. Office Supplies	800.00
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D. Fixed Charges and Contributions:	
D-1. State Office Building Rental	1,080.00
D-2. Insurance	80.00
D-3. Contributions—Association	
Dues	50.00
G. Equipment:	
G-1. Office Equipment	200.00
<hr/>	
Total (Item 3) Juvenile Placement Bureau	\$ 83,694.00
For Salary and Wage Adjustments	3,521.00
<hr/>	
TOTAL (Board of Juvenile Corrections)	\$ 125,935.00

SECTION 40

South Carolina School for Boys

Personal Service	\$ 274,931.00
Contractual Services	27,325.00
Supplies	92,059.00
Fixed Charges	5,070.00
Equipment	15,000.00
For Salary and Wage Adjustments	12,969.00
<hr/>	
TOTAL (S. C. School for Boys)	\$ 427,354.00

Provided, That revenue derived from the sale of farm products grown at this institution shall be remitted to the State Treasurer for credit to this appropriation and used for the operation of said institution.

SECTION 41

South Carolina School for Girls

Personal Service	\$ 113,669.00
Contractual Services	10,325.00
Supplies	42,000.00
Fixed Charges	4,075.00
Equipment	8,800.00
For Salary and Wage Adjustments	5,337.00
<hr/>	
TOTAL (S. C. School for Girls)	\$ 184,206.00

Provided, That revenue derived from the sale of farm products grown at this institution shall be remitted to the State Treasurer for credit to this appropriation and used for the operation of the said institution.

SECTION 42

John G. Richards School for Boys

Personal Service	\$ 233,155.00
Contractual Services	24,348.00
Supplies	92,439.00
Fixed Charges	5,899.00
Equipment	12,914.00
For Salary and Wage Adjustments	11,885.00

TOTAL (John G. Richards
School for Boys) \$ 380,640.00

Provided, That revenue derived from the sale of farm products grown at this institution shall be remitted to the State Treasurer for credit to this appropriation and used for the operation of the said institution.

SECTION 43

Riverside School for Girls

Personal Service	\$ 100,781.00
Contractual Services	12,175.00
Supplies	29,500.00
Fixed Charges	3,600.00
Equipment	10,100.00
For Salary and Wage Adjustments	4,191.00

TOTAL (Riverside School for Girls) \$ 160,347.00

Provided, That revenue derived from the sale of farm products grown at this institution shall be remitted to the State Treasurer for credit to this appropriation and used for the operation of the said institution.

SECTION 44

State Budget and Control Board

Section 1. Finance Division:

A. Personal Services:

A-1. *Salaries:*

General Administration:

State Auditor	\$ 18,348.00
Special Assistant	14,190.00
Secretary	6,600.00
Budget Officer	14,190.00
Budget Assistants	36,050.00

Division of Post Audits:

Auditor of Public Accounts ...	14,190.00
Auditors	73,060.00

Division of Engineering:

Engineers	51,674.00
Secretary	5,500.00

Division of Statistical Research:

Director	15,300.00
Statistical Analysts	20,000.00
Secretary	6,380.00

A-2. Wages:

Porter Service	2,782.00
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A-3. Special Payments:

Clerical Help	6,472.00
Consultants	3,800.00

B. Contractual Services:

B-2. Travel	13,000.00
B-3. Telegraph and Telephone ..	2,500.00
B-4. Repairs	1,200.00

C. Supplies:

C-4. Office Supplies	3,650.00
C-8. Motor Vehicle Supplies ...	750.00

D. Fixed Charges and Contributions:

D-1. Rents	800.00
State Office Building Rental ..	11,437.00
D-2. Insurance	600.00
D-3. Contributions (Association Dues)	50.00

E. Civil Contingent Fund	150,000.00	
G. Equipment:		
G-1. Office Equipment	6,500.00	
Office of Economic Opportunity:		
To Match Federal Funds ..	22,000.00	
For Salary and Wage Adjustments	11,442.00	
		<hr/>
Total Section 1 (Finance Division)		\$ 512,465.00
Section 2. Division of General		
Services:		
Item 1. General Administration:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
General Administration:		
Division Director	\$ 16,830.00	
Secretaries and Clerks	25,372.00	
Departmental Services:		
Assistant Director	13,035.00	
Unit Supervisors	15,000.00	
Machine Operators—Data		
Processing	37,150.00	
Clerks	23,500.00	
Telephone Operators	17,160.00	
State Insurance:		
Chief of Insurance	11,297.00	
Clerks	9,138.00	
Field Agents	15,478.00	
State Purchasing:		
State Purchasing Officer	11,887.00	
Purchasing Assistants	52,409.00	
Secretaries and Clerks	22,533.00	
State Printing:		
State Printing Officer	11,880.00	
Secretary	4,224.00	
State Fire Marshal's Office	91,800.00	
A-3. Special Payments:		
Temporary Help	6,000.00	
General Operating:		
B. Contractual Services:		
B-1. Freight, Express and		
Deliveries	100.00	

B-2. Travel	30,000.00	
B-3. Telegraph and Telephone ..	6,000.00	
B-4. Repairs:		
Equipment	1,800.00	
B-5. Printing and Advertising:		
Regular	800.00	
Printing State Documents	275,000.00	
B-7. Other Contractual Services	3,000.00	
C. Supplies:		
C-4. Office Supplies	15,400.00	
D. Fixed Charges and Contributions:		
D-1. Rents	37,000.00	
State Office Building Rental ..	87,853.00	
D-3. Contributions and Dues ...	200.00	
G. Equipment:		
G-1. Office Equipment	2,000.00	
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Total Item 1 (General Administration)		\$ 843,846.00
Item 2. Maintenance of Non-Rental Property:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Maintenance Men	\$ 16,170.00	
Watchmen	23,219.00	
Electricians	6,728.00	
Custodian—Fort Moultrie	1,320.00	
A-2. Wages:		
Janitors and Cleaners	35,960.00	
Guides—State House	3,300.00	
A-3. Special Payments:		
Temporary Help	600.00	
B. Contractual Services:		
B-3. Telegraph and Telephone...	115.00	
B-4. Repairs:		
General	8,200.00	
State House	20,000.00	
Renovation of State House and		
State Office Buildings	40,000.00	
B-6. Water, Heat, Light and		
Power	52,000.00	
B-7. Other Contractual Services.	900.00	

C. Supplies:

C-2. Fuel and Refrigeration Supplies	8,000.00
C-5. Household, Laundry and Janitorial Supplies	2,000.00
C-9. Agricultural Supplies	8,000.00
C-10. Clothing and Dry Goods ..	1,000.00
C-11. Maintenance Supplies	2,000.00
C-12. Other Supplies	3,000.00

D. Fixed Charges and Contributions:

D-2. Insurance	2,450.00
D-4. Amortization of Bldg. Debt	13,208.00

G. Equipment:

G-8. Maintenance Equipment ...	7,000.00
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Total Item 2 (Maintenance of
Non-Rental Property) ...

\$ 255,170.00

Item 3. Surplus Property Procurement:

A. Personal Service:

A-1. *Salaries:*

State Surplus Property Officer \$	10,911.00
Field Agents	23,275.00
Stenographers and Clerks	35,250.00
Warehousemen	26,387.00

A-2. Wages	45,980.00
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B. Contractual Services:

B-1. Freight, Express and Delivery	36,000.00
B-2. Travel	11,000.00
B-3. Telegraph and Telephone ..	3,000.00
B-4. Repairs	2,500.00
B-6. Water, Heat, Light and Power	2,000.00
B-7. Other Contractual Services.	2,000.00

C. Supplies:

C-2. Fuel and Refrigeration Supplies	500.00
C-4. Office Supplies	3,500.00
C-8. Motor Vehicle Supplies ...	6,000.00

D. Fixed Charges and Contributions:

D-1. Rents	4,800.00
State Office Building Rental ..	4,026.00
D-2. Insurance	1,000.00
D-3. Contributions and Dues	50.00
D-4. Other Fixed Charges	25.00

G. Equipment:

G-1. Office Equipment	1,369.00
For Salary and Wage Adjustments.	7,090.00

Total Item 3 (Surplus Property
Procurement)

\$ 226,663.00

For Salary and Wage Adjustments.

41,725.00

Total Section 2 (Division of General
Services)

\$ 1,367,404.00

Section 3. Retirement Division:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 18,242.00
Assistant Director	14,000.00
Claims Examiner	9,000.00
Secretary	5,883.00
Chief Accountant	8,457.00
General Bookkeeper—Super- visor	6,134.00
Junior Accountant	5,777.00
Senior Bookkeeper	5,783.00
Steno-Clerks	52,224.00
Posting Machine Operators (4)	17,132.00
Register Clerk	4,323.00
Typist-Clerks	16,409.00
Bookkeeper	4,321.00
Senior Clerk	4,149.00
Disbursement Clerk	4,149.00
Junior Clerks	12,426.00
Retirement Clerk	4,149.00

A-2. Wages:

Messenger-Janitor	2,179.00
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A-3. Special Payments and Clerical Help:	
Actuary	13,100.00
Medical Board	3,267.00
Clerical Help	2,844.00
B. Contractual Services:	
B-2. Travel	4,000.00
B-3. Telegraph and Telephone ..	1,650.00
B-4. Repairs	3,000.00
B-7. Other	75.00
C. Supplies:	
C-4. Office Supplies	18,975.00
D. Fixed Charges and Contributions:	
D-1. Rents	5,926.00
State Office Building Rental ..	12,821.00
D-2. Insurance	300.00
D-3. Contributions	95.00
G. Equipment:	
G-1. Office Equipment	19,991.00
For Salary and Wage Adjustments	8,933.00
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Total (Administration)	\$ 289,714.00
State Employer Contribution:	
State Retirement System	\$32,750,000.00
Police System:	
Police Officers	\$ 315,000.00
Retired Persons Under Old P. I. & A. Fund	275,000.00
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Total (Police System)	\$ 590,000.00
General Assembly Retirement System:	
Retirement	\$ 75,000.00
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Total (State Employer Contribution)	\$33,415,000.00
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Total Section 3 (Retirement Division)	\$33,704,714.00
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TOTAL (State Budget and Control Board)	\$35,584,583.00

Provided, That warrant requisitions for the disbursement of funds appropriated in this Section shall be approved by the respective division heads. *Provided, Further*, That the Civil Contingent Fund, appropriated in Item 1 of this Section, shall be expended only upon unanimous approval of the State Budget and Control Board, and upon warrant requisitions signed as directed by the State Budget and Control Board, to meet emergency and contingent expense of the State Government. *Provided, Further*, That none of the Civil Contingent Fund shall be used to increase the salary of any State employee when such salary is specifically fixed in this Act.

Provided, Further, That the State Budget and Control Board shall file with the South Carolina General Assembly detailed report of all expenditures from the Civil Contingent Fund.

Provided, That notwithstanding the amount appropriated in Section 3 of this Section as "State Employer Contribution," the State Treasurer and Comptroller General are hereby authorized and directed to transfer from the General Fund of the State to the proper Retirement System Accounts, month by month, during the fiscal year 1967-68, such funds as are necessary to comply with the terms of the Retirement Act as amended, as to contributions by the State of South Carolina to the Retirement System.

Provided, Further, That each department, commission, agency and/or instrumentality of the State of South Carolina, whose employees are covered by the South Carolina Retirement Act, and any part of whose administrative funds are derived from sources other than direct appropriations by the General Assembly, shall pay from such administrative funds a proportionate share of the State's contributions to the Retirement System Account.

Provided, Further, That the State Highway Department shall pay from Highway revenues that portion of the State's contribution to the Retirement System which is occasioned by the coverage of State Highway Department employees.

Provided, Further, That if any County or Municipality shall become 90 days delinquent in any payments due the Retirement System, the Retirement System shall certify such amount to the State Treasurer, and the State Treasurer is hereby directed to withhold from the next distribution of any revenue due such County or Municipality, the amount so certified to him, and apply same to the Retirement System account of such County or Municipality to cover such delinquency.

Provided, Further, That the State Budget and Control Board is authorized and empowered to employ special agents to examine insurance risks carried by the said Board, and to perform any other duties which may be required of them, and the cost of necessary supplies, equipment, and travel expenses of the special agents, shall be paid from the revenues of the Insurance Sinking Fund.

Provided, That the Budget and Control Board, through its Division of General Services, is authorized to provide such services for the benefit of the several departments and agencies of the State Government as will, in its opinion, promote efficient and economical operations, including among such services the operation of a motor pool and a centralized telephone system, and to charge departments and agencies for such services, the revenue from which shall be deposited in the State Treasury in a special account and expended only for the cost of providing such services.

Provided, The resale of office supplies or other commodities and services by the General Services Division to departments and agencies of the State Government shall not be subject to retail tax if such tax shall have been paid on the original purchase thereof by the Division.

Provided, That the General Fund shall be reimbursed by the following sources and amounts to partially cover appropriations in this section for the Division of General Services.

1. Insurance Sinking Fund	\$ 61,216.00
2. Surplus Property Revolving Fund	226,663.00

Provided, Further, That no department, institution or agency of the State Government shall rent, purchase or lease any data processing equipment or rent or lease office space or other real property within the Columbia area without approval of the State Budget and Control Board. *Provided, However,* That this shall not be applicable to the State Highway Department.

Provided, Further, that the State Budget and Control Board shall conduct a study as to the feasibility of purchasing a standard model automobile, with uniform accessories, for use by all State agencies, and to make certain exceptions for some departments, and to make a report to the General Assembly of its findings and recommendations no later than March 1, 1968.

Provided, Further, That any unexpended balance June 30, 1967 of the amount appropriated in Part I, Section 45 of the General Appropriation Act for 1966-67 for "Printing—State Documents" may be carried forward and expended for the same purpose in 1967-68.

SECTION 45

Board of Health

Central Administration	\$ 1,696,926.00
Hospital Care—Cancer	450,000.00
Hospital Care—Crippled Children	160,000.00
Hospital Care—Speech Therapy	8,000.00
Convalescent Home	92,050.00
Orthopedic Camps	39,170.00
Drugs and Biologics	126,000.00
VD Control	2,400.00
Insect Control Program	105,060.00
Health Mobilization	20,360.00
For Patrolling Coastal Shell Fish Areas	35,450.00
Home Health Services	20,000.00
For Salary and Wage Adjustments (Central Administration)	54,476.00
Aid to County Health Units	1,517,504.00
For Salary and Wage Adjustments (County Health Units)	73,897.00

TOTAL (Board of Health) \$ 4,401,293.00

Provided, Further, That State funds herein provided for aid to county health departments shall be distributed on a basis approved by the Executive Committee of the State Board of Health so that no county shall receive less State funds than for the fiscal year 1966-67.

Provided, Further, That Federal funds made available to the State Board of Health, that can be allotted to the counties of the State for operation of county health units, shall be distributed among the counties of the State on a basis approved by the Executive Committee of the State Board of Health so that no county shall receive more Federal funds until each county has received an amount equal to those amounts made available for the fiscal year 1966-67.

Provided, Further, That both State and Federal funds allotted to any County Health Department shall be withheld from such county until a sum equal to twenty (20¢) cents per capita for the county's pop-

ulation, according to the 1950 Federal Census, shall have been provided by such county for use by its County Health Department in carrying on proper health programs to be agreed upon by the County Legislative Delegation and the State Board of Health, *Provided, However,* That if it is found that in any county a suitable health unit can be operated at less cost than is provided herein by the prescribed distribution of State and Federal Funds and the amount of twenty (20¢) cents per capita from local funds, County and State funds for the support of such unit shall be reduced in the same ratio.

Provided, Further, That the allocation of all Federal funds made available to the State Board of Health, including the allocation of such funds among the counties of the State for County and District Health Work, shall be approved by the State Budget and Control Board.

Provided, Further, That any unused State and/or Federal Funds, allocated and budgeted to a county, shall, subject to the approval of the Senator and a majority of the House Members of such county, be made available to the State Board of Health for redistribution on the basis of need as determined by the State Board of Health.

Provided, Further, That from funds available for the operation of Cancer Clinics, a clinic shall be maintained and operated at Self Memorial Hospital at Greenwood.

Provided, Further, That out of the appropriation provided in this section for State Aid to County Health Units, the sum of \$25,000.00 shall be distributed to the county health departments by the State Health Officer, with the approval of the Executive Committee of the State Board of Health, for the following purposes:

1. To insure the provision of a reasonably adequate public health program in each county.
2. To provide funds to combat special health problems that may exist in certain counties.
3. To establish and maintain demonstration projects in improved public health methods in one or more counties in the promotion of better public health service throughout the State.
4. To encourage and promote local participation in financial support of the county health departments.
5. To meet emergency situations which may arise in local areas.
6. To fit funds available to amounts budgeted when small differences occur.

Provided, Further, That the State Budget and Control Board may approve supplements from Federal Funds to State appropriated salaries of personnel who are below existing salaries for comparable services in other state agencies and institutions.

SECTION 46

S. C. Pollution Control Authority

For Administration:

A. Personal Service:

A-1. Salaries:

Executive Director (P.T.) . . . \$	5,413.00
Assistant Director	10,765.00
Pollution Control Engineers . .	32,987.00
Chemists	24,767.00
Secretary	4,916.00
Laboratory Technicians	10,388.00
Radiological Laboratory Techni- cian	5,948.00
Water Sample Takers	17,530.00
Radiological—Industrial Engineer	10,182.00
Stenographers	8,440.00
Aquatic Biologist	11,199.00
Pollution Control Consultant . .	9,237.00

A-3. Special Payments:

Travel and Per Diem of Board

Members	1,750.00
Special Fees	600.00

B. Contractual Services:

B-2. Travel	13,600.00
B-3. Telegraph and Telephone . .	750.00

C. Supplies:

C-4. Office Supplies	1,321.00
C-8. Motor Vehicle Supplies . . .	1,500.00
C-11. Laboratory Supplies	1,500.00

D. Fixed Charges and Contributions:

D-1. Rents	1,700.00
D-2. Insurance	1,000.00
D-3. Cooperative Agreement— U. S. Geological Survey . .	13,000.00

G. Equipment:

G-1. Office Equipment	4,000.00
G-4. Motor Vehicles and Equip- ment	4,000.00
G-8. Laboratory Equipment	17,500.00
For Salary and Wage Adjust- ments	5,190.00

TOTAL (S. C. Pollution Control Authority)	\$ 219,183.00
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SECTION 47

State Dairy Commission

For Administration:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 9,517.00
Auditors	40,426.00
Inspector	7,212.00
Secretaries	9,790.00

A-3. Special Payments:

Per Diem and Travel for Com- missioners (8)	3,500.00
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B. Contractual Services:

B-2. Travel	12,100.00
B-3. Telegraph and Telephone ..	1,500.00
B-4. Repairs	350.00

C. Supplies:

C-4. Office Supplies	2,000.00
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D. Fixed Charges and Contributions:

D-1. State Office Building Rental	4,054.00
D-2. Insurance	18.00
For Salary and Wage Adjust- ments	3,347.00

TOTAL (State Dairy Commission) .	\$ 93,814.00
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SECTION 48

State Tax Commission

Item 1. Administrative Division:

A. Personal Service:

A-1. *Salaries:*

Chairman	\$ 18,000.00
Commissioners	64,000.00
Executive Secretary	14,500.00
Administrative Assistants	35,364.00
Clerks	64,585.00
Service Clerks	134,858.00
Secretaries	69,703.00
Warrant Officers	105,924.00
Temporary Help	12,100.00

A-2. Wages:

Janitor	858.00
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Total (Item 1) Administrative Division	\$ 519,892.00
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Item 2. Estate Tax Division:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 14,000.00
Steno-Clerks	9,780.00
Auditors	29,075.00

Total (Item 2) Estate Tax Division	\$ 52,855.00
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Item 3. Property Tax Division:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 14,000.00
Clerks	41,197.00
Field Agents	73,154.00
Assessment Supervisors	85,719.00

Total (Item 3) Property Tax Division	\$ 214,070.00
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Item 4. Income Tax Division:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 14,000.00
Secretaries	38,018.00
Clerks	324,668.00
Auditors	575,459.00

Total (Item 4) Income Tax Division \$ 952,145.00

Item 5. License Tax Division:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 14,000.00
Secretaries	24,456.00
Clerks	48,904.00
Auditors	142,700.00
Field Agents	114,160.00

Total (Item 5) License Tax Division \$ 344,220.00

Item 6. Beer and Wine and Alcoholic
Liquors Division:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 14,000.00
Secretaries	15,836.00
Clerks	40,884.00
Examiners	22,929.00
Investigators	92,404.00

Total (Item 6) Beer and Wine and Alcoholic Liquors Division \$ 186,053.00

Item 7. Sales Tax Division:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 14,000.00
Secretaries	70,267.00
Clerks	222,840.00
Auditors	793,778.00

Total (Item 7) Sales Tax Division \$1,100,885.00

Item 8. Data Processing Division:

A. Personal Service:

A-1. *Salaries*:

Director	\$ 14,000.00
Systems Analysis Unit	39,355.00
Accounting Unit	77,845.00
Machine Operators	214,865.00
Temporary Help	3,025.00

Total (Item 8) Data Processing
Division

\$ 349,090.00

Item 9. General Operating:

B. Contractual Services:

B-1. Freight, Express and Deliveries	\$ 5,000.00
B-2. Travel	475,000.00
B-3. Telegraph and Telephone ..	25,000.00
B-4. Repairs	28,000.00
B-5. Printing, Binding and Advertising	10,000.00
B-6. Water, Heat, Light and Power	1,500.00

C. Supplies:

C-4. Office Supplies and Stamps	337,100.00
C-8. Motor Vehicle Supplies	3,000.00

D. Fixed Charges and Contributions:

D-1. Rents:

Machine Rental	191,000.00
District Office	25,000.00
Post Office Box	84.00
State Office Building Rental ..	110,583.00

D-2. Insurance—Premium on

Bonds	6,000.00
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D-3. Contributions	1,500.00
Assessors School	2,000.00

G. Equipment:

G-1. Office Equipment	30,000.00
G-4. Motor Vehicles and Equipment	4,000.00

For Codifying Commission Regula- tions and Decisions	1,500.00
Property Reassessment	12,600.00
	<hr/>
Total (Item 9) General Operating..	\$ 1,268,867.00
For Salary and Wage Adjustments ..	167,736.00
	<hr/>
TOTAL (State Tax Commission) ..	\$ 5,155,813.00

Provided, That the Tax Commission is hereby authorized to purchase Revenue stamps and to draw warrants for the payment thereof against the revenue account for which they were purchased.

Provided, Further, That appropriations in this Act to cover the cost of law enforcement with respect to alcoholic liquors in the Governor's Office and the cost of the administration of the Alcoholic Liquors Division of the Tax Commission shall be deducted from the total revenues from alcoholic liquors before distribution of such revenues to the counties and municipalities of the State.

Provided, Further, That the Revolving Fund which is maintained for the purpose of purchasing alcoholic beverages in connection with the Alcoholic Liquors Division, in law enforcement, shall be limited to \$500.00.

Provided, Further, That the Tax Commission, with the approval of the Budget and Control Board, is authorized to expend from the revenue collected under the provisions of Act 654, Acts of 1956, such additional money as is necessary to the adequate administration and enforcement of the said Act.

Provided, Further, That notwithstanding any provisions in this Act to the contrary, the Budget and Control Board is authorized to approve a reclassification of personnel of the Tax Commission for the year 1967-68 in accord with a proposed plan submitted by the Commission to the Board with its appropriation request for 1967-68.

Provided, Further, That the Tax Commission is hereby directed to design and provide special tax stamps for use in the administration and collection of the tax on shells and cartridges provided for in Article 3, Chapter 11, Code of Laws of South Carolina of 1962. Such stamps shall be sold on the same terms and conditions as stamps provided for other taxes in this same Article.

SECTION 49

Insurance Department

Executive Control of Insurance:

A. Personal Service:

A-1. *Salaries:*

Administration:

Chief Insurance Commissioner \$	16,500.00
Chief Deputy Insurance Commissioner	14,135.00
Deputy Ins. Commissioner—	
Technical	13,035.00
Deputy Ins. Commissioner—	
Administrative	13,035.00
Life Actuary	15,000.00
Casualty Actuary	16,500.00
General Counsel	13,035.00
Assistant General Counsel	9,360.00
Executive Secretary	6,186.00
Legal Secretary	5,395.00
Directors	88,071.00
Actuary—Examiners	20,445.00
Analysts	40,111.00
Auditors	46,027.00
Bookkeepers	9,872.00
Clerk-Typists	18,835.00
Clerks	63,419.00
Coordinator	9,517.00
Investigators	58,890.00
Examiners	94,760.00
Secretaries	42,993.00
Statisticians	29,798.00
Stenographers	17,289.00
Extra Clerical Help	1,700.00
Administration LP-Gas:	
Director	9,517.00
Chief—LP-Gas Inspector	7,138.00
LP-Gas Inspectors	31,047.00
Steno-Clerk	4,640.00
A-3. Special Payments	1,000.00

General Operating:

B. Contractual Services:

B-2. Travel	46,350.00
B-3. Telegraph and Telephone ..	10,000.00
B-4. Repairs	3,300.00
B-7. Other Contractual Services	6,350.00

C. Supplies:

C-4. Office Supplies	27,250.00
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D. Fixed Charges and Contributions:

D-1. Rents	28,070.00
D-2. Insurance	2,200.00
D-3. Contributions	530.00

G. Equipment:

G-1. Office Equipment	6,000.00
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For Salary and Wage Adjustment .	35,198.00
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TOTAL (Insurance Department) ... \$ 882,498.00

SECTION 50

Contractor's Licensing Board

For Administration:

A. Personal Service:

A-1. *Salaries:*

Secretary-Treasurer	\$ 6,662.00
Assistant Secretary-Treasurer .	4,705.00
Field Representative	6,528.00
Steno-Clerk	3,051.00

A-3. Special Payments:

Per Diem Board Members	300.00
Examinations	3,500.00

B. Contractual Services:

B-2. Travel	6,500.00
B-3. Telegraph and Telephone ..	400.00
B-4. Repairs	125.00
B-5. Printing and Advertising ..	100.00

C. Supplies:

C-4. Office Supplies	4,500.00
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D. Fixed Charges and Contributions:

D-1. State Office Building Rental	1,800.00
D-2. Bond Premium and Insurance	40.00

G. Equipment:	
G-1. Office Equipment	1,000.00
For Salary and Wage Adjust- ments	1,047.00
<hr/>	
TOTAL (Contractors' Licensing Board)	\$ 40,258.00

SECTION 51

Department of Veterans Affairs

Item 1. For Administration:

A. Personal Service:

A-1. Salaries:

State Service Officer	\$ 12,500.00
Asst. State Service Officer	9,500.00
Senior Claims Representative	8,500.00
Junior Claims Representative..	7,250.00
Junior Claims Representative..	7,500.00
Secretary	4,994.00
Senior Stenographer	4,147.00

B. Contractual Services:

B-2. Travel	2,000.00
B-3. Telegraph and Telephone ..	1,500.00
B-4. Repairs	150.00

C. Supplies:

C-4. Office Supplies	1,800.00
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D. Fixed Charges and Contributions:

D-1. State Office Building Rental	3,639.00
D-3. Association Dues	100.00

G. Equipment:

G-1. Office Equipment	1,500.00
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Total (Item 1) For Administration	\$ 65,080.00
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Item 2. Operation of County Offices.	\$ 266,237.00
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Item 3. Veterans' Organizations:

A. Personal Service:

A-1. Salaries:

Service Officer, VFW	\$ 2,060.00
Secretary, Service Officer, VFW	4,120.00
Service Officer, DAV	5,500.00

Secretary, DAV	680.00	
Service Officer, The American Legion	5,150.00	
Secretary, Service Officer, American Legion	1,030.00	
<hr/>		
Total (Item 3) Veterans' Organiza- tions		\$ 18,540.00
For Salary and Wage Adjust- ments		15,505.00
<hr/>		
TOTAL (Department of Veterans' Affairs)		\$ 365,362.00
<i>Provided, That for the fiscal year 1967-68 the amount paid each county for "Operation of County Offices" shall be increased by 5% above the amount paid in 1966-67.</i>		

SECTION 52

Department of Agriculture

Item 1. Superintendence and Admin-
istration:

A. Personal Service:

A-1. *Salaries:*

Commissioner	\$ 20,000.00
Deputy Commissioner	10,712.00
Assistant to Commissioner	9,828.00
Secretary	6,188.00
Clerks	16,128.00
<hr/>	

Total (Item 1) Superintendence and
Administration \$ 62,856.00

Item 2. Finance Division:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 8,922.00
Assistant Director	8,498.00
Secretary	5,000.00
Accountant	7,000.00
Auditors	38,000.00
<hr/>	

Total (Item 2) Finance Division... \$ 67,420.00

Item 3. Publications and Statistics:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 8,268.00
Editor—Market Bulletin	5,408.00
Clerk-Typist	4,758.00
Clerks	8,164.00

B. Contractual Services:

B-5. Printing and Advertising:

Market Bulletin	50,500.00
Agricultural Statistics	5,000.00

C. Supplies:

C-4. Office Supplies	9,500.00
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G. Equipment:

G-1. Office Equipment	500.00
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Total Item 3 (Publications and Statistics)	\$ 92,098.00
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Item 4. Chemical Laboratory:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 10,712.00
Chief Chemist	9,360.00
Secretary	5,356.00
Stenographer	4,290.00
Chemists	37,466.00
Chief Seed Analyst	7,852.00
Seed Analysts	26,021.00
Seed Technicians	35,688.00
Laboratory Technician	4,290.00

A-2. Wages:

Porter	2,626.00
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Total (Item 4) Chemical Laboratory	\$ 143,661.00
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Item 5. Pure Food and Drug:

A. Personal Service, Materials, Supplies and Equipment

	\$ 69,506.00
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Item 6. Bureau of Inspection:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 9,828.00
Secretary	4,758.00
Seed, Feed, Oil and Scales:	
Inspectors	115,908.00
Stenographer	3,588.00

Total (Item 6) Bureau of Inspection \$ 134,082.00

Item 7. Warehouse Division:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 9,633.00
Secretary	4,992.00
Audit Clerks	18,564.00
Warehouse Auditors	43,745.00
Clerk	5,486.00

A-3. Special Payments:

Extra Help	1,300.00
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Total (Item 7) Warehouse Division \$ 83,720.00

Item 8. Egg Law Enforcement:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 8,840.00
Inspectors	62,328.00

B. Contractual Services:

B-2. Travel	28,200.00
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Total (Item 8) Egg Law Enforcement \$ 99,368.00

Item 9. General Operating:

B. Contractual Services:

B-1. Freight, Express and

Deliveries	\$ 4,500.00
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B-2. Travel	78,450.00
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B-3. Telephone and Telegraph ..	4,800.00
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B-4. Repairs	6,000.00
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B-6. Water, Heat, Light and

Power	1,000.00
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C. Supplies:	
C-4. Office Supplies	40,000.00
C-8. Motor Vehicle Supplies	3,500.00
C-11. Other Supplies	16,000.00
D. Fixed Charges and Contributions:	
D-1. Rents	3,036.00
State Office Building Rental ..	25,236.00
Machine Rental	4,800.00
D-2. Insurance	3,000.00
D-3. Association Dues	350.00
State Fair Exhibit	400.00
G. Equipment:	
G-1. Office Equipment	1,500.00
G-4. Motor Vehicles and Equip- ment	5,000.00
G-8. Other Equipment	10,000.00
<hr/>	
Total (Item 9) General Operating	\$ 207,572.00
For Salary and Wage Adjustments	30,445.00
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TOTAL (Department of Agriculture)	\$ 990,728.00
<i>Provided, That the Market Bulletin shall be classified as a news- paper for purposes of exemption from the retail sales tax.</i>	

SECTION 53

State Agricultural Marketing Commission

Item 1. For Administration:

A. Personal Service:

A-1. *Salaries:*

Marketing Director	\$ 6,437.00
Market Coordinator	7,438.00
Chief Grain Inspector	7,994.00
Secretary	4,164.00

A-3. Special Payments:

Per Diem of Members	200.00
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B. Contractual Services:

B-2. Travel	6,000.00
B-3. Telegraph and Telephone ..	400.00
B-4. Repairs	105.00
B-5. Printing and Advertising ..	100.00

C. Supplies :		
C-4. Office Supplies	200.00	
D. Fixed Charges and Contributions :		
D-3. Contributions	40.00	
G. Equipment :		
G-1. Office Equipment	200.00	
	<hr/>	
Total (Item 1) For Administration		\$ 33,278.00
Item 2. Farm Market Facilities, Sur-		
veys and Service		\$ 29,000.00
For Salary and Wage Adjustments		1,302.00
	<hr/>	
TOTAL (State Agricultural Market-		
ing Commission)		\$ 63,580.00

SECTION 54

State Forestry Commission

Item 1. Division of Forestry	\$ 2,511,457.00
Item 2. Division of State Parks	562,557.00
Item 3. Historical Areas	20,919.00
For Salary and Wage Adjust-	
ments	106,384.00
	<hr/>
TOTAL (State Forestry Commis-	
sion)	\$ 3,201,317.00

Provided, That, for reforestation purposes on State Forest lands, the State Forestry Commission is authorized to rent newly cleared lands for agricultural purposes, and to use the State's portion of the rent received therefrom for clearing additional lands, and, pending expenditures, such funds shall be held in a special account in the State Treasury.

Provided, Further, That the State Forestry Commission may refund deposits placed with the Commission with orders for tree seedlings and for park cabin reservations.

Provided, Further, That all net revenues derived from the operation of the fishing pier at the Myrtle Beach State Park shall be used for improvements at the said park.

Provided, Further, That the State Forestry Commission is hereby authorized to provide reasonable aid or assistance to its regular employees in moving their personal effects from one town or place

to another town or place, when their headquarters are so moved in the course of the business of the department.

Provided, Further, That the Commission may, upon request, cut fire lanes for private persons and charge for same at the rate of \$10.00 per hour for the use of heavy suppression units, and \$8.00 per hour for use of medium suppression units. All such monies shall be deposited in a special fund to be used exclusively for the operation, maintenance and replacement of such units, upon the approval of the Budget and Control Board.

Provided, Further, That revenue received by the Forestry Commission for hunting and fishing permits for Manchester State Forest shall be deposited in the State Treasury to the credit of the General Fund.

Provided, Further, That tractor drivers in the Division of Forestry shall be employed on a twelve months basis in 1967-68.

Provided, Further, That no salary shall be paid for the management of the Andrew Jackson State Park.

SECTION 55

Clemson University (Public Service Activities)

Item 1.	Agricultural Research . . .	\$ 1,681,425.00
Item 2.	Extension Division: Current Programs	1,477,437.00
	Educational Television Program	60,000.00
Item 3.	Fertilizer Inspection and Analysis	116,934.00
Item 4.	Livestock and Poultry Health Department	422,882.00
Item 5.	Camp Bob Cooper	2,400.00
Item 6.	Camp Long	2,400.00
Item 7.	Camp Harry Daniel	2,400.00
	For Salary and Wage Adjustments	149,712.00

TOTAL (Clemson University—Public Service Activities) . . .	\$ 3,915,590.00
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Provided, That the Agricultural Research Division of Clemson University shall remit to the State Treasurer all revenues, including funds derived from the sale of farm products, for credit to a special account in the State Treasury for Agricultural Research Work, and

that such funds may be withdrawn from the State Treasury, as needed, for the use of the Agricultural Research Division.

Provided, Further, That out of the appropriation provided in this section for Agricultural Research the sum of \$20,000, if so much be necessary, shall be used for research related to forest pests and the control of same, and whatever amount is deemed necessary shall be used in Poultry Research.

Provided, Further, That out of the appropriation provided in Item 4 of this Section the sum of \$16,600.00, if so much be necessary, shall be used for meat inspection.

Provided, Further, That a Poultry Pathologist may be employed out of funds provided in Item 4 of this section.

Provided, Further, That out of the appropriation herein provided for Agricultural Research a sum of \$65,000.00, if so much be necessary, shall be used for the program of Tobacco Mechanization Research.

SECTION 56

State Soil and Water Conservation Committee

For Administration:

A. Personal Service:

A-1. Salaries:

Executive Secretary	\$ 10,403.00
Associate Executive	
Secretary	8,500.00
Watershed Projects	
Coordinator	7,500.00
Clerk-Stenographer	3,885.00

A-3. Special Payments:

Per Diem:

Members State Committee ...	600.00
Clerical Help	500.00

B. Contractual Services:

B-2. Travel	17,500.00
B-3. Telegraph and Telephone ..	500.00
B-5. Printing and Advertising ..	900.00
B-7. Soil Survey Agreement ...	50,000.00
Watershed Planning Agree-	
ment	100,000.00
Operating Funds for Soil and	
Water Conservation Dis-	
tricts	66,000.00

C. Supplies:

C-4. Office Supplies 900.00

D. Fixed Charges and Contributions:

D-1. State Office Building Rental 1,144.00

G. Equipment:

G-1. Office Equipment 500.00

For Salary and Wage Adjust-
ments 1,139.00TOTAL (State Soil and Water Con-
servation Committee) \$ 269,971.00

Provided, That the appropriation in this section for "Operating Funds for Soil and Water Conservation Districts" shall be used by the districts of the State Soil and Water Conservation Committee for clerical assistants and/or technical assistants to the district's program. *Provided, Further*, No district shall receive any funds under this provision unless the county or counties wherein the district is located shall have appropriated no less than three hundred dollars to the district from county funds for the same purposes.

SECTION 57

Department of Labor

Item 1. For Administration:

Officer of the Commissioner:

A. Personal Service:

A-1. *Salaries*:

Commissioner	\$ 15,000.00
Investigation Supervisor	6,866.00
Administrative Assistant	6,207.00
Secretary to Commissioner ...	4,760.00
Bookkeeper	5,500.00
Senior Conciliator	7,274.00
Junior Conciliator	6,611.00
Junior Conciliator	6,408.00

Division of Inspection:

Director of Inspection and Deputy Commissioner ...	8,506.00
Secretary to Director	4,760.00
Clerks	7,212.00
Inspectors	80,394.00

Division of Standards and Statistics:

Director of Standards and Statistics	6,942.00	
Secretary to Director	4,500.00	
Statistician	4,760.00	
Clerks (2)	6,887.00	
A-3. Special Payments:		
Clerical Help	300.00	
B. Contractual Services:		
B-2. Travel	43,450.00	
B-3. Telephone and Telegraph ..	2,000.00	
B-4. Repairs	300.00	
B-5. Printing and Advertising ..	1,750.00	
C. Supplies:		
C-4. Office Supplies	3,500.00	
C-11. Other Supplies	100.00	
D. Fixed Charges and Contributions:		
D-1. Rents	76.00	
State Office Building Rental ..	9,168.00	
D-2. Insurance	80.00	
D-3. Contributions:		
Association Dues	75.00	
Fair Exhibits	400.00	
G. Equipment:		
G-1. Office Equipment	350.00	
Total Item 1 (For Administration)		\$ 244,136.00
Item 2. Division of Safety:		
A. Personal Service:		
A-1. Salaries:		
Safety Director	\$ 6,942.00	
Safety Engineers	12,414.00	
Secretary	4,467.00	
Safety Coordinator	7,150.00	
Total Item 2 (Division of Safety) ..		\$ 30,973.00
For Salary and Wage Adjust- ments		10,483.00
TOTAL (Department of Labor) ...		\$ 285,592.00

SECTION 58

South Carolina Employment Security Commission

The salaries of the South Carolina Employment Security Commissioners are hereby fixed at Nine Thousand Eight Hundred and Ninety-Three (\$9,893.00) Dollars each.

SECTION 59

South Carolina Industrial Commission

Item 1. Administration:

A. Personal Service:

A-1. *Salaries:*

Administrative:

Commissioners (6)	\$ 96,000.00
Supplemental Salary—Chairman	1,000.00
Administrative Assistant	13,576.00
Legal Secretaries (6)	30,492.00
Reporters (6)	46,840.00
Secretary	5,116.00
Senior Stenographer	4,577.00
Bookkeeper	5,493.00
Docket Clerk	3,926.00

Coverage:

Compliance Officer	7,150.00
Clerk-Typist	3,334.00
Senior Stenographer	3,611.00
Senior Clerk	3,334.00
Senior Clerk	4,165.00
Machine Operator	3,394.00

Claims:

Claims Examiner	10,157.00
Assistant Claims Examiner ..	8,718.00
Senior Stenographer	4,323.00
Secretary	4,101.00
Clerk	3,960.00

Clerical:

Senior Clerks (2)	8,646.00
Junior Clerk	3,373.00

Medical:

Medical Consultant	3,015.00
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Senior Stenographer	4,323.00
Safety:	
Senior Safety Engineer	7,025.00
Junior Safety Engineer	5,798.00
Junior Clerk	3,611.00
Statistical:	
Supervisor of Coverage and	
Statistics	7,365.00
Statistician	4,563.00
Statistician	4,563.00
Machine Operator	4,045.00
Senior Clerk	3,611.00
State Fund:	
Director	13,576.00
Assistant Director	6,766.00
Claims Investigator	6,282.00
Claims Investigator	5,272.00
Senior Stenographer	4,323.00
Senior Stenographer	4,323.00
Senior Clerk	3,611.00
Senior Payroll Auditor	6,282.00
Junior Payroll Auditor	5,409.00
Senior Clerk	3,611.00
Other Services:	
Mail Clerk	3,611.00
A-3. Special Payments:	
Clerical Help	4,800.00
B. Contractual Services:	
B-2. Travel	24,750.00
B-3. Telegraph and Telephone ..	5,600.00
B-4. Repairs	2,800.00
B-5. Printing and Advertising ..	1,000.00
C. Supplies:	
C-4. Office Supplies	23,000.00
C-8. Motor Vehicle Supplies	4,000.00
D. Fixed Charges and Contributions:	
D-1. Rents	6,550.00
State Office Building Rental ..	34,154.00
D-2. Insurance, Workmen's	
Comp. and Bonds	1,000.00
D-3. Contributions	300.00

G. Equipment:

G-1. Office Equipment	2,800.00
G-4. Motor Vehicles and Equip- ment	6,000.00
For Salary and Wage Adjust- ments	18,774.00

TOTAL (S. C. Industrial Com- mission)	\$ 521,799.00
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SECTION 60

Wildlife Resources Department

Item 1. Division of Game:

A. Personal Service	\$ 94,153.00
B. Contractual Services	22,550.00
C. Supplies	14,550.00
D. Fixed Charges and Contributions	22,109.00
G. Equipment	2,100.00
For Salary and Wage Adjustments	4,535.00

Total Item 1 (Division of Game) ..	\$ 159,997.00
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Item 2. Division of Boating:

A. Personal Service	\$ 36,759.00
B. Contractual Services	11,200.00
C. Supplies	14,500.00
D. Fixed Charges and Contributions	250.00
G. Equipment	2,500.00
For Salary and Wage Adjustments	1,658.00

Total Item 2 (Division of Boating) ..	\$ 66,867.00
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Item 3. Division of Commercial Fisheries:

A. Personal Service	\$ 71,555.00
B. Contractual Services	10,575.00
C. Supplies	14,485.00
D. Fixed Charges and Contributions	2,540.00
G. Equipment	5,350.00
Off-Shore Fishing Drops	30,000.00
Scientific Research	50,000.00
For Salary and Wage Adjustments	3,010.00

Total Item 3 (Division of Com- mercial Fisheries)	\$ 187,515.00
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Item 4. Bears Bluff Laboratories:

A. Personal Service	\$ 60,615.00
B. Contractual Services	3,135.00
C. Supplies	3,435.00
D. Fixed Charges and Contributions	2,000.00
G. Equipment	700.00
For Salary and Wage Adjustments	2,764.00

Total Item 4 (Bears Bluff Laboratories)	\$ 72,649.00
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Item 5. Outdoor Recreation:

For Matching Federal Funds—Development of Plan for Outdoor Recreation Program.

.....	\$ 61,055.00
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Total Item 5 (Outdoor Recreation)	\$ 61,055.00
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TOTAL (Wildlife Resources Department)	\$ 548,083.00
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Provided, That the total amount of appropriations made in items one and two of this section shall be transferred from the revenues of this department to the general fund of the State for payment of the appropriations made in said items.

Provided, Further, That no funds belonging to the counties of the State, now on hand or hereafter accruing to the counties, shall be expended except on approval of a majority of the respective county delegations. *Provided*, That an annual accounting of all such funds and expenditures shall be furnished by the Department to each member of each county delegation.

Provided, Further, That no transfer of funds shall be permitted by the State Budget and Control Board from the game and fish revenues to supplement or increase the appropriations provided in this section, it being the intent of the General Assembly that the remainder of the game and fish revenues shall be expended only for the actual protection and propagation of game and fish in the State.

Provided, Further, That any member of the armed forces of the United States, on active duty, who is on furlough or leave, shall upon presentation of his official furlough or leave papers, be allowed to fish or hunt without purchasing a fishing or hunting license, or permit.

Provided, Further, That the Wildlife Resources Department is hereby directed to reimburse the State's General Fund for the amount of the premium necessary to pay workmen's compensation under the Industrial Commission's State Fund.

Provided, Further, That fees and other revenue collected by the Commercial Fisheries Division shall be deposited in the State Treasury in a special account to the credit of the Wildlife Resources Department and may be applied on the expenses of the Commercial Fisheries and Bears Bluff Laboratories Divisions.

Provided, Further, That of the revenue collected during 1967-68 pursuant to the provisions of Section 65-703, Code of Laws of South Carolina of 1962, providing a tax on cartridges, shells and playing cards, the sum of \$165,000.00 shall be credited to a special account in the State treasury for the Wildlife Resources Department for use by the Department in its operations.

Provided, Further, That the Budget and Control Board is authorized to approve transfers of appropriations in this section relating to personnel and other operating expenses of the Wildlife Resources Commission to the extent necessary to conform to any plan presented to it by the Wildlife Resources Commission.

Provided, Further, That the amount not used in the 1966-1967 appropriation for marking submerged islands, points and channels in inland lakes shall be added to the 1967-1968 appropriation.

Provided, Further, That \$71,612.00 be transferred from the Division of Commercial Fisheries to the Division of Game.

Provided, Further, That the Wildlife Resources Department is hereby authorized to purchase a twin engine plane out of funds available to the Department.

Provided, Further, That any unexpended balance on June 30, 1967 in the amount appropriated in Part I, Section 61 of the General Appropriation Act for 1966-67 for "Outdoor Recreation" may be carried forward and expended for the same purposes in 1967-68.

SECTION 61

S. C. Recreation Commission

A. Personal Service:

A-1. Salaries:

Director	\$ 10,000.00
Secretary	4,100.00
Clerical p.t.	800.00

A-3. Special Payments:	
Per Diem and Travel—Com-	
mission	1,200.00
B. Contractual Services:	
B-2. Travel	2,000.00
B-3. Telegraph and Telephone ..	750.00
B-5. Printing and Advertising ..	1,500.00
C. Supplies:	
C-4. Office Supplies	1,800.00
C-7. Educational Supplies	500.00
D. Fixed Charges and Contributions:	
D-1. Rent	2,280.00
D-2. Insurance	100.00
D-3. Contributions and Dues ...	200.00
G. Equipment:	
G-1. Office Equipment	500.00
G-7. Educational Equipment	300.00
G-8. Other Equipment	980.00
For Salary and Wage Adjustments	770.00
<hr/>	
TOTAL (Recreation Commission) ..	\$ 27,780.00

SECTION 62

Board of Bank Control

A. Personal Service:	
A-1. <i>Salaries:</i>	
Executive Secretary	\$ 8,000.00
A-3. Special Payments:	
Per Diem of Board	550.00
Official Expense Allowance—	
Chairman	636.00
Extra Clerical Help	750.00
B. Contractual Services:	
B-2. Travel	1,100.00
D. Fixed Charges and	
Contributions:	
D-1 Rent	2,088.00
<hr/>	
Total (Item 1) Board of Bank	
Control	\$ 13,124.00

Item 2. Examining Division:**A. Personal Service:****A-1. Salaries:**

Chief Bank Examiner	\$ 14,476.00
Assistant Chief Bank Examiner	10,707.00
Assistant Examiners	99,918.00
Secretary	6,163.00
Stenographer	5,554.00
Stenographer	5,196.00
Stenographer	4,640.00

B. Contractual Services:

B-2. Travel	59,400.00
B-3. Telegraph and Telephone ..	1,500.00
B-4. Repairs	600.00
B-5. Printing and Advertising ..	150.00
B-7. Other Contractual Services	1,200.00

C. Supplies:

C-4. Office Supplies	1,750.00
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D. Fixed Charges and Contributions:

D-1. Rents	18.00
State Office Building Rental	2,881.00
D-2. Insurance	175.00
D-3. Contributions	350.00

G. Equipment:

G-1. Office Equipment	1,000.00
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Total (Item 2) Examining Division	\$ 215,678.00
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Item 3. Consumer Finance Division:**A. Personal Service:****A-1. Salaries:**

Director	\$ 13,035.00
Assistant Director	9,992.00
Examiners	36,449.00
Secretary	6,066.00

A-3. Special Payments:

Per Diem of Board	500.00
Official Expense Allowance— Chairman	1,590.00

Hearing Fees	1,000.00	
Extra Clerical Help	1,500.00	
B. Contractual Services:		
B-2. Travel	28,000.00	
B-3. Telegraph and Telephone ..	600.00	
B-4. Repairs	350.00	
C. Supplies:		
C-4. Office Supplies	2,500.00	
D. Fixed Charges and Contributions:		
D-1. Rents	9.00	
State Office Building Rental ..	1,651.00	
D-2. Insurance	137.00	
D-3. Contributions	100.00	
G. Equipment:		
G-1. Office Equipment	1,000.00	
<hr/>		
Total (Item 3) Consumer Finance		
Division		\$ 104,479.00
For Salary and Wage Adjustments		10,692.00
<hr/>		
TOTAL (Board of Bank Control) ..		\$ 343,973.00

Provided, That the Board of Bank Control shall fix the examination fees of banks, depositories, and building and loan associations on a scale which will yield sufficient revenue to defray the entire expenses of one examination per year for each bank, depository, and building and loan association.

SECTION 63

Public Service Commission

Item 1. For Administration:

A. Personal Service:

A-1. Salaries:

Chairman	\$ 15,500.00
Commissioners (6)	90,000.00
Executive Secretary	10,500.00
Asst. Secretary	7,109.00
Director of Rate Bureau	11,301.00
Office Assistant	6,186.00
Director, Telephone, Gas and	
Water	10,500.00
Assistant Director	9,772.00

Chief Accountant	8,895.00	
Accountant	7,198.00	
Field Auditor	6,600.00	
Stenographers (2)	9,198.00	
Steno-Clerk	4,000.00	
Steno-Clerk	4,000.00	
Reporter	7,541.00	
Assistant Reporter	5,716.00	
A-2. Wages	2,677.00	
B. Contractual Services:		
B-2. Travel	32,500.00	
B-3. Telegraph and Telephone ..	2,000.00	
B-4. Repairs	500.00	
B-5. Printing and Advertising ..	100.00	
Printing—Litigation	750.00	
C. Supplies:		
C-4. Office Supplies	3,200.00	
D. Fixed Charges and Contributions:		
D-1. State Office Building Rental	7,726.00	
D-2. Insurance	100.00	
D-3. Contributions	1,100.00	
G. Equipment:		
G-1. Office Equipment	3,200.00	
For Salary and Wage Adjust-		
ments	9,111.00	
<hr/>		
Total (Item 1) For Administration.		\$ 276,980.00
Item 2. Motor Transport Division:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Director	\$ 10,500.00	
Office Assistant	7,138.00	
Chief Clerk	6,361.00	
Cashier	9,008.00	
Insurance Clerk	4,717.00	
Stenographer	5,517.00	
Steno-Clerk	5,131.00	
Steno-Clerk	4,467.00	
Clerk	4,282.00	
Chief Inspector, District No. 1	7,138.00	

Chief Inspector, District No. 2	7,138.00	
Inspectors	119,876.00	
A-3. Special Payments:		
Extra Clerical Help	650.00	
B. Contractual Services:		
B-2. Travel	59,067.00	
B-3. Telegraph and Telephone ..	1,800.00	
B-4. Repairs	200.00	
B-6. Water, Heat, Light and Power	30.00	
C. Supplies:		
C-4. Office Supplies	5,000.00	
C-8. Motor Vehicle Supplies	500.00	
C-12. Other Supplies (License Plates)	1,800.00	
D. Fixed Charges and Contributions:		
D-1. State Office Building Rental	2,327.00	
D-2. Insurance	879.00	
G. Equipment:		
G-1. Office Equipment	500.00	
For Salary and Wage Adjust- ments	9,564.00	
<hr/>		
Total (Item 2) Motor Transport Division		\$ 273,590.00
Item 3. Utilities Division:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Director	\$ 10,500.00	
Assistant Director	9,750.00	
Accountant	7,700.00	
Engineer	7,500.00	
Field Inspector	7,700.00	
Typist	1,982.00	
Stenographers (2)	9,696.00	
B. Contractual Services:		
B-2. Travel	5,000.00	
B-3. Telegraph and Telephone ..	750.00	
C. Supplies:		
C-4. Office Supplies	1,000.00	

D. Fixed Charges and Contributions:

D 1. State Office Building Rental	2,047.00
For Salary and Wage Adjustments	2,923.00

Total (Item 3) Utilities Division .. \$ 66,548.00

TOTAL (Public Service Commission) \$ 617,118.00

Provided, That the appropriation for Item 3 of this Section shall be assessed against and collected from the electric light and power companies, operating in this State and shall be based upon the gross revenues of said companies from their business done wholly within the State of South Carolina as is set out in Section 58-60 of the Code of Laws of South Carolina, 1962.

Provided, Further, That all public service companies doing business in this State, shall, on or before June 30, 1968, furnish the Comptroller General in such form as he may require, a statement setting forth the gross income of such public service company for the year ending December 31, 1967.

Provided, Further, That telephone companies are authorized to furnish free telephone service for official business to the Public Service Commission.

Provided, Further, That the Motor Transport Division of the Public Service Commission is hereby authorized to make refunds of fees which were erroneously collected.

Provided, Further, That the Commission, within its discretion, may prorate and adjust any portion or all of the license fees for D, E, and F certificate holders as between vehicles and units of various types.

Provided, Further, That the Commission is hereby prohibited from continuing the employment beyond June 30, 1967, of any personnel beyond mandatory retirement age.

SECTION 64

South Carolina Aeronautics Commission

Item 1. For Administration:

A. Personal Service:

A-1. Salaries:

Director	\$ 15,000.00
Assistant Director	10,431.00
Secretary to Commission	5,000.00

Office Manager	6,071.00	
Stenographer	3,569.00	
A-2. Wages:		
Janitor	2,422.00	
A-3. Special Payments	6,500.00	
Air Traffic Survey	35,000.00	
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Total (Item 1) For Administration		\$ 83,993.00
Item 2. For Regulation, Training and Inspection:		
A. Personal Service:		
A-1. <i>Salaries</i> :		
Flight Inspector	\$ 8,340.00	
General Aviation Safety Officer	7,200.00	
<hr/>		
Total (Item 2) For Regulation, Training and Inspection ..		\$ 15,540.00
Item 3. For Airport Maintenance:		
A. Personal Service:		
A-1. <i>Salaries</i> :		
Chief Supervisor	\$ 6,600.00	
Electrician	4,640.00	
Machine Operators	20,202.00	
A-2. Wages:		
Laborers	4,876.00	
Temporary Help	4,500.00	
<hr/>		
Total (Item 3) For Airport Maintenance		\$ 40,818.00
Item 4. For Equipment Maintenance:		
A. Personal Service:		
A-1. <i>Salaries</i> :		
Shop Foreman	\$ 5,629.00	
Mechanic	4,640.00	
<hr/>		
Total (Item 4) For Equipment Maintenance		\$ 10,269.00
Item 5. For Operation:		
B. Contractual Services:		
B-2. Travel	\$ 4,000.00	
B-3. Telegraph and Telephone ..	3,000.00	
B-5. Printing and Advertising ..	600.00	

C. Supplies:	
C-4. Office Supplies	4,000.00
C-8. Motor Vehicle Supplies ..	10,000.00
C-11. Other Supplies	400.00
D. Fixed Charges and Contributions:	
D-3. Contributions	1,200.00
G. Equipment:	
G-1. Office Equipment	1,000.00
H. Aviation Safety and Training ..	3,850.00
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Total (Item 5) For Operation ...	\$ 28,050.00
Item 6. Maintenance and Improve- ment of Airports:	
B. Contractual Services:	
B-2. Travel	\$ 12,000.00
B-4. Repairs	15,000.00
B-6. Water, Heat, Light and Power	10,500.00
B-7. Other Contractual Services .	5,000.00
Engineering Airports	800.00
C. Supplies:	
C-5. Janitorial Supplies	1,800.00
C-8. Motor Vehicle Supplies	12,000.00
C-11. Maintenance Supplies	10,000.00
D. Fixed Charges and Contributions:	
D-1. Rents	1,025.00
D-2. Insurance	13,000.00
G. Equipment:	
G-4. Motor Vehicle Equipment .	12,000.00
<hr/>	
Total Item 6 (Maintenance and Improvement of Airports)	\$ 93,125.00
Item 7. Special Maintenance Fund for State System Airports:	
A. Personal Service:	
A-1. Salaries:	
Resident Maintenance Super visors	\$ 17,253.00

Item 8. State Aid for Airport Developments:

Marion County	8,850.00
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Total Item 8 (State Aid for Airport Development)	
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	\$ 8,850.00
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For Salary and Wage Adjustments	5,579.00
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	5,579.00
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TOTAL (Aeronautics Commission) ..	\$ 303,477.00
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Provided, That any unexpended balances on June 30, 1967 of appropriations for State Aid for Airport Developments may be carried forward and made available for the same purposes in 1967-68.

SECTION 65

State Development Board

Item 1. For Administration:

A-1. *Salaries:*

Director	\$ 21,120.00
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Assistant Director	12,900.00
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Administrative Assistant	7,198.00
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Industrial Agent	9,458.00
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Senior Stenographer	4,023.00
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Supply Room Clerk	3,520.00
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Industrial Engineer	12,458.00
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Secretary to Assistant Director	5,158.00
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Senior Stenographer	4,424.00
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Senior Stenographer	3,960.00
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Junior Accountant	6,241.00
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Field Men	60,261.00
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Agricultural and Internal Industries Division:

Assistant Director	16,529.00
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Agricultural Industries Specialist	8,400.00
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Industrial Markets Specialist..	10,325.00
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Secretary	4,666.00
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A-3. *Special Payments:*

Board Members	1,500.00
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Clerical Help	1,500.00
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B. Contractual Services:

B-1. Freight, Express and Deliveries	250.00
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B-2. Travel and Promotional Activities	36,100.00
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B-3. Telegraph and Telephone ..	28,400.00
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B-4. Repairs	2,600.00
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B-7. Other Contractual Services:

(a) Matching Funds for USGS Water Investigations, etc.	36,750.00
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C. Supplies:

C-4. Office Supplies	12,000.00
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C-7. Educational Supplies	2,800.00
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C-8. Motor Vehicle Supplies ...	4,000.00
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C-12. Other Supplies	150.00
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D. Fixed Charges and Contributions:

D-1. Rents	7,100.00
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State Office Building Rental ..	30,953.00
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D-2. Insurance	1,500.00
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D-3. Contributions	600.00
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G. Equipment:

G-1. Office Equipment	2,500.00
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G-2. Motor Vehicle Equipment ..	6,000.00
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Total Item 1 (Administration)	\$ 365,344.00
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Item 2. Division of Geology:

A. Personal Service:

A-1. Salaries:

State Geologist	\$ 12,451.00
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Secretary	5,145.00
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Project Geologist	9,000.00
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Engineering Services	1,500.00
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Draftsman	650.00
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Field Assistants	1,260.00
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B. Contractual Services:

B-2. Travel	3,300.00
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B-4. Repairs	750.00
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B-5. Printing, Binding and Advertising	4,000.00
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B-7 Other Contractual Services	400.00
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C. Supplies:

C-7. Educational Supplies	500.00
C-8. Motor Vehicle Supplies ...	750.00
C-12. Other Supplies	500.00

G. Equipment:

G-8. Other Equipment	250.00
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Total Item 2 (Division of

Geology)	\$ 40,456.00
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Item 3. Industrial Information, Ad-
vertising and Public
Relations:

A. Personal Service:

A-1. *Salaries:*

Industrial and Community De- velopment Writer (1) ...\$	9,800.00
Industrial and Community De- velopment Writer (2)	9,800.00
Art and Photography Editor ..	8,000.00
Secretary	5,100.00

Total (Personal Service)	\$ 32,700.00
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B. Contractual Services:

B-5. Printing, Binding and Ad- vertising	\$ 180,000.00
B-7. Feature Writers, Commercial Artists and Photo- graphers	8,000.00
Travel	5,000.00
Telephone and Telegraph	1,500.00

Total (Contractual Services)	\$ 194,500.00
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C. Supplies:

C-4. Office Supplies	\$ 4,800.00
C-12. Other Supplies (Photo, etc.)	6,000.00

Total (Supplies)	\$ 10,800.00
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Total Item 3 (Industrial Informa-
tion, Advertising and Pub-
lic Relations)

\$ 238,000.00

Item 4. Travel and Information

Division:

A. Personal Service:

A-1. *Salaries:*

Chief	\$ 11,974.00
Assistant Chief	9,161.00
Secretary	4,022.00
Clerk-Typist	3,402.00

Total Item 4 (Travel and Informa-
tion Division)

\$ 28,559.00

Item 5. Promotion of Tourist

Industry:

A. Personal Service:

A-1. *Salaries:*

Broadcasting Liaison	\$ 8,837.00
Publications Editor	8,271.00
Film Editor	7,700.00
Cameraman	7,150.00
Printer	6,000.00
Secretary	5,100.00
Senior Stenographer	4,079.00
Senior Stenographer	3,900.00
Clerk-Typist	3,600.00

A-3. Special Payments:

Clerical Help	5,994.00
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B. Contractual Services:

B-1. Freight, Express and

Deliveries	1,000.00
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B-2. Travel and Promotional

Activities	16,000.00
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B-3. Telegraph and Telephone ..

3,620.00

B-5. Printing, Binding and

Advertising:

Space Advertising	125,500.00
Sales Promotion	25,000.00
Travel Promotion Literature ..	83,000.00

B-7. Other Contractual Services:

Research Studies	1,000.00
Travel Shows	40,000.00
Dixieland Trail	3,000.00

Feature Writers, Commercial Artists and Photographers	17,000.00	
C. Supplies:		
C-4. Office Supplies	15,000.00	
C-7. Educational Supplies	2,000.00	
C-12. Other Supplies	12,000.00	
D. Fixed Charges and Contributions:		
D-3. Contributions and Dues	1,000.00	
Operation of Welcome Centers	50,000.00	
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Total Item 5 (Promotion of Tourist Industry)		\$ 455,751.00
Item 6. Research Division:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Chief of Research	\$ 11,418.00	
Research Assistant	5,670.00	
Research Secretary	4,218.00	
<hr/>		
Total Item 6 (Research)		\$ 21,306.00
Item 7. Aircraft Operation and Maintenance:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Chief Pilot and Field Man	\$ 10,469.00	
Co-Pilot and Field Man	7,198.00	
Substitute Crew Member	500.00	
B. Contractual Services:		
B-1. Travel and Promotional Activities	5,500.00	
B-4. Repairs	20,000.00	
B-6. Water, Heat, Light and Power	50.00	
C. Supplies:		
C-7. Educational Supplies	75.00	
C-8. Aviation Fuel and Motor Vehicle Supplies	15,000.00	
D. Fixed Charges and Contributions:		
D-2. Insurance	3,782.00	
<hr/>		
Total Item 7 (Aircraft Operation and Maintenance)		\$ 62,574.00

Item 8. Development Research Center	\$ 172,795.00
Item 9. Expanded Economic Development Program:	
Distribution	\$ 68,000.00
Home Industry	88,280.00
Service and Supporting Industry	43,760.00
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Total Item 9 (Expanded Economic Development Program) ..	\$ 200,040.00
For Salary and Wage Adjustments	23,132.00
<hr/>	
TOTAL (State Development Board)	\$ 1,607,957.00

Provided, That in accord with the provisions of Section 7 of an act of the 1967 General Assembly creating the State Department of Parks, Recreation and Tourism, bearing ratification number 185, the Budget and Control Board is hereby directed to transfer the amounts appropriated in Items 4 and 5 of this section to the department.

SECTION 66

Civil Defense Agency

Personal Service	\$ 77,757.00
Contractual Services	12,262.00
Supplies	4,149.00
Fixed Charges	16,651.00
Equipment	2,697.00
For Salary and Wage Adjustments	3,818.00
<hr/>	
TOTAL (Civil Defense Agency) ...	\$ 117,334.00

SECTION 67

Miscellaneous Appropriations

Item 1. To the Workmen's Compensation Fund to cover compensation insurance for State Employees	\$ 150,000.00
Item 2. Rocky Bottom Camp	2,400.00

Item 3.	Regional Education Board:	
	Scholarships	260,070.00
	Administration	10,772.00
	State Office Building Rental ..	1,362.00
Item 4.	Atlantic States Marine	
	Fisheries Commission Dues	900.00
Item 5.	Poet Laureate	1,200.00
Item 6.	Committee on Mental	
	Health	4,000.00
Item 7.	Judicial Council	11,500.00
Item 8.	Defense Scholarship Fund	150,000.00
Item 9.	Council for Aging	25,000.00
Item 10.	Committee to Study State	
	Education System	25,000.00
Item 12.	Mental Retardation Council:	
	Administrative Expense	12,500.00
	State Office Building Rental ..	1,435.00
Item 13.	Committee to Study S. C.	
	Retirement System	3,000.00
Item 14.	Advisory Commission on	
	Higher Education	67,000.00
Item 15.	Tricentennial Commission ..	60,000.00
Item 16.	Appalachian Advisory Com-	
	mission	47,289.00
Item 17.	State Water Resources	
	Committee	38,275.00
Item 22.	Highway Department:	
	Beach Erosion Research—Lake	
	Marion and Lake Moultrie	10,000.00
Item 23.	Committee to Study Com-	
	munist Activities	5,000.00
Item 24.	Agriculture Study Com-	
	mittee	25,000.00
TOTAL (Miscellaneous Appropria-		
tions)		\$ 911,703.00

Provided, That warrants for the disbursement of the appropriation in Item 4 of this section shall be approved by the Executive Committeeman from South Carolina.

Provided, Further, That of the amount appropriated in Item 3 of this section whatever amount may be necessary and available may be used by the State Board for paying the actual difference between State and Out-of-State tuition fees for non-contract students, not to exceed, however, the sum of \$350.00 for any medical or dental student, nor the sum of \$300.00 for any student of veterinary medicine, landscape architecture, optometry, Physical Therapy, Occupational Therapy, Chiropractics, and students for Insurance Actuary. *Provided, Further,* That when any such non-contract student is approved by the State Board the payment provided herein shall be made directly to the institution or school involved for the account of such student, and shall not exceed one-third of the tuition charge.

Provided, Further, That out of the amount appropriated in Item 3 of this Section for scholarships, a sum not in excess of \$60,000.00, may be used by the South Carolina Regional Education Board to provide scholarships at out-of-State institutions, in courses not available at the South Carolina State College, but which are available at other State Institutions of Higher Learning which applicants for such scholarships are legally ineligible to attend. The amount of such scholarships shall not exceed the difference between the tuition charge at the South Carolina State College and the tuition fee charged by such out-of-State Institutions.

Provided, Further, That funds appropriated in Item 3 of this section for Scholarships (Grant-in-Aid) for study at private or state-supported institutions shall be only in fields of study offered by some state-supported institution in the United States; however, this proviso shall not apply to Chiropractics.

Provided, Further, That any appropriated funds for beach erosion control remaining unexpended on June 30, 1967, may be carried forward for the same purposes in 1967-68.

SECTION 68

Contributions

Item 1.	Association of the Blind . . .	\$ 25,000.00
Item 2.	Confederate Museum	100.00
Item 3.	Spanish War Veterans	1,000.00
Item 4.	Council State Governments	11,375.00
Item 5.	Carolina Orphan Home . . .	25,000.00
Item 6.	Oakley Park Red Shirt Shrine	2,400.00

Item 7. Commission on Uniform State Laws	950.00
Commission on Uniform State Laws—Travel	900.00
Item 8. The Florence Crittenton Home (Charleston)	4,500.00
Item 9. Civil Air Patrol	25,000.00
Item 10. World War I Veterans Organization	4,000.00
TOTAL (Contributions)	\$ 100,225.00

SECTION 69

Aid to Subdivisions

Item 1. Aid to Counties:	
Income Tax	\$ 8,145,000.00
Alcoholic Liquors Tax	4,000,000.00
Beer and Wine Tax	1,050,000.00
Insurance Tax	2,495,710.00
Bank Tax	390,000.00
Gasoline Tax	9,900,000.00
Total (Item 1) Aid to Counties ..	\$25,980,710.00
Item 2. Aid to Municipalities:	
Alcoholic Liquors Tax	\$ 3,000,000.00
Beer and Wine Tax	1,800,000.00
Insurance Tax	262,600.00
Bank Tax	195,000.00
Motor Transport Fees	566,410.00
Total (Item 2) Aid to Municipalities	\$ 5,824,010.00
TOTAL (Aid to Subdivisions)	\$31,804,720.00

Provided, That the above revenues shall be deposited in the General Fund of the State, and notwithstanding the amounts appropriated in the various items of this section, shall be allocated and paid to the Counties and Municipalities of the State in conformity with the percentages or proportions of such revenues prescribed by law.

SECTION 70

State Highway Department

For Operation, Maintenance and Construction:

General Administration	\$ 1,175,745.00
Engineering Administration	759,427.00
Motor Vehicle Administration	3,087,076.00
General Expense	332,285.00
Highway Maintenance	26,000,000.00
State Institutions	100,000.00
State Parks	50,000.00
Damage Claims	150,000.00
Highway Patrol	5,500,000.00
Debt Service Expense	159,800.00
Workmen's Compensation	250,000.00
Undistributed Radio Maintenance ...	18,000.00
Undistributed Equipment and Supply	
Costs	146,500.00
Equipment Purchases	2,288,550.00
Land and Buildings	300,000.00
Uninsured Motorists Act	308,025.00
Debt Retirement	3,600,000.00
Highway Construction and other	
purposes	34,131,217.00

TOTAL (Highway Department) ...	78,356,625.00
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Provided, That the State Highway Department is hereby authorized to spend all cash balances brought forward from the previous year and all income including Federal Funds and proceeds from bond sales accruing to the State Highway Department, but in no case shall the expenditures of the State Highway Department exceed the amount of cash balances brought forward from the preceding year plus the amount of all income including Federal Funds and proceeds from bond sales.

Provided, Further, That the State Highway Department, with the approval of the State Treasurer, is hereby authorized to set up with the State Treasurer such special funds out of State Highway funds as may be deemed advisable for proper accounting purposes.

Provided, Further, That the State Highway Department is hereby authorized to provide reasonable aid or assistance to its regular em-

ployees in moving their personal effects from one town or place to another town or place where their headquarters are so moved in the course of the business of the Department.

Provided, Further, That the State Highway Department is hereby authorized to secure bonds and insurance covering such activities of the Department as may be deemed proper and advisable, due consideration being given to the security offered and the service of claims.

Provided, Further, That the State Highway Department may set aside and deposit in its name the sum of five hundred thousand dollars as a revolving fund, and all payments from such fund shall be restored to the fund by vouchers drawn on the Comptroller General against the State Highway fund.

Provided, Further, That the State Highway Department is authorized to pay the cost of lighting the Gervais Street Bridge, between Columbia and West Columbia.

Provided, Further That the State Highway Department is hereby authorized to charge a fee of thirty cents postage for every vehicle license mailed to the owner.

Provided, Further, That the State Highway Department is hereby authorized to charge a fee of \$1.00 each for furnishing certified copies of abstracts of operating records of drivers in the administration of the Motor Vehicle Safety Responsibility Act of 1952, as amended; and also may establish an appropriate schedule of fees to be charged for copies of other records, lists, bidders' proposals, plans, maps, etc. based upon approximate actual costs of producing such copies, lists, bidders' proposals, plans, maps, etc., which schedule shall be effective upon approval by the State Highway Commission.

Provided, Further, That the Highway Department may sell any materials, supplies, or equipment classified as obsolete, surplus, or junk for which the Department has no further need, or offer same for trade-in in the purchase of new materials or equipment. All such sales of obsolete, surplus or junk materials or equipment by the Department shall be to the highest bidder not less than 10 days after having been advertised in a newspaper of statewide circulation at least once. *Provided,* That items having a value of less than \$25.00 may be disposed of by sale in the most advantageous way to the Department, and *provided further,* that the State Highway Department may make negotiated sales of surplus materials, equipment and supplies to county, state, and municipal agencies on a mutually agreed upon basis. All proceeds from the sale of such obsolete, surplus or

junk material, supplies, and equipment shall be credited to the State Highway Fund.

Provided, Further, That the State Highway Department shall pay into the General Fund of the State the sum of \$613,059.00 as its proportionate share of the cost of administration of the following departments:

State Treasurer's Office	\$ 45,917.00
Comptroller General's Office	47,376.00
Attorney General's Office	165,348.00
State Budget and Control Board:	
Purchasing Division	57,040.00
State Tax Commission:	
Collection of Highway Revenue	297,378.00
Total	<hr/> \$613,059.00

SECTION 71

Recapitulation

Maintenance and Operation.

Section 3. Legislative Department	\$ 1,742,594.00
Section 4. Judicial Department	988,693.00

Executive and Administrative Division

Section 5. Governor's Office	985,088.00
Section 6. Lieutenant Governor's Office	15,300.00
Section 7. Secretary of State	159,665.00
Section 8. Comptroller General	908,460.00
Section 9. Attorney General	624,813.00
Section 10. State Treasurer	3,027,519.00
Section 11. Adjutant General	285,616.00

Educational Division

Section 12. University of South Carolina	10,702,813.00
Section 13. The Citadel	2,604,735.00
Section 14. Clemson University (Educational and General)	7,320,534.00
Section 15. Winthrop College	3,125,809.00
Section 16. State Medical College	8,897,846.00
Section 17. S. C. State College	2,496,745.00
Section 18. John de la Howe School	346,976.00
Section 19. School for the Deaf and the Blind	1,344,715.00

Section 20.	State Department of Education	157,647,867.00
Section 21.	South Carolina Opportunity School	295,845.00
Section 22.	Educational Television Commission	2,948,615.00
Section 23.	State Library Board	573,700.00
Section 24.	Advisory Committee for Technical Training	4,624,601.00
Section 25.	Department of Archives and History ...	224,878.00
Section 26.	State Library	17,607.00
Section 26A.	S. C. Arts Commission	65,000.00
Section 27.	Confederate Relic Room	4,631.00

Correctional and Welfare Division

Section 28.	Department of Public Welfare	9,676,693.00
Section 29.	Commission for the Blind	352,200.00
Section 30.	State Department of Mental Health	15,479,896.00
Section 31.	Whitten Village	4,880,508.00
Section 32.	Retarded Children's Habilitation Center	736,794.00
Section 33.	State Agency of Vocational Rehabilitation	1,428,868.00
Section 34.	South Carolina Sanatorium	1,515,435.00
Section 35.	S. C. Commission on Alcoholism	80,768.00
Section 36.	Children's Bureau	217,386.00
Section 37.	Probation, Parole and Pardon Board..	785,517.00
Section 38.	Department of Corrections	2,851,611.00
Section 39.	Board of Juvenile Corrections	125,935.00
Section 40.	S. C. School for Boys	427,354.00
Section 41.	S. C. School for Girls	184,206.00
Section 42.	John G. Richards School for Boys	380,640.00
Section 43.	Riverside School for Girls	160,347.00

Regulatory Division

Section 44.	State Budget and Control Board	35,584,583.00
Section 45.	Board of Health	4,401,293.00
Section 46.	S. C. Pollution Control Authority	219,183.00
Section 47.	State Dairy Commission	93,814.00
Section 48.	Tax Commission	5,155,813.00
Section 49.	Insurance Department	882,498.00
Section 50.	Contractors' Licensing Board	40,258.00
Section 51.	Department of Veterans Affairs	365,362.00
Section 52.	Department of Agriculture	990,728.00
Section 53.	State Agricultural Marketing Commission	63,580.00
Section 54.	State Forestry Commission	3,201,317.00

Section 55.	Clemson University (Public Service Activities)	3,915,590.00
Section 56.	State Soil and Water Conservation Committee	269,971.00
Section 57.	Department of Labor	285,592.00
Section 59.	Industrial Commission	521,799.00
Section 60.	Wildlife Resources Department	548,083.00
Section 61.	S. C. Recreation Commission	27,780.00
Section 62.	Board of Bank Control	343,973.00
Section 63.	Public Service Commission	617,118.00
Section 64.	Aeronautics Commission	303,477.00
Section 65.	State Development Board	1,607,957.00
Section 66.	Civil Defense Agency	117,334.00

Miscellaneous Division

Section 67.	Miscellaneous Appropriations	911,703.00
Section 68.	Contributions Division	100,225.00
Section 69.	Aid to Subdivisions	31,804,720.00

Total General Fund Operating

343,638,574.00

Total General Fund

343,638,574.00

Section 70. Highway Department

78,356,625.00

GRAND TOTAL

421,995,199.00

SECTION 72. The expenditure of money appropriated in this Act shall be by warrant requisitions directed to the Comptroller General. Upon receipt of the requisition, accompanied by invoices or other satisfactory evidence of the propriety of the payment, and itemized according to standard budget classifications, the Comptroller General shall issue his warrant on the State Treasurer to the payee designated in the requisition. *Provided, However,* That upon approval and designation by the State Budget and Control Board, state institutions may requisition funds in favor of their own treasurer, itemized only to the extent of the purpose of the appropriation as expressed in this Act, and may deposit such funds in the name of the institution, and disburse same by check to meet the purposes of the appropriation, but strict account shall be kept of all such expenditures according to standard budget classifications.

SECTION 73. Upon the approval and designation of the State Budget and Control Board, state institutions may, at the beginning of the

fiscal year, requisition from their respective appropriations, a sum of money, the amount of same to be approved by the State Budget and Control Board, to be used throughout the year as a revolving fund for the handling of payrolls and other necessary operating expenses, all payments from such revolving funds to be reimbursed to them by regular requisitions on the Comptroller General.

Provided, Further, That at all state institutions where institutional revenue is available for operation, such revenue shall, as far as practicable, be used before appropriations from the State's General Fund are requisitioned; and no funds shall be requisitioned from such appropriation except to meet actual operating obligations of the year for which such appropriations are provided.

SECTION 74. During the fiscal year 1967-68, student fees at the State institutions of higher learning shall be fixed by the respective Boards of Trustees as follows:

(1) Fees applicable to academic and general maintenance and operation costs shall be maintained at rates not less than those prevailing in the year 1966-67.

(2) Fees applicable to dormitory rental, dining halls, laundry, infirmary and all other personal subsistence expenses shall be sufficient to fully cover the cost of providing such facilities and services.

(3) Student Activity Fees may be fixed at such rates as the respective Boards shall deem reasonable and necessary.

Provided, That the respective Boards of Trustees are authorized to adopt policies for the abatement of any part or all of non-resident fees for out-of-state students who are recipients of scholarship aid.

SECTION 75. The University of South Carolina, The Citadel, Clemson University, Winthrop College, S. C. State College, the South Carolina Medical College (including the Medical College Hospital), and the South Carolina Opportunity School shall remit all revenues and income, collected at the respective institutions, to the State Treasurer according to the terms of Section 1 of this Act, but all such revenues or income so collected, except fees received as regular term tuition, matriculation, and registration, shall be carried in a special continuing account by the State Treasurer, to the credit of the respective institutions, and may be requisitioned by said institutions, in the manner prescribed in Section 72 of this Act, and expended to fulfill the purpose for which such fees or income were levied, but no part of such income shall be used for permanent improvements without the express written approval of the State Budget and Control

Board; and it is further required that no such fee or income shall be charged in an amount in excess of what is necessary to supply the service, or fulfill the purpose for which such fee or income was charged. *Provided, Further,* That money derived wholly from athletic or other student contests, and any other funds derived wholly from the activities of student organizations, including income from the operation of canteens (at all State institutions) and book stores, shall not be considered as State funds, and may be retained at the institutions. *Provided, Further,* That the University of South Carolina may operate its Law School in the summer of 1967, both summer school and summer term, as it may be advised, and retain all additional tuition and other fees charged the law students therefor to aid it in such operation.

SECTION 76. All departments, institutions, and agencies of the State are hereby required and directed to budget and allocate the appropriation herein made to them, so as to provide for operation on uniform standards throughout the fiscal year 1967-68, and in order to avoid a deficiency in such appropriations, and upon request of the Budget and Control Board to submit to the Board its budget or plan of operation for the year, and the said Board is authorized to restrict the rate of expenditures of such agency if it appears that an unjustifiable deficit is likely to occur. *Provided, Further,* That the bonds of State officials violating the terms of this section shall be held liable thereof, unless the State Budget and Control Board has been advised of, and officially recognizes, the necessity for such deficit.

SECTION 77. Each department, institution, or other agency of the State is authorized to accept and receive such Federal Aid or grants as are or may be made available by the Federal Government for use in carrying out the purposes and functions of the department, institution or agency, but such funds when and as received, shall be deposited in the state treasury, if not in conflict with Federal regulations, and withdrawn therefrom as needed, in the same manner as that provided for the disbursement of state funds. If it shall be determined that federal funds are not available for, or cannot be appropriately used in connection with, all or any part of any activity or program for which state funds are appropriated in this Act on a matching basis, the appropriated funds may nevertheless be expended for the activities or programs for which appropriated without regard to any matching arrangement. *Provided, Further,* That donations or contributions from sources other than the Federal Government, for use by

any state agency, shall be deposited in the state treasury, but in special accounts, and shall be withdrawn from the treasury as needed to fulfill the purposes and conditions of the said donations, or contributions, if specified, and, if not specified, as may be directed by the proper authorities of the department or institution.

SECTION 78. Except as otherwise provided in this Act, every appropriation under the classification of A-1 Salaries for a designated position shall be paid in monthly or bi-weekly installments to the person holding such position, but where a group appropriation is made for Personal Service, such appropriation shall be expended as may be determined by the officer in charge of such appropriation. *Provided, Further,* That the appropriated salaries for specified positions shall mean the maximum compensation for such position, and in any case where the head of any department can secure the services for a particular position or work at a lower rate than the salary specified in this Act, authority for so doing is hereby given.

Provided, Further, That no full-time employee of any State department or institution shall be paid any compensation or travel from any other department of the State Government except with the approval of the State Budget and Control Board.

SECTION 79. That salaries paid to officers and employees of the State, including its several boards, commissions, and institutions shall be in full for all services rendered, and no perquisites of office or of employment shall be allowed in addition thereto, but such perquisites, commodities, services or other benefits shall be charged for at the prevailing local value and without the purpose or effect of increasing the compensation of said officer or employee; *Provided, However,* That this shall not apply to the Governor's Mansion, nor to guards at any of the State's penal institutions and nurses and attendants at the Department of Mental Health, Retarded Children's Habilitation Center, Whitten Village, and the S. C. Sanatorium, when the cash compensation of such employees is \$4,500.00 or less per year. *Provided, Further,* That the Presidents of the State's institutions of higher learning may be permitted to occupy a residence on the grounds of such institutions without charge. *Provided, Further,* That the Farm Director, Farm Managers and specialists employed at State Farms Nos. 1 and 3 may be permitted to occupy residences situated on such farms without charge.

Provided, Further, That all salaries paid by State institutions and departments for which a lump sum appropriation is made, and from

all departmental appropriations for groups of employees, shall be submitted to and approved by the State Budget and Control Board before becoming effective; and in submitting said salaries for approval of the said Board, the total salary paid to each officer and employee, included in such lump sum or group appropriations, shall be shown; and in any institution or department where one or more salaries are supplemented, the amount of such supplement shall be reported to the said Board for approval, and the source of such supplement.

SECTION 80. Provided, that the authorities of all institutions and departments for which a lump sum operating appropriation is provided, shall, if requested, before the beginning of the fiscal year to which such appropriations are applicable, submit to the State Budget and Control Board for approval an itemized budget for the operation of such department or institution during the ensuing fiscal year, and shall further report upon the Board's request, any subsequent changes in such approved budget so as to reflect the actual detailed operating costs of such department or institution.

Provided, Further, That no part of such lump sum appropriations shall be used for permanent improvements unless specifically authorized herein.

SECTION 81. That all employees of the State of South Carolina or any agency thereof while traveling on the business of the State shall be allowed for subsistence expenses amounts not to exceed \$12.50 per day while traveling in the State and \$16.00 per day while traveling outside the State, except that the Governor, Lieutenant Governor, Secretary of State, Comptroller General, Attorney General, State Treasurer, Adjutant General, Superintendent of Education and the Commissioner of Agriculture shall be reimbursed actual expenses.

Whenever Agents, Auditors, Investigators, or other such employees of the State, are required in the performance of their regular audit or investigation duties to travel to cities of two hundred fifty (250,000) thousand, or greater, population, such employees shall be allowed for subsistence expense an amount not to exceed \$18.50 per day.

No expense shall be allowed an employee either at his place of residence or at the official headquarters of the agency by which he is employed, except that the members of the Public Service Commission may be reimbursed at the regular mileage rate for one round trip each week from their respective homes to Columbia and may receive

the regular subsistence allowance of other State employees for not exceeding three days in any week while in Columbia on official business.

When an employee is assigned to work a particular territory or district, and such territory or district and his official headquarters are in different localities, or sections of the State, expenses may be allowed for necessary travel to his official headquarters.

Members of the State Boards, Commissions or Committees, whose duties are not full time, and who are paid on a per diem basis, shall be allowed subsistence expense at the general daily rates provided for in this section while away from their places of residence on official business of the State.

Each Circuit Judge while holding Court within or without the circuit in which he resides, and each Justice of the Supreme Court, while traveling upon official business of said Court, shall be allowed the sum of fifteen (\$15.00) dollars per day as subsistence expenses, and each Justice and Judge shall further receive such mileage allowance for travel as is provided for other employees of the State. One member of the Supreme Court while attending the Conference of Chief Justices and one member of the Supreme Court while attending the National Convention of Appellate Court Judges shall be allowed actual subsistence and travel expenses, and two Circuit Judges while attending the National Convention of State Trial Judges.

When an employee of the State shall use his or her personal automobile in traveling on necessary official business, a charge of 9 cents per mile will be allowed for the use of such automobile, and the employee shall bear the expense of supplies and upkeep thereof. When such travel is by a state-owned automobile, the State shall bear the expense of supplies and upkeep thereof, but no mileage will be allowed. *Provided*, That in traveling on the business of the State, employees are required to use the most economical mode of transportation, due consideration being given to urgency, schedules, and like factors.

No State-owned automobile shall be acquired by any agency of the State without prior approval of the State Budget and Control Board.

The State Budget and Control Board is authorized to promulgate and publish regulations governing the application of the above-provided rates of travel of State employees.

SECTION 82. That the Legislative members of State boards and commissions shall serve in their respective capacities as members of

said boards and commissions until their successors shall have been elected or appointed, and qualified.

SECTION 83. That the per diem allowance of all boards, commissions and committees shall be at the rate of Ten (\$10.00) Dollars per day. *Provided*, That no full-time officer or employee of the State shall draw any per diem allowance for service on such boards, commissions or committees.

SECTION 84. That if necessary the board of trustees of State institutions of higher learning may limit the admission of students upon the basis of scholarship standing, or upon any other basis determined upon by the respective boards. *Provided, Further*, That no State scholarships shall be granted by State institutions of higher learning, namely: The University of South Carolina, The Citadel, Clemson University, Withrop College and State College.

SECTION 85. Foreign citizens, friendly to the United States, who are beneficiaries of scholarships to any of the State's institutions of higher learning, which scholarships are provided for by the student body of such institution, or donation from private citizens of South Carolina, shall be allowed to pay tuition at the same rate as residents of the State.

SECTION 86. The Boards of Trustees of the University of South Carolina, The Citadel, Winthrop College, Clemson University, and S. C. State College, are hereby authorized to abate the tuition fee charged at these institutions to the extent of Fifty (\$50.00) Dollars to the winner of the American Legion High School Oratorical Contest and to the Governor of Boys' State and to the highest ranking student in the State in the annual National Science Talent Search and to the Governor of Girls' State; and said abatements to be for four (4) years in each instance. As to the winner of the American Legion High School Oratorical Contest and the Governor of Boys' State, the abatement shall be granted only when the American Legion, Department of South Carolina, shall have contributed a like amount per year. The abatement of tuition herein provided is for the purpose of furnishing a scholarship of One Hundred (\$100.00) Dollars per year to the winners of the above contests, the State of South Carolina and the American Legion, Department of South Carolina, co-operating on an equal basis in providing these scholarships.

SECTION 87. In addition to the powers and duties devolved upon the Budget and Control Board by the 1962 Code of Laws of this

State, the said Board is hereby given full power and authority to make surveys, studies, and examinations of departments, institutions, and agencies of this State, as well as its problems, so as to determine whether there may be an overlapping in the performance of the duties of the several departments, institutions, and agencies of the State, that proper administrative and organizational economy is being observed, and for the purpose of determining whether a proper system of accounting is maintained in such departments, institutions, commissions, and agencies, and to require and enforce the adoption of such policies as are deemed necessary to accomplish these purposes; and to survey, appraise, examine and inspect, and determine the true conditions of all property of the State, and what may be necessary to protect it against fire hazard or deterioration, and to conserve its use for State purposes, and to make and issue and to enforce all necessary, needful, and convenient rules and regulations for the enforcement of this provision and to approve the destruction or disposal of records of no value to the State. *Provided, Further,* That the State Budget and Control Board may require that all plans and specifications for permanent improvements of any nature by any state department or institution shall be submitted to the said Board for approval prior to the awarding of any contract therefor, or prior to construction by any other means. *Provided, Further,* That the State Budget and Control Board shall have the authority to designate State officials and employees who should be bonded, and the amounts for which such bonds should be written, and to require the same to be done.

SECTION 88. Any maintenance appropriations made herein or by special act now or hereafter, are hereby declared to be maximum, conditional and proportionate, the purpose being to make them payable in full in the amount named herein, if necessary, but only in the event the aggregate revenues available during the period for which the appropriation is made are sufficient to pay them in full. The State Budget and Control Board shall have full power and authority to survey the progress of the collection of revenue and the expenditure of funds by all departments and institutions, and is hereby authorized and directed to make such reductions of appropriations as may be necessary to prevent a deficit; *Provided,* That no institution or activity for which the General Assembly has herein provided shall be discontinued. *Provided, Further,* That any reduction of appropriations by the said Board, under authority of this Act, shall be

uniform, and shall apply to all appropriations provided in this Act, except any part of such appropriations which may be encumbered by a written contract with an agency not connected with the State Government; and *Provided, Further*, That in making such reductions earmarked revenues shall be considered as a part of the amounts appropriated. *Provided, Further*, That no such reduction shall be ordered by the State Budget and Control Board while the General Assembly is in session without first reporting such necessity to the General Assembly.

Provided, Further, That the State Budget and Control Board is hereby authorized to borrow such amounts of money as may be necessary to pay appropriations made by the General Assembly, and to pledge for the payment of such loans any General Fund assets, including revenues of the next succeeding fiscal year.

Provided, Further, That the expenditure of funds, heretofore or hereafter provided, by any State Agency, except the State Highway Department, for permanent improvements as defined in the State Budget, shall be subject to approval and regulations of the State Budget and Control Board. The Board shall have authority to allot to specific projects from funds made available for such purposes, such amounts as are estimated to cover the respective costs of such projects, to declare the completion of any such project, and to dispose, according to law, of any unexpended balances of allotments, or appropriations, or funds otherwise provided for such projects, upon the completion thereof. *Provided, However*, That the approval of the Budget and Control Board shall not be required for permanent improvements at colleges and other institutions in instances where the cost does not exceed \$10,000.00.

SECTION 89. That transfers of appropriations herein provided may be made within departments, upon the unanimous approval of the State Budget and Control Board, but no such transfer shall be permitted for the purpose of increasing the compensation of any State employee which is specifically fixed in this Act.

SECTION 90. Except as otherwise provided in this section, for the year 1967-68 the compensation of all employees of the State government shall be increased five percent. The calculation of this increase shall be based on the total compensation of each employee from all sources, including State appropriated funds, federal and other funds, it being the intent of this section that increases shall be paid proportionately from each source. All appropriations in this Act for

“Salary and Wage Adjustments” shall be available only for that portion of increases applicable to State appropriated sources, and shall be applied only by transfer to the respective salary accounts approved by the Budget and Control Board. *Provided, However, That the amounts of increases for employees of state supported institutions of higher learning shall be determined by the authorities of each institution. Provided, However, That the provisions of this section shall not apply to the compensation of constitutional officers, justices and judges of the State courts, nor to any employee whose compensation is specifically increased in this Act by five percent or more.*

SECTION 91. Subsection (a). The Budget and Control Board through its Division of General Services is hereby directed to assess and collect a rental charge from all departments and agencies of the State Government occupying space in state owned office buildings in the City of Columbia. The amount charged each department or agency shall be calculated on a square foot, or other equitable basis of measurement, and at such rates as will yield sufficient total annual revenue to cover, in priority order, both (1) the annual principal and interest due on the \$6,500,000.00 capital improvement obligation authorized in the 1964-65 General Appropriation Act and (2) maintenance and operation costs of the above mentioned buildings.

Subsection (b). All departments and agencies against which rental charges are assessed and whose operations are financed in whole or in part by Federal and/or other non-appropriated funds are directed to apportion the payment of such charges equitably among all such funds, so that each shall bear its proportionate share, All appropriations in this Act itemized for “State Office Building Rental” shall be available only for payment of that portion of rental charges applicable to State appropriated operations.

Subsection (c). Rental collections shall be deposited by the General Services Division in the State Treasury in a special account and shall be expended only for (1) payment of principal and interest due the Insurance Sinking Fund on the \$6,500,000.00 capital improvement obligation and (2) maintenance and operation costs of the buildings referred to in subsection (a) above.

SECTION 92. That unless specifically authorized herein, the appropriations provided in this Act as ordinary operating expenses of the State Government shall lapse on August 31, 1968. *Provided,*

That appropriations for permanent improvements, or for other specific purposes aside from ordinary operating expenses, now outstanding or hereafter provided, shall lapse at the end of the second fiscal year following the close of the fiscal year in which such appropriations were provided, unless definite commitments shall have been made, with the approval of the State Budget and Control Board, toward the accomplishment of the purposes for which the appropriations were provided.

End of Part I

PART II

Permanent Provisions

SECTION 1

It is hereby declared to be the intent of the General Assembly that the following sections shall constitute a part of the permanent laws of the State of South Carolina, and the Code Commissioner is hereby directed to include same in the next edition of the Code of Laws of South Carolina and all supplements to the Code.

SECTION 2

Distribution of State-wide Acts and Advance Sheets

The Clerks of the two Houses of the General Assembly are hereby authorized and directed to have printed all State-wide Acts immediately after their approval by the Governor, and to place upon the desk of each member of the General Assembly, within one week after the approval date, a copy of said Acts, and to mail another copy to the home address of each member of the General Assembly, and three copies to each Clerk of Court in the State, and to the head of each State department and institution, and to the Chief justice and Associate Justices of the Supreme Court and each Judge of the Judicial Circuits. Likewise, printed copies of local Acts approved by the Governor shall be furnished to the members of the Legislative Delegation from the County involved. The Secretary of State shall notify the respective Clerks immediately upon receipt of all Acts approved by the Governor and make such Acts available to them for proof reading.

Copies of printed advance sheets of the General Assembly shall be supplied to the County Clerks of Court and County Boards of Commissioners.

SECTION 3**Operation of Alcoholic Center Transferred to State Agency of
Vocational Rehabilitation**

(1) The State Agency of Vocational Rehabilitation, acting with the counsel and advice of the South Carolina Commission on Alcoholism for the S. C. Alcoholic Center (the Center) shall have charge and exercise general supervision over the operation and maintenance of the Center, and shall determine policies governing admission to the Center subject to requirements and restrictions imposed by law; *provided, however*, that (a) admission to the Center shall be voluntary only, (b) admission to the Center shall be limited to residents of South Carolina, (c) patients who are able to pay for their medical care and hospitalization shall be required to do so, and (d) inmates of penal institutions and patients in hospitals, clinics, or institutions for the care and treatment of the mentally ill, mentally defective, epileptic, senile, and drug addicted, other than alcoholic, maintained or operated directly by, or under the control or supervision of, the South Carolina Mental Health Commission, shall not be admitted to the Center, except that the State Agency of Vocational Rehabilitation may collaborate with the South Carolina Probation, Pardon, and Parole Board and may admit probationers and parolees to the Center under such conditions of probation and parole as may be imposed by law and fixed by rules and regulations.

(2) The State Agency of Vocational Rehabilitation may accept and contract to receive grants of any kind from the Federal Government and gifts and grants of any kind from any other source, including grants or transfers of any property now or hereafter owned or controlled by the State, for the operation and maintenance of the Center.

(3) The Director of the State Agency of Vocational Rehabilitation shall have the authority and discretion to appoint and remove all employees of the Center.

(4) The Director of the State Agency of Vocational Rehabilitation shall fix the compensation of all officers and employees of the Center, subject to the approval of the State Budget and Control Board.

(5) The State Agency of Vocational Rehabilitation shall submit annually to the State Budget and Control Board its requests for appropriations for the operation, maintenance, expansion, or extension, of the Center for the following fiscal year.

Provided, that on the effective date of this Act all funds and property, real and personal, held by the South Carolina Commission on Alcoholism for the operation and maintenance of the Center shall be transferred to the State Agency of Vocational Rehabilitation. All funds now or hereafter appropriated for the operation and maintenance of the Center shall be expended under the direction of the Director of the State Agency of Vocational Rehabilitation.

Provided, Further, that in addition to the rights, powers, duties, hereinbefore expressly granted, to the State Agency of Vocational Rehabilitation, the Agency is authorized and empowered to maintain and operate the Center with sufficient and competent administrative personnel to adequately staff and efficiently operate the Center headquarters at the location thereof, and to provide an inpatient hospital and clinical center to be centrally located so as to be conveniently accessible to patients from all parts of the State and suitably equipped and staffed with professional and trained personnel to carry on diagnostic, therapeutical, and experimental programs in applying medical, psychiatric, religious, and all other phases of treatment of alcoholism, and to extend rehabilitation services in the State.

Provided, Further, that the South Carolina Commission on Alcoholism shall study the problem of alcoholism in the State and consult with and advise the State Agency of Vocational Rehabilitation regarding the treatment and rehabilitation of alcoholics in the State and the operation of the Center. In addition, the South Carolina Commission on Alcoholism shall retain the powers and duties previously vested in it, except to the extent that those powers and duties are conferred upon the State Agency of Vocational Rehabilitation by this Act.

SECTION 4

Distribution of Acts and Joint Resolutions

Section 1-564, Code of Laws of South Carolina, 1962, as amended, is hereby further amended by adding the following at the end thereof:

“(31) to each County Solicitor

(32) to the Judges of Juvenile and Domestic Relations Courts”.

SECTION 5

Revision of Statutes Relating to Archaeology and Anthropology

Sections 9-331, 9-332, and 9-333, Code of Laws of South Carolina, 1962, relating to the South Carolina Department of Archaeology are hereby repealed and the following substituted in lieu thereof:

“Section 9-331. For the purpose of conducting archaeological and anthropological research on behalf of the State, there is hereby created the South Carolina Institute of Archeology and Anthropology, which shall be under the executive control of the State Archaeologist, who will be Director of the Institute, and under the general control of the University of South Carolina. The professor of American archaeology and anthropology on the faculty of the University of South Carolina who has the longest tenure in that capacity at the rank of assistant professor or higher shall serve as State Archaeologist. The State Archaeologist will continue his position as an associate professor or professor at the University of South Carolina, with part-time teaching in the Department of Anthropology and Sociology whenever mutually agreeable to that Department, the Institute, and the State Archaeologist. The State Archaeologist shall employ and determine the compensation of such personnel and make such other expenditures from funds appropriated for the Institute as he deems necessary, subject to the approval of the Vice President for Advanced Studies and Research of the University of South Carolina. The State Archaeologist will receive annual salary increases at least equal to the average that year received by associate professors and professors of the College of Arts and Science of the University of South Carolina. The State Archaeologist will be permitted to determine intervals for performance of other work, including teaching at institutions of his choice, provided an Assistant or Associate State Archaeologist is available to replace him during such an absence upon the replacing archaeologist's being named Acting State Archaeologist by the State Archaeologist, and provided the State Archaeologist's total full-time and part-time work for the Institute of Archaeology and Anthropology and the University of South Carolina is equivalent to at least eight full-time months each calendar year. The State Archaeologist will be responsible for maintaining work-time records of all employees.

Nothing contained herein shall be construed to affect any of the work presently being carried on by the South Carolina Department of Archaeology.”

SECTION 6

School Defined

Section 21-251, Code of Laws of South Carolina, 1962, is amended by striking out the Section and inserting in lieu thereof the following:

"Section 21-251. For the purpose of this article, a 'school' is defined as a division of the school system consisting of pupils composed of one or more grade groups, organized as one unit with one or more teachers to give instructions of a defined type, and housed in a school plant of one or more buildings. More than one school may be housed in one school plant, as in the case when elementary and secondary programs are housed in the same plant."

SECTION 7

Teachers' Pay For One Hundred Eighty-five Days

Section 21-252, Code of Laws of South Carolina, 1962, is amended by striking "nine months" on line 4 of the section and inserting "one hundred eighty-five days". The section when amended shall read as follows:

"Section 21-252. The General Assembly shall make sufficient appropriation to pay the salaries of all school teachers in the public schools on the basis and for the length of one hundred eighty-five days in the elementary and high schools in the State."

SECTION 8

Additional Teachers Based on Excess Average Daily Attendance

Section 21-253, Code of Laws of South Carolina, 1962, as amended, is further amended by striking the last sentence and inserting in lieu thereof the following: "In addition to the number of teachers a district is entitled to under the above schedule, a district shall receive benefits to pay additional teachers, high or elementary, according to the excess average daily attendance in each school, such excess to be added together by level. The high school excess average daily attendance shall be divided by 26 and the elementary excess average daily attendance by 30. Each district shall receive benefits for the salaries resulting from such excess, provided that the school board of trustees shall not employ a teacher in any school based on the average daily attendance of another school within the district." The section when amended shall read as follows:

"Section 21-253. No school in any school district shall continue open a longer period of time than that fixed by (a) the board of trustees in the district in which such school is located or (b) the county board of education in any county which may operate under a county unit plan. No school shall receive any benefits under the provisions of Section 21-252 which does not have the minimum aver-

age daily attendance for the previous scholastic year, or for the current scholastic year, fixed in the schedules below.

In three-teacher high schools the minimum average daily attendance shall be 48; in four-teacher high schools the minimum average daily attendance shall be 68; in five-teacher high schools the minimum average daily attendance shall be 90; in six-teacher high schools the minimum average daily attendance shall be 114; in seven-teacher high schools the minimum average daily attendance shall be 140; in eight-teacher high schools the minimum average daily attendance shall be 168; in nine-teacher high schools the minimum average daily attendance shall be 198; in ten-teacher high schools the minimum average daily attendance shall be 230; in eleven-teacher high schools the minimum average daily attendance shall be 264; in twelve-teacher high schools the minimum average daily attendance shall be 300; and in all high schools with more than twelve teachers the minimum average daily attendance shall be 26 pupils for each teacher.

In one-teacher elementary schools the minimum average daily attendance shall be 17; in two-teacher elementary schools the minimum average daily attendance shall be 36; in three-teacher elementary schools the minimum average daily attendance shall be 60; in four-teacher elementary schools the minimum average daily attendance shall be 84; in five-teacher elementary schools the minimum average daily attendance shall be 110; in six-teacher elementary schools the minimum average daily attendance shall be 138; in seven-teacher elementary schools the minimum average daily attendance shall be 168; in eight-teacher elementary schools the minimum average daily attendance shall be 200; in nine-teacher elementary schools the minimum average daily attendance shall be 234; in ten-teacher elementary schools the minimum average daily attendance shall be 270; in eleven-teacher elementary schools the minimum average daily attendance shall be 308; in twelve-teacher elementary schools the minimum average daily attendance shall be 348; and in all elementary schools with more than twelve teachers the minimum average daily attendance shall be 30 pupils per teacher. In addition to the number of teachers a district is entitled to under the above schedule, a district shall receive benefits to pay additional teachers, high or elementary, according to the excess average daily attendance in each school, such excess to be added together by level. The high school excess average daily attendance shall be divided by 26 and the elementary excess average daily attendance by 30. Each district shall receive benefits

for the salaries resulting from such excess, provided that the school board of trustees shall not employ a teacher in any school based on the average daily attendance of another school within the district.”

SECTION 9

Revised Schedule of State Aid for Teachers' Salaries

Effective July 1, 1967, Section 21-258, Code of Laws of South Carolina, 1962, as amended, is hereby further amended by striking out the “South Carolina State Aid Teachers' Salary Schedule” therein and substituting therefor the following schedule:

SECTION 10

State Aid for School Facilities

Article 2, Chapter 10, of Title 21, Code of Laws of South Carolina, 1962, is hereby amended as follows:

(1) Section 21-271 is hereby amended by striking out the section and substituting in lieu thereof the following:

"Section 21-271. For the purpose of this article (a) the term 'capital improvement' shall mean the cost of constructing, improving, equipping, renovating and repairing school buildings or other school facilities or the cost of the acquisition of land whereon to construct or establish school facilities; (b) 'Board' shall mean the State Board of Education, and (c) 'Commission' shall mean the State Educational Finance Commission."

(2) Section 21-272 is hereby amended by striking out the section and inserting in lieu thereof the following:

"Section 21-272. In order to assist school districts in financing needed capital improvements, the General Assembly shall annually allocate to the Board a sum equivalent to twenty dollars multiplied by the number of pupils enrolled in grades one through twelve of the public schools during the school year next preceding the year for which the allocation is made. *Provided*, That the amount allocated for the fiscal year 1968-69 and each year thereafter shall be computed at the rate of twenty-five dollars per pupil. *Provided, Further*, That for no year shall the amount allocated be less than the total sum required to meet principal and interest payments becoming due in that fiscal year on State school bonds."

(3) Section 21-273 is hereby amended by striking out the section and inserting in lieu thereof the following:

"Section 21-273. The obligation of the State to make sums available to school districts as provided under Section 21-272 shall be subordinate to the pledge made to secure the State school bonds authorized under article 6 of chapter 17 of this Title and the sinking fund created for their retirement."

(4) Section 21-274 is hereby amended by striking out the section and inserting in lieu thereof the following:

"Section 21-274. The Board shall annually apply sums allocated under Section 21-272 in the following order: (a) There shall first be reserved and set aside such amount as may be necessary to pay principal and interest payments becoming due that year on State school bonds. (b) The balance remaining each year after deducting the

amount reserved in (a) above shall be credited on the books of the Board to the several school districts in the State, apportioned in the ratio that the enrollment of each school district bears to the enrollment of the State as a whole. *Provided*, That of the funds available in 1967-68 for allocation to school districts under the provisions of Sections 21-274 and 21-1000, as amended in this act, there shall first be apportioned among the several school districts sufficient funds to have made available to all districts at least ninety percent of the funds available to them under the provisions of article 2 of chapter 10 of Title 21, as now constituted. Remaining funds for 1967-68 shall be apportioned in accordance with the provisions of Sections 21-274 and 21-1000, as amended."

(5) Section 21-275 is hereby amended by striking out the section and inserting in lieu thereof the following:

"Section 21-275. The sums credited by the Board to each school district, under the provisions of Sections 21-274 and 21-1000, shall remain available to school districts until requisitioned by them for purposes approved by the Board. Such funds shall be available for the following purposes only and in the following order of priority: (a) To be applied on the financing of capital improvements approved by the Board; (b) To pay principal and interest of school district indebtedness represented by bonds or notes issued before July 1, 1951 for any capital improvement or bonds or notes issued on or after July 1, 1951 for capital improvements approved by the Board."

(6) Section 21-276 relating to unused annual grants is hereby repealed.

(7) Section 21-277 relating to approval of expenditure of funds is hereby repealed.

(8) Section 21-279 is hereby amended by striking out the section and inserting in lieu thereof the following:

"Section 21-279. In order to avail itself of funds to its credit, a school district shall make application to the Board in such form as the Board may require, including therein a complete and full description of the purpose for which funds are to be applied, together with any information that may be required by the Board to evaluate the proposed use of funds."

(9) Section 21-280 relating to action of county boards of education of school district applications is hereby repealed.

(10) Section 21-281 relating to appeal from county board disapproval of applications is hereby repealed.

(11) Section 21-282 relating to applications from county units is hereby repealed.

(12) Section 21-283 relating to applications by a county board in certain instances is hereby repealed.

(13) Section 21-284 relating to the letting of contracts by county boards of education is hereby repealed.

(14) Section 21-285 is hereby amended by striking out the section and inserting in lieu thereof the following:

"Section 21-285. When an application of a school district as provided in Section 21-279 has been approved by the Board, funds shall be remitted, as may be required from time to time, to the Treasurer of the county of which the school district is a part. The county treasurer shall place the sum so received in a special fund to be known as 'Public School Building Fund for School District No.' and shall pay out the money of such fund only on school warrants properly drawn by the authorities of the school district concerned and such money shall be expended in the same manner as provided by law for the expenditure of other school funds."

(15) Section 21-286 is hereby amended by striking out the word "Commission" and substituting in lieu thereof the word "Board".

(16) Section 21-287 is hereby amended by striking out the word "Commission" and substituting in lieu thereof the word "Board".

(17) Section 21-288 relating to the former Schoolhouse Planning section of the State Department of Education is hereby repealed.

(18) Section 21-289 relating to advances to school districts for capital improvements is hereby repealed. *Provided*, That on July 1, 1967 the Board is hereby directed to cancel and write off all indebtedness due the Board by the several school districts arising out of the provisions of Section 21-289 as now constituted.

(19) Section 21-289.1 relating to the repayment of advances to school districts is hereby repealed.

(20) Section 21-290 is hereby amended by (a) striking out the word "Commission" on line 3 thereof and substituting the word "Board" and (b) striking out the words "except as provided in Section 21-284" on line 6 thereof.

SECTION 11**State School Bonds**

Article 6 of chapter 17 of Title 21, Code of Laws of South Carolina, 1962, is hereby amended as follows:

(1) Section 21-995 is hereby amended by striking out the section and inserting in lieu thereof the following:

"Section 21-995. For the purpose of enabling the State Board of Education to raise funds for capital improvements and other purposes in addition to those funds provided by article 2 of chapter 10 of this Title, for the purpose of enabling the Board to raise funds necessary to acquire the school bus equipment authorized to be acquired by the provisions of article 4 of chapter 16 of this Title and for the purpose of permitting the Board to raise funds to refinance the short-term indebtedness incurred in connection with the acquisition of school bus equipment, the Governor and the State Treasurer may issue State schools bonds under the conditions prescribed by this article."

(2) Section 21-96 is hereby amended by striking out the section and inserting in lieu thereof the following:

"Section 21-996. The aggregate outstanding principal indebtedness on account of bonds issued for capital improvements and other purposes, after deducting that part of any sinking fund applicable to the retirement of bonds issued for such purposes, shall never exceed one hundred thirty-seven million, five hundred thousand dollars.

The aggregate outstanding principal indebtedness on account of bonds issued to acquire the school bus equipment authorized by the provisions of Article 4 of Chapter 16 of this Title, after deducting that part of any sinking fund applicable to the retirement of bonds issued for such purpose, shall never exceed nine million dollars.

Within such limits, State school bonds may be issued from time to time under the conditions prescribed by this article, but in no event to mature later than July 1, 1991."

(3) Section 21-997 is hereby amended by striking out the section and inserting in lieu thereof the following:

"Section 21-997. Before any State school bonds are issued, the State Board of Education shall transmit to the Governor and to the State Treasurer a request for the issuance thereof and shall embody in such request: (a) A schedule showing the aggregate of bonds issued pursuant to previous requests, the purposes for which they were issued, the annual payments required to retire such bonds, the interest thereon and the amount of sinking fund applicable to the retirement

of such outstanding bonds, apportioned in accordance with the requirement of Section 21-1000.2; (b) The amount of bonds sought to be issued; (c) A schedule showing future annual principal requirements and estimated annual interest requirements on the bonds requested to be issued; (d) A schedule showing (i) the estimated total funds required to cover applications for capital improvements and other purposes to be approved by the Board in that fiscal year; (ii) The amount of funds then available to apply on such applications and; (iii) The remaining amount required to cover such applications, being the amount for which it is proposed that State school bonds be issued."

(4) Section 21-998 is hereby amended by striking out the section and inserting in lieu thereof the following:

"Section 21-998. If the following shall appear to the satisfaction of the Governor and the State Treasurer from the foregoing request:

(a) That the amount of revenues derived from the retail sales tax received during the next preceding fiscal year will, if received annually thereafter, be sufficient to pay as they fall due the principal and interest on such proposed State school bonds and all other State school bonds theretofore issued; (b) That the amount of revenues estimated by the State Board of Education to be received during the term for which such proposed State school bonds will be outstanding will be sufficient to pay, as the same respectively mature, the principal and interest of such bonds and of all other State school bonds theretofore issued; (c) That the estimate by the State Board of Education of its needs as shown pursuant to Section 21-997 requires bonds to be issued in the amount requested; (d) That the issue will be within the limitations prescribed by Section 21-996; It shall be the duty of the Governor and the State Treasurer to issue State school bonds in accordance with such request."

(5) Section 21-999.6 is hereby amended by inserting the words "Pursuant to this article as now constituted or hereafter amended" on line 3 between the words "outstanding" and "there" so that the section as amended shall read as follows:

"Section 21-999.6. Pledge of credit and revenues for payment of bonds.—For the payment of the principal and interest on all State school bonds at any time issued and outstanding pursuant to this article as now constituted or hereafter amended, there shall be pledged the full faith, credit and taxing power of the State and, in addition thereto, but subject to the provisions of Sec. 21-999.7, the entire amount of revenue derived from the retail sales tax levied by chapter

17 of Title 65. The revenues derived from such retail sales tax during each fiscal year shall be discharged from the foregoing pledge when payment or provision for payment has been made for the principal and interest of all State school bonds maturing in such fiscal year and when the requirements of Sec. 21-1000.2 as to payments into the sinking fund have been met.”

(6) Section 21-1000 is hereby amended by striking out the section and inserting in lieu thereof the following:

“Section 21-1000. The proceeds of the sale of State school bonds shall be received by the State Treasurer and placed by him to the credit of the State Board of Education, except that the premium, if any, shall be placed in the sinking fund established by Section 21-1000.2 and the accrued interest, if any, shall be used to discharge in part the first interest to become due on such bonds. On the occasion that he receives the proceeds of State school bonds from the purchasers, the State Treasurer shall segregate that part of the proceeds which are intended for allocation to school districts for capital improvements and other purposes from that portion intended for the purchase of school bus equipment, but the purchasers of such bonds shall in no wise be liable for the proper application of the proceeds to the purposes for which they are intended.

The State Board of Education shall in turn credit each of the several school districts with its proportionate share of the proceeds of the bonds applicable to capital improvements and other purposes, each district's share being determined in the ratio of its public school enrollment to the enrollment of the State as a whole.”

(7) Section 21-1000.1 is hereby amended by striking out the section and inserting in lieu thereof the following:

“Section 21-1000.1. Use of proceeds; segregation for different uses.—The proceeds derived from the sale of State school bonds shall be applied by the Board only to the purposes for which the bonds are issued, and, if it shall be provided that a part of the proceeds of an issue of bonds shall be allocated to school districts for capital improvements and other purposes and another part be applied to defray the cost of school bus equipment, the State Treasurer shall, upon the receipt of the proceeds of such bonds, segregate such proceeds in accordance with the provisions of the request made to the Governor and the State Treasurer pursuant to the provisions of Sec. 21-997.”

SECTION 12**When State Aid Allowed**

Subsection (1) of Section 21-295.3, Code of Laws of South Carolina, 1962, is amended by striking "a minimum enrollment of twelve pupils and" in lines three and four and by inserting before the word "attendance" on line four "average daily". The subsection when amended shall read as follows:

"(1) For special education services for the physically handicapped or educable mentally handicapped, State aid shall be allowed for a teacher employed with a minimum average daily attendance of ten."

Subsection (2) of Section 21-295.3, Code of Laws of South Carolina, 1962, is amended by striking "a minimum enrollment of ten pupils and" in line 3 and by inserting before the word "attendance" on line three "average daily". The subsection when amended shall read as follows:

"(2) For special education services for the trainable mentally handicapped, State aid shall be allowed for a teacher employed with a minimum average daily attendance of eight."

SECTION 13**Duties of Sergeants-at-Arms—Senate and House**

Section 30-57, Code of Laws of South Carolina, 1962, is hereby amended by striking out the section in its entirety and inserting in lieu thereof the following:

"Section 30-57. The sergeant-at-arms of the Senate and the sergeant-at-arms of the House of Representatives shall take exclusive care and charge of the Senate Chamber and the Hall of the House of Representatives and the committee rooms, respectively, and be held responsible for their keeping and the keeping and protection of the furniture and furnishings belonging to them, packing such as may need packing and inspecting and caring for them during the recess of the General Assembly. The sergeant-at-arms of both Houses shall employ such laborers and help as may be necessary to carry out the provisions of this section."

SECTION 14**Compensation of Legislative Committee Employees**

Section 30-64, Code of Laws of South Carolina, 1962, is hereby amended by adding at the end thereof the following: "*Provided*, That the compensation of the administrative assistants of the Ways and

Means Committee, the House Judiciary Committee and of the Speaker of the House of Representatives shall be no less than that received by the Assistant Clerk of the House of Representatives.”

SECTION 15

Distribution of Alcoholic Liquors Tax to Municipalities

Effective July 1, 1968, Section 65-1255, Code of Laws of South Carolina, 1962, as amended, is hereby further amended by (1) striking out the words “sixty-five percent” on line 3 thereof and substituting therefor the words “sixty percent”; and (2) striking out the words “fifteen percent” on line 7 thereof and substituting therefor the words “twenty percent”, so that as amended the Section shall read as follows:

“Section 65-1255. Collection and distribution of taxes.—The taxes levied by this chapter shall be paid to and collected by the Commission and, when collected, shall be distributed as follows: Sixty per cent thereof shall be paid into the State Treasury for credit to the general fund of the State for public school use; twenty per cent thereof shall be distributed among the several counties of the State, on a population basis, according to the latest official Federal census; and twenty per cent thereof shall be distributed among the incorporated municipalities of the State, on a population basis, according to the latest Federal census, so that every incorporated city and town shall receive a share proportionate to its population in relation to the urban population of the State.

Incorporated municipalities for which there is no 1960 Federal census may establish an official population using such means and methods satisfactory to the Secretary of State. Such municipalities shall participate in revenue distributions made by the State to municipalities on the basis of such population.”

SECTION 16

Relating to Discounts by Wholesale Liquor Dealers

Section 4-73.2, Code of Laws of South Carolina, 1962, relating to discounts by wholesale liquor dealers and distributors is hereby repealed.

SECTION 17

Legislative Budget Request

The Code of Laws of South Carolina, 1962, is amended by adding Section 30-63 to read as follows:

“Section 30-63. When either the House of Representatives or the Senate submits its annual budget requests all employees shall be designated as temporary or full-time and the compensation of all full-time employees shall be shown as a line item.”

SECTION 18

Supplies and Equipment for Speaker and President of Senate

Section 30-54.1. The Clerk of the House, upon the request of the Speaker of the House of Representatives, shall furnish for his office such supplies and equipment as are requested by the Speaker, and the Clerk of the Senate, upon the request of the President of the Senate, shall furnish for his office such supplies and equipment as are requested by the President.

SECTION 19

Inventory of Personal Property—House of Representatives

The Clerk and sergeant-at-Arms of the House of Representatives shall make an inventory of all personal property of the House of Representatives except expendable personal property. The inventory shall be submitted to the Director of the Division of General Services no later than June 30, 1967.

SECTION 20

Responsibility for Personal Property—Departments, Agencies and Institutions

The head of each department, agency or institution of this State, which employs less than one hundred permanent employees, shall be responsible for all personal property under his supervision and each fiscal year shall submit an inventory of all such property, except expendables, to the Director of the Division of General Services no later than August first of each year. The Director of the Division of General Services shall keep an accurate record of all such inventories and shall make such rules and regulations as may be necessary to carry out the provisions of this paragraph.

The head of each department, agency or institution of this State, which employs more than one hundred permanent employees, shall be responsible for all personal property under his supervision and each fiscal year shall make an inventory of all such property under his supervision, except expendables. The State Auditor shall make an audit of any such property whenever he sees fit or whenever requested to do so.

SECTION 21

Authorized Indebtedness for Whitten Village Increased

Section 6 of Act No. 1100 of the Acts of 1964, as amended, is hereby further amended by striking out "two million six hundred thousand" on lines six and seven and inserting in lieu thereof "four million" so that the Section as amended shall read as follows:

"Section 6. Maximum Indebtedness—Notwithstanding other provisions of this Act, notes or bonds issued for the benefit of mental health facilities under the jurisdiction of the Commission shall not exceed ten million dollars at any one time, and notes or bonds issued for the benefit of Whitten Village shall not exceed four million dollars at any one time."

SECTION 22

Powers and Privileges of Assistant Pharmacists

(Section 22 was vetoed by the Governor and sustained by the House of Representatives on July 5, 1967 and is therefore not a part of this act.)

SECTION 23

Certain Conveyances Exempt from Documentary Tax

Section 65-689, Code of Laws of South Carolina, 1962, is hereby amended by adding at the end thereof the following so as to exempt from the state documentary tax any deeds, instruments or other writings granting, conveying or otherwise transferring lands, tenements or other realty to the State of South Carolina or to its political subdivisions and departments for highway or other public purposes:

"*Provided*, That any deed, instrument or writing whereby any lands, tenements or other realty shall be granted, assigned, transferred or otherwise conveyed to, or vested in, the State of South Carolina, or any of its political subdivisions and departments, for highway or other public purposes shall be exempted from the documentary tax requirements of this section, and any clerk of court or register of mesne conveyances may record such deeds or other instruments without revenue stamps affixed thereto and without penalty." The section when amended shall read as follows:

"Section 65-689. Conveyances.—A deed, instrument or writing whereby any lands, tenements or other realty sold shall be granted, assigned, transferred or otherwise conveyed to, or vested in, the purchaser or any other person by his direction when the consideration or value of the interest or property conveyed exclusive of the value of any lien or encumbrance remaining thereon at the time of sale

exceeds one hundred dollars and does not exceed five hundred dollars shall be taxed one dollar and for each additional five hundred dollars, or fractional part thereof, one dollar, *provided*, that any deed, instrument or writing whereby any lands, tenements or other realty shall be granted, assigned, transferred or otherwise conveyed to, or vested in, the State of South Carolina, or any of its political subdivisions and departments, for highway or other public purposes shall be exempted from the documentary tax requirements of this section, and any clerk of court or register of mesne conveyances may record such deeds or other instruments without revenue stamps affixed thereto and without penalty."

SECTION 24

Relating to Federal Funds for Mental Health

Payments made to a mental health facility which are derived in whole or in part from Federal funds which become available after June 30, 1967, and which are provided with the stipulation that they be used to improve services to patients shall not be considered fees from paying patients under the terms of Act No. 1100 of 1964 but may be utilized by the State Department of Mental Health to improve South Carolina's comprehensive mental health program.

SECTION 25

To Amend Code Relating to Enforcement of Commercial Fishing Laws

Section 28-97, Code of Laws of South Carolina, 1962, is amended so as to transfer the enforcement of State laws heretofore enforced by the Division of Commercial Fisheries to the Division of Game, by deleting the words "and enforcement" on line eleven, and by changing the period at the end thereof to a semicolon and adding the following: "*provided*, that the enforcement of such laws shall be performed, exercised and discharged by the Division of Game. *Provided, Further, That notwithstanding any other provisions of law to the contrary, any persons transferred from the Division of Commercial Fisheries to the Division of Game, pursuant to the provisions of this Section, and who at the time of such transfer were members of the South Carolina Retirement System, may continue their membership in the South Carolina Retirement System.*" The section when amended shall read as follows:

"Section 28-97. All of the functions, duties, powers and authority of the Commission shall be performed, exercised and dis-

charged in and through two divisions, the Division of Game, embracing the work and functions in the conservation of game and the execution and enforcement of the regulatory, tax and license laws of the State relating to birds, nonmigratory fish, game and to fishing other than commercial fishing, shellfish, shrimp, oysters, oyster leases and fisheries, and the Division of Commercial Fisheries, embracing the work and functions in the conservation of oysters, shrimp, shellfish, fisheries and all fish taken in commercial fishing, in fostering and developing industries in relation thereto and in the execution of the regulatory, license and tax laws of the State relating to commercial fishing, shellfish, shrimp, oysters, oyster leases and fisheries; *provided*, that the enforcement of such laws shall be performed, exercised and discharged by the Division of Game. *Provided, Further, That notwithstanding any other provisions of law to the contrary, any persons transferred from the Division of Commercial Fisheries to the Division of Game, pursuant to the provisions of this Section, and who at the time of such transfer were members of the South Carolina Retirement System, may continue their membership in the South Carolina Retirement System."*

SECTION 26

Wildlife Law Enforcement Personnel Designated as Conservation Officers

Notwithstanding any other provision of law all law enforcement personnel of the Wildlife Resources Department are hereby designated conservation officers with all the power and authority now possessed by game wardens and inspectors as provided for in Title 28 of the Code of Laws of South Carolina, 1962.

End of Part II

All Acts or parts of Acts inconsistent with any of the provisions of Part I of this Act are hereby suspended for the fiscal year 1967-68. All Acts or parts of Acts inconsistent with any of the provisions of Part II of this Act are hereby repealed.

Except as otherwise specifically provided herein, this act shall take effect immediately upon its approval by the Governor.

Approved at 6:52 p. m. the 30th day of June, 1967.

With the exception of Part II, Section 22, Powers and Privileges of Assistant Pharmacists.

(R667, S198)

No. 486

An Act To Amend Subsection (5) Of Section 9-403 Of Act No 1065, Acts And Joint Resolutions Of South Carolina, 1966, Known As The Uniform Commercial Code, Relating To The Filing Of Security Interests, So As To Change The Fee Schedule And Delete A Provision Relating To Certain County Fees And To Exempt Public Utilities From Certain Filings.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act No. 1065 (9-403(5)) of 1966 amended to change fee schedule.—Subsection (5) of Section 9-403 of Act No. 1065, Acts and Joint Resolutions of South Carolina, 1966, is amended so as to change the fee schedule and delete a provision relating to certain county fees by striking “\$1.00, but this subsection shall not have the effect of repealing existing law as to filing fees in the several counties.” on lines two, three and four and inserting in lieu thereof “three dollars unless on a form prescribed by the Secretary of State in which case the fee shall be two dollars.” When amended, subsection (5) shall read as follows :

“(5) The fee for filing, indexing and furnishing filing data for an original or a continuation statement shall be three dollars unless on a form prescribed by the Secretary of State in which case the fee shall be two dollars.”

SECTION 2. Act No. 1065 (9-302) of 1966 amended to exempt public utilities from certain filings.—Section 9-302 of Act No. 1065 of 1966 is amended so as to exempt public utilities from the necessity of filing a financing statement by adding at the end thereof the following :

“() The filing provisions of this article do not apply to a security interest in property of any description or any interest therein created by a mortgage made by a public utility which is subject to the jurisdiction of the Public Service Commission, but the mortgage shall be registered in the county or counties in which a mortgage is required by Section 60-101 of the 1962 Code to be registered. This provision shall not apply to security interests of railroads governed by subsection (3) (b) above.”

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R668, S417)

No. 487**An Act To Authorize Municipalities And Counties To Establish Planning Organizations And To Undertake Local And Regional Comprehensive Planning Programs, Including Zoning, Land Sub-division Development And Preparation Of Official Maps.**

Be it enacted by the General Assembly of the State of South Carolina :

Article 1**General Provisions**

SECTION 1. Declaration of legislative intent.—The intent of this act is to enable municipalities and counties acting individually or in concert to preserve and enhance their present advantages, to overcome their present handicaps, and to prevent or minimize such future problems as may be foreseen. To accomplish this intent local governments are encouraged to plan for future development; to prepare, adopt, and from time to time revise, a comprehensive plan to guide future local development; and to participate in a regional planning organization to coordinate local planning and development with that of the surrounding region. As aids in the implementation of the comprehensive plan local governments are encouraged to adopt and enforce appropriate land use controls, and cooperate with other governmental authorities.

The provisions of this act are declared to be necessary for the promotion, protection, and improvement of the public health, safety, comfort, good order, appearance, convenience, prosperity, morals, and general welfare.

Any county or municipality may, but shall not be required to, exercise any of the powers granted by this act. Whenever such a governing authority shall elect to exercise any of the powers granted by this act, such powers shall be exercised in the manner hereinafter prescribed.

SECTION 2. Existing planning organizations.—This act shall not have any effect upon the powers and duties of any planning organization, either local or regional, existing prior to the effective date of this act.

Article 2**Regional Planning**

SECTION 1. Regional Planning Organization defined.—Regional planning organization means a regional planning commission, a re-

gional planning board, or council of governments or any other organization with a membership consisting of one or more counties or municipalities, or parts thereof, individually or in combination.

SECTION 2. Establishment.—Any county or municipality or groups of such or any part thereof, individually, or in such combination as common interests dictate, by means of a duly executed agreement and other appropriate action and upon approval by the Governor, may establish a regional planning organization.

Counties and municipalities, except those located within a Standard Metropolitan Statistical Area as defined by the U. S. Bureau of the Budget, may belong to no more than one such regional planning organization.

The establishing agreement, among other things, shall include a description of the area to be served by such organization, expressed in terms of easily identifiable physical features and landmarks and established political entities.

SECTION 3. Membership, Bylaws.—Each county and municipality executing the required establishing agreement shall be a member. Representation of members shall be as prescribed in the establishing agreement which shall provide, for not less than one representative for each member. Such representatives may be serving on the member governing authorities or appointed by them, except where the regional planning organization is a council of governments. In such cases, council representation shall consist exclusively of persons serving on the member governing authorities. Regional planning organization representatives may serve without salary, and may be reimbursed for expenses incurred in the performance of their duties.

The organization shall adopt bylaws designating the officers of the organization and providing for the conduct of its business.

SECTION 4. Powers and Duties.—(a) In discharging its primary responsibilities the regional planning organization shall have the power to:

1. Study and make recommendations to its members regarding such matters as it deems appropriate;
2. Enter into and promote cooperative programs and coordinated action with and among its members and other governmental and non-governmental entities; including those of other states;
3. Prepare and from time to time revise plans and programs to improve the area's governmental services and to insure its

orderly development, which may include, among other things, consideration regarding principal highways, bridges, airports or other transportation facilities and services; region-serving parks, open spaces and recreational services; schools and other educational facilities and services; water and sewer facilities and services; and other region-serving public facilities and services. Any such plans and programs shall be based on studies of the area's physical, social, economic, and governmental conditions and trends, and they shall specifically show their relationship to the official plans and programs, if any, of the State of South Carolina and of the member local governments. Before any such plans and programs, or revisions thereof, prepared by the regional planning organization are considered for adoption they shall be submitted to the planning commissions of the members and to other organizations as appropriate for comment.

After submission those organizations shall have forty-five days in which to submit their comments to the regional planning organization. After such time the regional planning organization may adopt such plans and programs, or revisions thereto. All adopted plans and programs or revisions thereto shall be presented formally as recommendations to the participating governments and made known throughout the region.

- (b) The regional planning organization shall also have the power to:
1. Perform technical assistance services for member local governments upon request provided that all arrangements for such services shall be approved by the organization.
 2. Assist the local governments within the region in carrying out any plan or plans and programs prepared and adopted by the organization.

SECTION 5. Association with other organizations or individuals.—For the purposes of this act, any regional planning organization may cooperate with, contract with, or accept funds from Federal, State, or local governments public or semi-public agencies or private individuals or corporations, it may expend such funds and it may carry out such cooperative undertakings and contracts.

SECTION 6. Staff.—The regional planning organization may employ such staff, and consult with and retain such experts as it deems necessary.

SECTION 7. Finances; Annual Report.—(a) The members may appropriate funds to meet the expenses of the organization and may

contract with each other, as provided by law, in order to cooperatively provide needed public facilities and services.

(b) The organization shall keep books of account which shall be independently audited at least once in each calendar year. The auditor's report shall be provided to the members.

(c) The organization shall make an annual report of its activities to the political subdivisions of the State which are parties to the agreement.

Article 3

Local Planning

SECTION 1. Local Planning Commissions defined.—Local planning commission means a municipal planning commission, a county planning commission, or a joint city-county planning commission.

SECTION 2. Establishment.—The governing authority of each municipality may create a municipal planning commission. The governing authority of each county may create a county planning commission. Any combinations of municipalities or counties, may jointly create a planning commission.

SECTION 3. Jurisdictions of counties and municipalities.—Any municipality may exercise the powers granted under the provisions of this act in the total area within its corporate limits upon passage of an appropriate ordinance to that effect by the governing authority. Any county may exercise the powers granted under the provisions of this act in the total unincorporated area or parts thereof upon the passage of an appropriate resolution to that effect by the governing authority. Unincorporated areas adjacent to incorporated municipalities may be added to and included in the area under municipal jurisdiction for the purposes of this act provided that the governing authorities of the municipality and county involved shall agree as to the boundaries of such additional areas described in terms of easily identifiable physical features and landmarks and established political entities, procedures for the exercise of powers granted in this act and the manner of obtaining equitable representation on the boards and commissions provided for under this act. The agreement shall be formally stated in appropriate official action by the governing authorities involved.

The governing body of any municipality may designate its county planning commission as the official planning commission of such

municipality. In the event of such designation, and acceptance by the county planning commission and the governing authority of the county, the county planning commission may exercise such powers and duties as provided in this act for municipal planning commissions as are specified in the agreement reached by the governing authorities. Such agreement shall specify the procedures for the exercise of powers granted in this act and shall provide for the equitable representation of the municipality and the county on the boards and commissions required by this act. This agreement shall be formally stated in appropriate official action by the governing authorities involved.

SECTION 4. Principal powers of local planning commissions.—It shall be the function of the local planning commission upon the authorization of the governing authority or authorities to prepare the comprehensive plan and program for the physical, social, and economic growth of its jurisdiction in order to promote the public health, safety, morals, convenience, prosperity, or the general welfare as well as efficiency and economy in the development of its jurisdiction. The comprehensive plan and program shall include recommended means of implementation and shall be based upon careful and comprehensive surveys and studies of existing conditions and probable future development. In the discharge of its responsibilities, the local planning commission shall have the power to:

1. Prepare and revise periodically a comprehensive plan and program for the development of its jurisdiction as provided in this act.

2. Prepare and recommend for adoption to the appropriate governing authority or authorities as a means for implementing the plan and program:

- (a) Zoning ordinances or resolutions, and maps and appropriate revisions thereof for its jurisdiction, as provided in this act;

- (b) Regulations for the subdivision of land and appropriate revisions thereof within its jurisdiction, and to administer the regulations that may be adopted as provided in this act;

- (c) An official map and appropriate revision thereof showing the exact location of existing or proposed public street, highway and utility rights-of-way and public building sites, together with regulations to control the erection of buildings or other structures or changes in land use within such rights-of-way, building sites or open spaces within its political jurisdiction or a specified portion thereof, as set forth in this act;

(d) A capital program for its jurisdiction based on the comprehensive plan and the capital improvements necessary to implement the plan. Such a capital program shall include an annual capital budget based on estimates of the cost of proposed projects and the means of financing them. The commission shall submit the capital program, including the capital budget, to the governing authority or authorities as directed.

SECTION 5. Miscellaneous powers of local commission.—The local planning commission may make, publish, and distribute maps, plans and reports and reports and recommendations relating to the plan and program and the development of its political jurisdiction to public officials and agencies, public utility companies, civic, educational, professional and other organizations and citizens. All public officials shall, upon request, furnish to the planning commission, within a reasonable time, such available information as it may require for its work. The planning commission, its members and employees, in the performance of its functions, may enter upon any land, make examinations and surveys, and place and maintain necessary monuments and marks thereon, *provided*, however, that the planning commission shall be liable for any injury or damage to property resulting therefrom. In general, the planning commission shall have such powers as may be necessary to enable it to perform its functions and promote the planning of its political jurisdiction.

SECTION 6. Appointment, removal, terms, compensation of members of local planning commissions.—A local planning commission serving not more than two political jurisdictions shall have not less than five nor more than nine members. A local planning commission serving three or more political jurisdictions shall not have a membership greater than four times the number of jurisdictions it serves.

No member of a planning commission may hold an elected public office in the municipality or county from which he is appointed. Members of the commission first to serve shall be appointed for staggered terms as described in the agreement of organization and shall serve until their successors are appointed and qualified. The compensation of the members, if any, shall be determined by the governing authority or authorities creating the commission. Any vacancy in the membership of a planning commission shall be filled for the unexpired term in the same manner as the original appointment. The governing authority or authorities creating the commission

may remove any member of the commission for cause after written notice and public hearing.

SECTION 7. Organization, rules, staff, officers and finances of local planning commissions.—A local planning commission shall organize itself electing one of its members as chairman and one as vice-chairman whose terms shall be for one year. It shall appoint a secretary who may be an officer or an employee of the governing authority or of the planning commission. The planning commission shall meet at the call of the chairman and at such times as the chairman or commission may determine.

The commission shall adopt rules for the transaction of business and shall keep a record of its resolutions, transactions, findings, and determinations, which record shall be a public record. The planning commission may employ such staff and consult with and retain such experts as it deems necessary consistent with funds available. It may make expenditures for salaries of any employees and staff, contracts with consultants, and for the purchase of required equipment and supplies. The expenditures of the planning commission, exclusive of gifts to the commission or contract receipts, shall be within the amounts appropriated for the purpose by the governing authority or authorities empowered to determine, agree upon, and appropriate funds for the payment of the expenses of the planning commission or their respective shares thereof.

SECTION 8. Reports on matters referred to local planning commissions.—The governing authority may provide for the reference of any matters or class of matters to the local planning commission, with the provision that final action thereon shall not be taken until the planning commission has submitted a report thereon or has had a reasonable period of time, as determined by the governing authority to submit a report.

SECTION 9. Association with other public, semi-public or private organizations or individuals.—The planning commission may cooperate with, contract with, or accept funds from Federal, State, or local governments, including those of other states, public or semi-public agencies or private individuals or corporations; it may expend such funds; and it may carry out such cooperative undertakings and contracts as it deems necessary.

Sub-Article 1
The Comprehensive Plan

SECTION 1. Comprehensive plan and its preparation.—It shall be the duty of a local planning commission to prepare the comprehensive plan for the long-range development of its area and to perfect it from time to time. Among other things, such comprehensive plan may show existing and proposed streets, highways, expressways, bridges, tunnels, viaducts and approaches thereto; routes of railroads and transit lines, terminals, ports, airports; parks, playgrounds, forests, reservations, and other public open spaces; sites for public buildings and structures; districts for residence, business, industry, recreation, agriculture, forestry; special districts for other purposes; limited development districts for purposes of promoting conservation, adequate water supply, sanitation, sewage treatment, drainage, protection against floods, roadside appearance, and the like; areas for housing developments; location of public utilities whether publicly or privately owned, including but not limited to sewerage and water supply system; zoning districts, and other features. The plan shall recommend long-range development patterns and programs which shall be expressed in five-year increments. The comprehensive plan shall be based upon and include appropriate studies of the location and extent of present and anticipated population, social and economic resources and problems, and other useful data. Such plan shall be adopted, added to, and changed from time to time, by a majority vote of the planning commission. The local planning commission shall review the comprehensive plan or parts thereof as often as necessary, but not less than once every five years to determine whether changes in the amount, kind, or direction of development of the area or other reasons make it desirable to make additions or amendments to the plan. The plan shall be considered to be an expression of the planning commission's recommendations to the appropriate governing bodies with regard to the future growth and development of its area of jurisdiction and, as such, shall be a public record.

SECTION 2. Studies for plan; general purpose of plan.—In the preparation of such comprehensive plan, the planning commission shall make, or cause to be made, careful and comprehensive surveys and studies of present conditions and trends of future growth in its planning area. The plan shall be made and used for the purpose of guiding and accomplishing the coordinated, adjusted and harmonious

development or redevelopment of the planning area which will, in accordance with present and future needs, best promote the public health, safety, morals, order, convenience, prosperity and general welfare, as well as efficiency and economy in the process of development or redevelopment, including adequate provision for traffic, the promotion of safety from fire or other dangers, adequate provision for light and air, the promotion of the healthful and convenient distribution of population, the promotion of good civic design, appearance and arrangement, wise and efficient expenditure of public funds and the adequate provision of public utilities and other public requirements.

SECTION 3. Public hearing on plan.—Before the adoption of the plan or any part, amendment, extension or addition, the planning commission shall hold at least one public hearing thereon, after not less than fifteen days' notice of the time and place of such hearing shall have been given in a newspaper having general circulation in the planning area.

SECTION 4. Requirements for adoption of plan or amendment.—Adoption of the plan or of any part, amendment, extension or addition shall be by resolution of the planning commission, carried by the affirmative votes of at least a majority of the entire membership. The resolution shall refer expressly to maps and other descriptive matter intended by the planning commission to form the whole or part of the plan and the action taken shall be recorded in its official minutes of the planning commission by the identifying signature of the chairman and secretary of the commission. A copy of the plan or part thereof as adopted shall be certified to the appropriate governing authorities and to all other legislative and administrative agencies affected by the plan.

SECTION 5. Adoption of plan as a whole or by successive resolutions.—The local planning commission shall adopt the plan as a whole by a single resolution or parts of the plan by successive resolutions. Such parts shall correspond with the major geographical sections or divisions of the planning area or with functional subdivisions of the subject matter of the comprehensive plan.

SECTION 6. Approval of comprehensive plan by governing body.—The governing authority may formally approve the comprehensive plan by appropriate official action either as a whole or as parts are completed and adopted by the planning commission.

SECTION 7. Planning Commission to pass on new streets, parks, etc.; overruling commission.—Whenever the planning commission shall have adopted a comprehensive plan, no new street, square, park or other public way, grounds or open space or public building, structure or public utility, whether publicly or privately owned, shall be constructed or authorized in the political jurisdiction of the governing authority or authorities establishing said planning commission until the location, character and extent thereof shall have been approved by the commission. In case of disapproval, the commission shall communicate its reasons to the governing authority or authorities it serves, which shall have the power to overrule such disapproval by the recorded vote of not less than two-thirds of its entire membership. But if authorization or financing of the proposed public way, ground, space, building, structure or utility within such jurisdiction does not, under the law, fall within the province of the local planning commission's governing authority or authorities, then the governmental entity having such jurisdiction shall request approval by the local planning commission. In case of the disapproval by the local planning commission, it shall communicate its reasons to its governing authority or authorities with recommended actions to be taken. Failure of the planning commission to act within sixty days from and after the date of official submission to it shall be deemed approval.

Sub-Article 2

Local Planning—Zoning

SECTION 1. Grant of power for zoning.—For the purposes of guiding development in accordance with existing and future needs and in order to protect, promote and improve the public health, safety, morals, convenience, order, appearance, prosperity, and general welfare, the governing authorities of municipalities and counties may, in accordance with the conditions and procedures specified in this act, regulate the location, height, bulk, number of stories and size of buildings and other structures, the percentage of lot which may be occupied, the sizes of yards, courts, and other open spaces, the density and distribution of populations, and the uses of buildings, structures, and land for trade, industry, residence, recreation, agriculture, forestry, conservation, airports and approaches thereto, water supply, sanitation, protection against floods, public activities, and other purposes. The regulations shall be made in accordance with the

comprehensive plan for the jurisdiction as described in this act and shall be designed to lessen congestion in the streets; to secure safety from fire, panic, and other dangers, to promote the public health and the general welfare, to provide adequate light and air; to prevent the overcrowding of land; to avoid undue concentration of population; to protect scenic areas; to facilitate the adequate provision of transportation, water, sewerage, schools, parks, and other public requirements. Such regulations shall be made with reasonable consideration, among other things, of the character of each area and its peculiar suitability for particular uses, and with a view to promoting desirable living conditions and the sustained stability of neighborhoods, protecting property against blight and depreciation, securing economy in governmental expenditures, conserving the value of land and buildings, and encouraging the most appropriate use of land and buildings and structures.

SECTION 2. Zoning regulations and maps.—Upon the authorization of the governing authority, the local planning commission may make and certify to its governing authority or authorities the text of the recommended zoning ordinance or resolution or both and the zoning maps. Then the governing authority of the municipality or county may exercise the powers granted in this act and, for the purposes mentioned, shall create zoning districts of such number, shape and size as it may determine to be best suited to carry out the purposes of this act. Within such districts, the governing authority may regulate the erection, construction, reconstruction, alteration, and use of buildings and structures and the uses of land in accordance with the first five-year increment of the comprehensive plan. All such regulations shall be uniform for each class or kind of building or use throughout each district, but the regulations in one district may differ from those in other districts and they may be amended from time to time. The regulations may provide that land, buildings and structures and the uses thereof which are lawful at the time of the enactment or amendment of zoning regulations may be continued although not in conformity with such regulations or amendments, hereinafter called a nonconformity. The governing authority of any municipality or county may provide in the zoning ordinance or resolution for the continuance, restoration, reconstruction, extension, or substitution of nonconformities. Such governing authority may also provide for the termination of any nonconformity by specifying the period or periods in which the nonconformity shall be required

to cease or brought into conformance, or by providing a formula whereby the compulsory termination of nonconformities may be so fixed as to allow for the recovery or amortization of the investment in such nonconformity.

SECTION 3. Method of procedure for zoning.—Before enacting or amending any zoning regulations or maps, the governing authority or the planning commission, if authorized by the governing authority, shall hold a public hearing thereon, which shall be advertised and conducted according to lawfully prescribed procedures. If no established procedures exist, then at least fifteen days' notice of the time and place of such public hearing shall be given in a newspaper of general circulation in the municipality or county. No change in or departure from the text or maps as certified by the local planning commission shall be made pursuant to such hearing unless such change or departure be first submitted to the planning commission for review and recommendation. The planning commission shall have thirty days within which to submit its report to the governing authority. If the planning commission fails to submit a report within the thirty-day period, it shall be deemed to have approved the change or departure. When the required public hearing is held by the planning commission, no public hearing by the governing authority shall be required before amending the zoning ordinance or resolution or maps.

SECTION 4. Board of zoning appeals or zoning board of adjustment.—The governing authority of the municipality and the governing authority of the county may each create a board to be known as either the board of zoning appeals or zoning board of adjustment or they may jointly create a board to be known as the joint board of appeals or joint board of adjustment, all such boards hereinafter referred to as the board.

The board shall consist of not less than three nor more than five members, appointed by the governing authority or authorities of the area served. The members shall serve for overlapping terms of not less than three nor more than five years or thereafter until their successors are appointed. Any vacancy in the membership shall be filled for the unexpired term in the same manner as the initial appointment. Members shall be removable for cause by the appointing authority upon written charges and after public hearing. The appointing authorities shall determine the amount of compensation, if any, to be paid to the members of a board of zoning appeals or zoning board

of adjustment. None of the members shall hold any other public office or position in the municipality or county.

The board shall elect one of its members chairman, who shall serve for one year or until he is reelected or his successor is elected and qualified. The board shall appoint a secretary who may be an officer of the governing authority or of the planning commission. The board shall adopt rules in accordance with the provisions of any ordinance or resolution adopted pursuant to this act. Meetings of the board shall be held at the call of the chairman and at such other times as the board may determine. The chairman or, in his absence, the acting chairman, may administer oaths and compel the attendance of witnesses by subpoena. The board shall keep minutes of its proceedings, showing the vote of each member upon each question, or if absent or failing to vote, indicating such fact, and shall keep records of its examinations and other official actions, all of which shall be immediately filed in the office of the board and shall be a public record.

Appeals to the board may be taken by any person aggrieved or by any officer, department, board, or bureau of the municipality or county. Such appeal shall be taken within a reasonable time, as provided by the rules of the board, by filing with the officer from whom the appeal is taken and with the board of appeals notice of appeal specifying the ground thereof. The officer from whom the appeal is taken shall forthwith transmit to the board all the papers constituting the record upon which the action appealed from was taken.

An appeal stays all legal proceedings in furtherance of the action appealed from, unless the officer from whom the appeal is taken certifies to the board, after the notice of appeal shall have been filed with him, that by reason of facts stated in the certificate a stay would, in his opinion, cause imminent peril to life and property. In such case, proceedings shall not be stayed otherwise than by a restraining order which may be granted by the board or by a court of record on application, on notice to the officer from whom the appeal is taken, and on due cause shown.

The board shall fix a reasonable time for the hearing of the appeal or other matter referred to it, and give public notice thereof, as well as due notice to the parties in interest, and decide the same within a reasonable time. At hearing any party may appear in person or by agent or by attorney.

The board of appeals or board of adjustment shall have the following powers:

1. To hear and decide appeals where it is alleged there is error in any order, requirement, decision, or determination made by an administrative official in the enforcement of any ordinance or resolution adopted pursuant to this act.
2. To authorize upon appeal in specific cases a variance from the terms of the ordinance or resolution as will not be contrary to the public interest where, owing to special conditions, a literal enforcement of the provisions of the ordinance or resolution will, in an individual case, result in unnecessary hardship, so that the spirit of the ordinance or resolution shall be observed, public safety and welfare secured, and substantial justice done. Such variance may be granted in such individual case of unnecessary hardship upon a finding by the board of appeals that:
 - (a) There are extraordinary and exceptional conditions pertaining to the particular piece of property in question because of its size, shape, or topography, and
 - (b) the application of the ordinance or resolution of this particular piece of property would create an unnecessary hardship, and
 - (c) such conditions are peculiar to the particular piece of property involved, and
 - (d) relief, if granted, would not cause substantial detriment to the public good or impair the purposes and intent of the ordinance or resolution or the comprehensive plan, *provided*, however, that no variance may be granted for a use of land or building or structure that is prohibited in a given district by ordinance or resolution.

In exercising the above powers, the board of appeals or board of adjustment may, in conformity with the provisions of this act, reverse or affirm, wholly or in part, or may modify the order, requirements, decision, or determination, and to that end shall have all the powers of the officer from whom the appeal is taken and may issue or direct the issuance of a permit. Either board in the execution of the duties for which appointed may subpoena witnesses and in case of contempt may certify such fact to the circuit court having jurisdiction.

SECTION 5. Appeals from decisions of board of appeals or board of adjustment.—Any person who may have a substantial interest in any decision of the board of appeals or board of adjustment or any officer, or bureau of the appropriate governing authority may appeal

from any decision of the board to the circuit court in and for the county by filing with the clerk of such court a petition in writing setting forth plainly, fully and distinctly wherein such decision is contrary to law. Such appeal shall be filed within thirty days after the decision of the board is rendered.

SECTION 6. Notice of appeal and filing of transcript.—Upon the filing of such an appeal, the clerk of the circuit court shall give immediate notice thereof to the secretary of the board and within thirty days from the time of such notice the board shall cause to be filed with the clerk a duly certified copy of the proceedings had before the board of appeals or board of adjustment, including a transcript of the evidence heard before it, if any, and the decision of the board.

The filing of an appeal in the circuit court from any decision of the board shall not ipso facto act as a supersedeas but the judge of the circuit court may in his discretion grant a supersedeas upon such terms and conditions as may seem reasonable and proper.

SECTION 7. Contempt of board of appeals or board of adjustment.—In case of contempt by any party, witness or other person before the board of appeals or board of adjustment, such board may certify such fact to the circuit court of the county wherein such contempt occurs and the judge of the court, in open court or in chambers, after hearing, may impose such penalty as authorized by law.

SECTION 8. Hearing and decision of circuit court; costs.—At the next term of the circuit court or, in chambers, upon ten days' notice to the parties, the resident presiding judge of the circuit court of the county shall proceed to hear and pass upon the appeal. The findings of fact by the board of appeals shall be final and conclusive on the hearing of such appeal. In determining the questions presented by the appeal the court shall determine only whether the decision of the board is correct as a matter of law. In the event that the decision of the board should be reversed by the circuit court, the board shall be charged with the costs and they shall be paid by the governing authority which established the board of appeals or board of adjustment.

SECTION 9. Appeal to supreme court.—Any party at interest who is aggrieved by the judgment rendered by the circuit court upon such appeal may appeal in the same manner as provided by

law for appeals from other judgements of the circuit court in law cases.

SECTION 10. Enforcement and remedies of zoning ordinance or resolution.—The governing authorities of municipalities or counties may provide for the enforcement of any ordinance or resolution adopted pursuant to the provisions of this act by means of the withholding of permits and for such purpose may establish and fill the position of building official or other administrative officer, as appropriate, individually or jointly, when no such position presently exists. From and after the establishment of such position and the filling of the same under the provisions of this act, it shall be unlawful to construct, reconstruct, alter, change the use of or occupy any land, building or other structure without first obtaining the appropriate permit from such official; and such official shall not issue any permit unless the requirements of this act and of any ordinance or resolution adopted pursuant to it are complied with. A violation of any ordinance or resolution adopted pursuant to the provisions of this act is hereby declared to be a misdemeanor under the laws of the State and, upon conviction thereof, an offender shall be punished in the discretion of the court. In case any building or structure is or is proposed to be erected, constructed, reconstructed, altered, converted or maintained, or any building, structure or land is or is proposed to be used in violation of any ordinance or resolution adopted pursuant to this act, the building official or other appropriate administrative officer, municipal or county attorney, or other appropriate authority of the municipality or county or any adjacent or neighboring property owner who would be specially damaged by such violation, may in addition to other remedies, institute injunction, mandamus, or other appropriate action or proceeding to prevent such unlawful erection, construction, reconstruction, alteration, conversion, maintenance, or use; or to correct or abate the violation, or to prevent the occupancy of the building, structure, or land. Each day such unlawful erection, construction, reconstruction, alteration, conversion, maintenance, or use continues shall be deemed a separate offense.

SECTION 11. Financing.—The governing authority may appropriate such monies, otherwise unappropriated, as it deems fit to finance the work of the board of appeals or board of adjustment and to generally provide for the enforcement of any regulations and restrictions authorized under this act which are adopted and may accept

and expend grants of money for those purposes from either private or public sources, local, State or Federal.

SECTION 12. Conflict with other laws.—Whenever the regulations made under authority of this act require a greater width or size of yards, courts, or other open spaces, or require a lower height of building or smaller number of stories, or require a greater percentage of lot to be left unoccupied, or impose other more restrictive standards than are required in or under any other statute, or local ordinance or regulation, the regulations made under authority of this act shall govern. Whenever the provisions of any other statute require more restrictive standards than are required by the regulations made under authority of this act, the provisions of such statute shall govern.

Sub-Article 3

Subdivision Regulations

SECTION 1. Subdivision defined.—“Subdivision” means all divisions of a tract or parcel of land into two or more lots, building sites, or other divisions for the purpose, whether immediate or future, of sale, legacy, or building development, and includes all division of land involving a new street or a change in existing streets, and includes re-subdivision and, where appropriate, to the process of subdividing or to the land or area subdivided; *provided*, however, that the following exceptions are included within this definition only for the purpose of requiring that the local planning commission be informed and have record of such subdivisions:

1. The combination or recombination of portions of previously platted lots where the total number of lots is not increased and the resultant lots are equal to the standards of the governing authority;

2. The division of land into parcels of five acres or more where no new street is involved.

Plats of such exceptions shall be received as information by the planning commission which shall indicate such fact on the plats.

SECTION 2. Intent.—The public health, safety, economy, good order, appearance, convenience, morals, and general welfare require the harmonious, orderly and progressive development of land within the municipalities and counties of the State. In furtherance of this general intent, the regulation of land subdivision by municipal and county governing authorities is authorized for the following purposes, among others:

1. to encourage the development of economically sound and stable municipalities and counties;
2. to assure the timely provision of required streets, utilities, and other facilities and services to new land developments;
3. to assure the adequate provision of safe and convenient traffic access and circulation, both vehicular and pedestrian, in and through new land developments;
4. to assure the provision of needed public open spaces and building sites in new land developments through the dedication or reservation of land for recreational, educational, and other public purposes; and
5. to assure, in general, the wise and timely development of new areas, in harmony with the comprehensive plan of municipalities and counties.

SECTION 3. Provisions of Subdivision Regulations.—The local planning commission shall prepare and recommend to the governing authority of the city or the governing authority of the county for adoption regulations governing the subdivision of land within the municipality or unincorporated portion of the county respectively. Such regulations may provide for the harmonious development of the municipality and the county; for the coordination of streets within subdivisions with other existing or planned streets or official map streets; for the size of blocks and lots; for the dedication or reservation of land for streets, school sites, and recreation areas and of easements for utilities and other public services and facilities; and for a distribution of population and traffic which will tend to create conditions favorable to health, safety, convenience, prosperity, or general welfare. In particular, the subdivision regulations shall prescribe that no subdivision plan will be approved unless all land intended for use as building sites can be used safely for building purposes, without danger from flood or other inundation or from other menaces to health, safety, or public welfare.

Such regulations may include requirements as to the extent to which and the manner in which streets shall be graded, surfaced, and improved, and water, sewers, septic tanks, and other utility mains, piping, connections, or other facilities shall be installed as a condition precedent to the approval of the plat. Such regulations may provide that, in lieu of the completion of such work and installations previous to the final approval of a plat, the governing authority of the municipality or the governing authority of the county may accept

a bond, in an amount and with surety and conditions satisfactory to it, providing for and securing to the municipality or county the actual construction and installations of such improvements and utilities within a period specified by the planning commission and expressed in the bond; and the municipality or county is hereby granted the power to enforce such bonds by all appropriate legal and equitable remedies. The regulations may also provide, in lieu of the completion of such work previous to the final approval of a plat, for an assessment or other method, including deposit of money by the subdivider in an escrow account, whereby the governing body or its agent is put in an assured position to do the work and make the installations and improvements at the expense of the subdivider. The governing authority of the municipality and the governing authority of the county are hereby given the power to adopt and to amend such land subdivision regulations after a public hearing thereon, at least fifteen days' notice of the time and place of which shall have been published in a newspaper of general circulation in the municipality or county.

SECTION 4. Planning Commission as Platting Authority.—From and after the time the local planning commission shall have prepared and adopted a comprehensive plan or at least the major street portion of such comprehensive plan and shall have recommended to the governing authority of the municipality or the governing authority of the county regulations for the subdivision of land within the municipality or county, respectively, which regulations shall have been adopted by the governing authority of the city or county, then no plat of a subdivision within the municipality or within the unincorporated portion of the county shall be filed or recorded in the office of the county where deeds are required to be recorded until it shall have been submitted to and approved by the planning commission and such approval entered in writing on the plat, by the secretary of the planning commission. The filing or recording of a plat of a subdivision without the approval of the planning commission as required by this act is hereby declared a misdemeanor and, upon conviction, is punishable as provided by law.

SECTION 5. Procedure on plats.—After adoption of subdivision regulations by the governing authority, the local commission is hereby given the authority to give tentative approval or disapproval to preliminary plats and to approve or disapprove final plats but in each case their action shall be taken within sixty days after the submission

thereof; otherwise, such plat shall be deemed to have been approved and a certificate to that effect shall be issued by the planning commission on demand; *provided*, however, that the applicant for the planning commission's approval may waive this requirement and consent to the extension of such period. The grounds of disapproval of any plat shall be stated upon the records of the planning commission. Any plat submitted to the planning commission shall contain the name and address of a person to whom notice of hearing may be sent; and no plat shall be acted upon by the planning commission without affording a hearing thereon, notice of time and place of which shall be sent by registered or certified mail to said address not less than five days before the date fixed therefor.

SECTION 6. Duties of recording officials.—The county official whose duty it is to accept and record plats of real estate shall not accept, file or record any subdivision plat involving any area subject to any land subdivision regulations adopted pursuant to this act which plat has not been approved by the planning commission having jurisdiction. Should any public official violate the provisions of this section he shall in each instance be subject to the penalty provided in this article and the affected governing authority shall have such rights and remedies as to enforcement or collection as are provided and may enjoin any violations thereof.

SECTION 7. Effect of plat approval on status of dedications.—The approval of a plat by the local planning commission shall not be deemed to constitute or effect an acceptance by the municipality or the county or the public of the dedication of any street or other ground shown upon the plat.

SECTION 8. Penalties for transferring lots in unapproved subdivisions.—The owner or agent of the owner of any land to be subdivided within the municipality or county who transfers or sells or agrees to sell or negotiate to sell such land by reference to or exhibition of or by other use of a plat of subdivision of such land before such plat has been approved by the planning commission and recorded in the office of the clerk of the court in and for the county, shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished in the discretion of the court; and the description of metes and bounds in the instrument of transfer or other document used in the process of selling or transfer shall not exempt the transaction from

these penalties. The municipality or county may enjoin such transfer or sale or agreement by appropriate action.

SECTION 9. Acceptance of and improvements in unapproved streets.—From and after the time when the platting jurisdiction of a local planning commission shall have attached by virtue of the adoption by the planning commission of a major street plan and the adoption by the governing authority of land subdivision regulations recommended to them by the planning commission, the governing authority or other public authority shall not accept, lay out, open, improve, grade, pave, or light any street or lay or authorize the laying of any water mains, sewers, connections, or other public facilities or utilities in any street unless such street shall have been accepted or opened as, or shall otherwise have received the legal status of a public street prior to the attachment of the planning commission's subdivision jurisdiction, or unless such street corresponds in its location and lines with a street shown on a subdivision plat approved by the planning commission or on an official map made and adopted by the planning commission. The governing authority may locate and construct or may accept any other street provided that the ordinance or resolution or other measure for such approval be first submitted to the planning commission for its approval or disapproval as provided for in the procedure on plats and upon approval any such street shall have the status of an approved street as fully as though it had been originally shown on a subdivision plat approved by the planning commission or on an official map made and adopted by the planning commission.

SECTION 10. Erection of buildings.—From and after the time when the platting jurisdiction of the local planning commission shall have attached by virtue of adoption by the planning commission of a major street plan and the adoption by the governing authority of land subdivision regulations recommended to them by the planning commission, as provided in this act, no building permit shall be issued for and no building or other structure shall be erected on any lot unless the street giving access to the lot upon which the building is proposed to be placed (a) shall have been accepted or opened as, or shall have otherwise received the legal status of, a public street prior to that time; or (b) unless such street corresponds in its locations and lines with a street shown on a subdivision plat approved by the planning commission or on an official map made and adopted by the planning commission and the governing authority or with a

street located and accepted by the governing authority of the municipality or the governing authority of the county. Any building erected in violation of this section shall be deemed an unlawful structure, and the building official or municipal or county attorney or other official designated by the governing authority of the municipality or the governing authority of the county may bring appropriate action to enjoin such erection or cause it to be vacated or removed.

SECTION 11. Naming streets; changing street names.—A local planning commission created under the provisions of this act shall, by proper certificate, approve and authorize the name of any street or road hereafter laid out within the territory over which such commission has jurisdiction. It shall be unlawful for any person in laying out any new street or road to name such street or road on any plat, by any marking or in any deed or instrument without first getting the approval of the planning commission. Any person violating this provision shall be guilty of a misdemeanor and, upon conviction, shall be punished in the discretion of the court.

Any such commission may, after reasonable notice through a newspaper having general circulation wherein the commission is created and exists, recommend to the appropriate governing authority a change in the name of any street or road within the boundary of its territorial jurisdiction (a) when there is duplication of names or other conditions which tend to confuse the traveling public or the delivery of mail, orders or messages, (b) when it is found that a change may simplify marking or giving of directions to persons seeking to locate addresses or (c) upon any other good and just reason that may appear to the commission. On such name being changed, after reasonable opportunity for a public hearing, the governing authority shall issue its certificate designating the change, which shall be recorded in the office of the register of mesne conveyances or clerk of court, and the name so changed and certified shall thereafter be the legal name of the street or road.

Sub-Article 4 Official Map

SECTION 1. Official map defined.—“Official map” means a map or maps showing the location of existing or proposed public street, highway, and public utility rights-of-way, public building sites and public open spaces adopted by the governing authority of a municipi-

pality or county in accordance with the provisions of this act. A public building site is one on which a building is to be constructed for public use with public funds.

SECTION 2. Intent.—Counties and municipalities may establish official maps to reserve future locations of any street, highway, or public utility rights-of-way, public building site or public open space for future public acquisition and to regulate structures or changes in land use in such rights-of-way, building sites or open spaces. This authority is declared necessary in order to promote and preserve the public safety, economy, good order, appearance, convenience, prosperity, and general welfare and is one of the several instruments of land use control authorized by this act for the implementation of comprehensive plans, or parts thereof, adopted in accordance with the provisions of this act.

SECTION 3. Establishment.—The governing authority of a municipality may establish an official map of the municipality. The governing authority of a county may establish an official map of the unincorporated areas of the county. Such official maps may show the location of existing or proposed public street, highway and utility rights-of-way, public building sites, and public open spaces. The official map may include the whole or any part or parts of the municipality or county within the jurisdiction of the establishing governing authority. The governing authority shall certify the fact of the establishment of the official maps to the clerk of the circuit court of the county.

The official map may consist of any number of separate maps which need not be drawn to the same scale; however, such maps shall be indexed on a single map depicting the area of jurisdiction of the governing authority.

SECTION 4. Recommending street or highway, public building site, public utilities or public open space lines by planning commission.—After the local planning commission shall have prepared and adopted a comprehensive plan or at least the major street portion of such plan and upon receiving approval thereof by the appropriate governing authority, the local planning commission may make or cause to be made surveys for the exact location of the lines of proposed new, extended, widened and otherwise improved streets and highways in the whole or in any portion of the municipality or county and to make and certify to the governing authority a map or maps of the area thus surveyed on which are indicated the lines recommended by the

local planning commission as the mapped lines of the rights-of-way required for future streets and highways and for future extensions, widenings and other improvements to existing streets and highways.

After the local planning commission shall have prepared and adopted a comprehensive plan or at least the public building sites, public open spaces or public utilities portion of such comprehensive plan, and upon receiving approval thereof by the appropriate governing authority, the local planning commission may make or cause to be made, from time to time, surveys of the exact location of the boundary lines of proposed new and enlarged sites for public buildings, public parks, public playgrounds, public utilities and other public open spaces in the whole or in any portion of the municipality or county and to make and certify to the governing authority of the municipality or to the governing authority of the county maps of the areas thus surveyed on which are indicated the locations of the lines recommended by the planning commission as the mapped boundary lines of future public building sites, public parks, public playgrounds, public utilities and other future open space areas.

The making or certifying of such maps by the planning commission shall be in the form of a recommendation and shall not of itself constitute the opening or establishment of any street or highway or public building site or public park, public playground, public utility or other public open space or the taking or acceptance of any land for such purpose.

SECTION 5. Method of procedure for establishment of proposed boundary lines or streets, public building sites, public utilities or public open spaces.—After the local planning commission shall have made and recommended to the appropriate governing authority maps on which are indicated the locations of the lines recommended by the planning commission as the mapped boundary lines of future streets and highways, future street and highway extensions and widenings, future public building sites, public parks, public utilities, public playgrounds and other future public open space areas, the appropriate governing authority may adopt such maps as the Official Maps.

Before adopting the map as the official map, the governing authority shall hold a public hearing thereon which shall be advertised and conducted according to the lawfully prescribed procedures for that municipality or county. If no established procedures exist, then at least fifteen days' notice of the time and place of the public hearing

shall be published in a newspaper of general circulation in the municipality or county.

SECTION 6. Additions and modifications Procedure.—The governing authority of the municipality or the governing authority of the county from time to time may make additions to or modifications of its official maps.

No change in or departure from the maps shall be made until such proposed changes or departures shall first have been submitted to the local planning commission for review and recommendation. The local planning commission shall have thirty days within which to submit its report. If the local planning commission fails to submit a report within the thirty-day period, it shall be deemed to have recommended that the changes or departures be approved. Before taking such action, the governing authority shall hold a public hearing thereon, according to the provisions set forth in this act.

SECTION 7. Regulation of buildings and other structures in bed of mapped streets and highways, public building sites, public utility lines, or public open spaces.—After adoption of any official map by the governing authority of the municipality or the governing authority of the county no permit shall be issued for the construction, improvement, repair or moving of any building or structure and no change in land use shall be made on any land located within the mapped lines of any street or highway, public building site, public utility line, or public open space as shown on the official map. In cases where any permit has been refused under this authority, the following appeal procedure may be utilized by any affected property owner:

1. An appeal shall be presented to the appropriate local planning commission.
2. The local planning commission shall evaluate the appeal and make a report within thirty days to the governing authority and to any other appropriate public agency. If no report is made within thirty days, the planning commission shall be deemed to have recommended that the appeal be granted.
3. The local planning commission's report shall recommend:
 - (a) that the governing authority take official action to exempt the affected land from the restrictions of the official map; or
 - (b) that the governing authority take official action to authorize the issuance of desired permits subject to specified conditions; or

- (c) that the governing authority initiate appropriate action to acquire the property.
- 4. Upon receipt of the report of the local planning commission the governing authority shall within one hundred days:
 - (a) take official action to exempt the affected land from the restrictions of the official map; *provided*, that such exemption shall have no effect on any applicable zoning restrictions pertaining to permitted uses; or
 - (b) take official action to authorize the issuance of the denied permits subject to specified conditions accepted by the owner; *provided*, that such conditions shall not be contrary to any applicable zoning restrictions pertaining to permitted uses; or
 - (c) either enter into an agreement to acquire or institute condemnation proceedings to acquire the property affected. Action to acquire such property may be instituted by the governing authority or other appropriate public agency.

Failure of the governing authority to act within one hundred days of the receipt of the report of the local planning commission shall be deemed to constitute approval of the proposed appeal. Thereupon, denied permits shall be issued upon demand.

SECTION 8. Exemption of property from the restrictions of official map.—After adoption of any official map by the governing authority of the municipality or the governing authority of the county any property owner owning property located within the mapped lines of any street or highway, public building site, public utility line, or public open space as shown on the official map, may apply to the local planning commission for exemption of such property from the restrictions of the official map. When such application has been made the following procedure shall be utilized:

1. The local planning commission shall evaluate the application and make a report within thirty days to the governing authority and to any other appropriate public agency. If no report is made within thirty days, the planning commission shall be deemed to have recommended that the application be granted.
2. The local planning commission's report shall recommend:
 - (a) that the governing authority take official action to exempt the affected property from the restrictions of the official map; or

- (b) that the governing authority initiate appropriate action to acquire the property.
- 3. Upon receipt of the report of the local planning commission the governing authority shall within seventy-five days:
 - (a) take official action to exempt the affected property from the restrictions of the official map; *provided*, that such exemption shall have no effect on any applicable zoning restrictions pertaining to permitted uses; or
 - (b) either enter into an agreement to acquire or institute condemnation proceedings to acquire the property affected. Action to acquire such property may be instituted by the governing authority or other appropriate public agency. Failure of the governing authority to act within seventy-five days of the receipt of the report of the local planning commission shall be deemed to constitute granting of the application.

Article 4

Miscellaneous Provisions

SECTION 1. Invalidity of part.—If any portion or provision of this act is found unconstitutional, such invalidity shall not affect any other portion or provisions of this act.

Article 5

SECTION 1. This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R671, S533)

No. 488

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 4-137.1 So As To Require Registered Producers Of Alcoholic Beverages To File An Affirmation With The Tax Commission That Brands Imported Into The State By Such Producers Will Be Sold To South Carolina Wholesalers In Parity With Lowest Nationwide Price Schedules, And To Appropriate The Sum Of One Hundred Fifty Thousand Dollars For Operating Expenses Of The Alcoholic Beverage Control Commission.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 4-137.1 added to require affirmation on alcoholic liquors as to platform price—penalties—appeals.—The Code of Laws of South Carolina, 1962, is amended to require certain affirmations by registered producers of alcoholic beverages by adding Section 4-137.1 which shall read as follows :

“Section 4-137.1. Every registered producer of alcoholic liquors shall, at the time of application for registration in this State, file with the Tax Commission an affirmation of corporate policy with regard to sales of all brands owned, controlled, sold, offered for sale, franchised or distributed by such producer in this State. The affirmation shall certify that the producer shall not wilfully sell or offer for sale any alcoholic liquors of a particular brand and proof in any State in the United States at a price lower than the price such liquors are sold or offered for sale to licensed South Carolina wholesalers.

‘Price’ as used in this section shall mean platform price at the distillery and shall not include price differentials based on transportation costs, containers or other costs not directly related to the quality and proof of the product concerned. Quantity discount prices for liquors sold to monopoly states or elsewhere shall not be considered to be violations of the producer’s affirmation if such discount prices are also offered to South Carolina wholesalers for purchases in the same quantities.

Any registered producer who fails to file such affirmation or wilfully violates the pledges contained therein shall have its registration and privileges to import and sell alcoholic liquors in the State refused, cancelled or suspended at the discretion of the Tax Commission for such periods as the Commission may deem necessary and proper.

Any producer may appeal a judgment of the Tax Commission to the Circuit Court of Richland County.”

SECTION 2. Appropriation for Alcoholic Beverage Control Commission.—There is hereby appropriated for the South Carolina Alcoholic Beverage Control Commission a sum not exceeding one hundred fifty thousand dollars for necessary operating expenses during the year 1967-1968, such funds to be transferred for this purpose from revenues derived from alcoholic beverages during 1967-1968.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R672, S537)

No. 489

An Act To Redefine The Cherokee Springs Fire District In Spartanburg County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Area of Cherokee Springs Fire District defined.—Notwithstanding the provisions of Section 3 of Act No. 318 of 1965, the Cherokee Springs Fire District in Spartanburg County shall consist of all that area encompassed within the lines as shown on a plat recorded in the R.M.C. office of Spartanburg County in Plat Book 54, at page 141.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R674, S521)

No. 490

An Act To Amend Section 23-168, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Voting Precincts In Colleton County, So As To Further Define Such Precincts.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Voting precincts, Colleton County, defined.—Section 23-168 of the 1962 Code, as amended, is further amended by striking the section and inserting :

“Section 23-168. In Colleton County there shall be the following voting precincts: Ashton; Bells; Benton’s Mill; Berea (the boundaries of Berea precinct are hereby extended to include the area formerly included in Pine Grove precinct); Canady’s; Cottageville; Edisto; Green Pond; Hendersonville; Horse Pen; Hudson’s Mill; Jacksonboro; Lodge; Maple Cane; Mashawville; Padgett’s; Peniel; Peoples;

Petits; Rice Patch; Ritter; Round O; Ruffin; Sidney; Smoaks; Sniders; Stokes; Tiger Creek; Walterboro No. 1; Walterboro No. 2; Walterboro No. 3; Walterboro No. 4; Williams; and Wolfe Creek.

Walterboro No. 1 shall include all voters residing within the corporate limits of Walterboro west of Memorial Avenue and continuations thereof in the area south of Ireland Creek, extending to the southern corporate limits of the town, and other Walterboro voters who enter the town from their homes by State Highway 303 (the Green Pond Road) and by U. S. Highway 17A from the south.

Walterboro No. 2 shall include all voters residing within the corporate limits of Walterboro east of Memorial Avenue, north of Hampton Street and south and southeast of Ireland Creek, and all other Walterboro voters who come into Walterboro from their homes by U. S. Highway 17A from the direction of Cottageville.

Walterboro No. 3 shall include all voters residing within the corporate limits of Walterboro and residing east of Memorial Avenue, south of Hampton Street, and all Walterboro voters who come into Walterboro from their homes by State Highway 64 from the direction of Jacksonboro.

Walterboro No. 4 shall include all voters previously voting in Walterboro No. 1 and No. 2 who reside west and northwest of Ireland Creek, except those voters who reside south of Walterboro who enter the town by U. S. Highway 17A who shall vote in Walterboro No. 1.

Voters who reside in the precinct formerly designated 'North Walterboro,' which is now abolished, may vote in Walterboro No. 4 or an adjacent precinct if closer to their residence."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

An Act To Amend Section 65-2277, Code Of Laws Of South Carolina, 1962, Relating To Clerical Assistance For The Tax Collector Of Chesterfield County, So As To Provide For Appointments Of Deputy Tax Collectors And A Clerk, Upon Recommendation Of The Tax Collector.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-2277 amended to provide for deputy tax collector and clerk in Chesterfield County.—Section 65-2277 of the 1962 Code is amended to provide for appointments of deputy tax collectors and a clerk in the tax collector's office to be made upon recommendation of the tax collector by striking the section and inserting:

"Section 65-2277. The county sinking fund commission shall appoint deputy tax collectors and a clerk for the tax collector's office upon the recommendation of the tax collector. They shall be paid such salaries as are provided in the annual county appropriations act. The sinking fund commission of Chesterfield County shall provide the tax collector with such other clerical assistance as it shall deem necessary, and the salaries of such employees shall be paid by the governing body of the county out of the general fund."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R677, S555)

No. 492

An Act To Provide For The Appointment Of Deputy Registrars For Anderson County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Appointment of deputy registrars, Anderson County.—Deputy members of the Board of Registration of Anderson County may be appointed in such numbers as may be deemed necessary by a majority of the legislative delegation from the county, including at least one Senator, whose terms shall be for such period of time as may be deemed advisable. The deputy registrars shall be appointed by the Governor upon the recommendation of the legislative delegation from the county, including at least one Senator. The deputy members shall have the same powers and duties, and shall receive the same compensation as regular members of the board.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R679, H1198)

No. 493**An Act To Amend Section 72-180, Code Of Laws Of South Carolina, 1962, Relating To Compensation To Dependents Of Employees Killed, So As To Increase The Maximum Weekly Payment To Dependents.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 72-180 amended to increase workmen's compensation payments to certain dependents.—Section 72-180 of the 1962 Code is amended by striking the words "thirty-five" in line nine and inserting the word "fifty" so that when amended the section shall read as follows :

"Section 72-180. If death results proximately from an accident and within two years thereafter or while total disability still continues and within six years after the accident, the employer shall pay or cause to be paid, subject, however, to the provisions of the other sections of this Title, in one of the methods provided in this chapter, to the dependents of the employee wholly dependent upon his earnings for support at the time of the accident, a weekly payment equal to sixty per cent of his average weekly wages, but not more than fifty dollars nor less than five dollars a week, for a period of three hundred and fifty weeks from the date of the injury, and burial expenses not exceeding four hundred dollars. If the employee leaves dependents only partly dependent upon his earnings for support at the time of the injury, the weekly compensation to be paid shall equal the same proportion of the weekly payments for the benefit of persons wholly dependent as the amount contributed by the employee to such partial dependence bears to the annual earnings of the deceased at the time of his injury. When weekly payments have been made to an injured employee before his death the compensation to dependents shall begin from the date of the last of such payments but shall not continue more than three hundred and fifty weeks from the date of the injury. Compensation under this Title to aliens not residents (or about to become nonresidents) of the United States or Canada shall be the same in amount as provided for residents, except that dependents in any foreign country shall be limited to a surviving spouse and child or children or, if there be no surviving spouse or child, to a surviving father or mother whom the employee has supported, either wholly or in part, for a period of three years prior to the date of the injury, and except that the Commission may, at its option, or, upon the ap-

plication of the insurance carrier, shall, commute all future installments of compensation to be paid to such aliens by paying or causing to be paid to them one half of the commuted amount of such future installments of compensation as determined by the Commission."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R680, H1223)

No. 494

An Act To Amend Sections 38-52 And 38-104, Code Of Laws Of South Carolina, 1962, Relating To Jury Lists And Persons Exempt From Jury Service, So As To Provide For The Service Of Women On Juries, And To Amend Sections 38-108 And 38-109, Code Of Laws Of South Carolina, 1962, Authorizing The Excusing Of Persons From Jury Duty, And Specifying Certain Procedure When Jurors Are Excused, So As To Provide For The Excusing Of Women From Jury Duty Under Certain Conditions, And To Exempt Such Women From The Provisions Of Section 38-109.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 38-52 amended to eliminate jury restriction against females.—Section 38-52 of the 1962 Code is amended by striking the word "male" on line three. The section when amended shall read as follows:

"Section 38-52. The jury commissioners of each county shall, in the month of December of each year, prepare from the official enrollment books of qualified electors a list of such electors of their county, qualified under the provisions of the Constitution, between the ages of twenty-one and sixty-five years and of good moral character as they may deem otherwise well qualified to serve as jurors, being persons of sound judgment and free from all legal exceptions. Such list shall include not less than two from every three of such electors qualified under the provisions of the Constitution, between the ages of twenty-one and sixty-five years and of good moral character, to be selected without regard to whether such persons live within five miles or more than five miles from the courthouse."

SECTION 2. Section 38-104 amended to eliminate exemption for women.—Section 38-104 of the 1962 Code is amended by deleting the word “women,” on line 7, and inserting in lieu thereof “licensed veterinarians” and by inserting the words “and women” between “men” and “over” on the same line, so as to remove women from the list of persons exempt from jury service. The section when amended shall read as follows:

“Section 38-104. No person shall be exempt from service as a juror in any court of this State, except officers of the United States, of this State or of a county or municipal corporation while in the actual discharge of their duties as such, ordained ministers of the Gospel, registered practicing optometrists, practicing physicians, surgeons, licensed druggists, licensed embalmers, apothecaries, pharmacists, licensed veterinarians, practicing attorneys at law, men and women over sixty-five years of age, officers and employees of State mental health facilities and all persons in actual transportation service of any railroad in this State, registered nurses and licensed practical nurses. Notaries public shall not be deemed and considered State officers and shall not be exempt under this section.”

SECTION 3. Terms “male” or “men” to include “female” or women.—Wherever the word “male” or “men” is used in the Code of Laws of South Carolina, 1962, relating to jurors and jury service such words shall include “female” and “women”.

SECTION 4. Jury list.—In order to carry out the purposes of this act, the list of jurors required to be made in December of each year shall, for December 1967, be made from the 1967 list of qualified electors, and lists of jurors for 1969 shall be made from qualified electors who have registered from September 1967 until the list is made up. The provisions of this section are not intended to affect the provision of any county requiring preparation of the list of jurors during the month of November.

SECTION 5. Section 38-108 amended to provide for women to be excused under certain conditions.—Section 38-108 of the 1962 Code is amended by adding thereto the following proviso: “*Provided*, that any woman having a child under seven years of age of whom she has legal custody and the duty of care, who desires to be excused from jury duty, shall present the facts to the presiding judge in open court, and the responsibility for custody and care of the child shall be a prime factor for the judge in considering the ad-

visability of granting the request, and the provisions of Section 38-109 of the 1962 Code shall not apply to any such woman juror." When so amended, the section shall read:

"Section 38-108. The presiding judge for cause shown may excuse anyone from jury duty at any term of court if he deems it advisable. But no juror who has been drawn to serve at any term of the court shall be excused except for good and sufficient cause, upon affidavits, which, together with his application, shall be filed in the office of the clerk of the court and remain on record. *Provided*, that any woman having a child under seven years of age of whom she has legal custody and the duty of care, who desires to be excused from jury duty, shall present the facts to the presiding judge in open court, and the responsibility for custody and care of the child shall be a prime factor for the judge in considering the advisability of granting the request, and the provisions of Section 38-109 shall not apply to any such woman juror."

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R681, H1514)

No. 495

An Act To Amend Section 65-1404, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Exemptions From The Sales Tax, So As To Include Gross Proceeds Of The Sale Of Electricity, Supplies, Technical Equipment And Machinery Used By Radio And Television Stations.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 65-1404 amended—sales tax exemption for certain radio and television equipment.—Section 65-1404 of the 1962 Code, as amended, is further amended by adding at the end thereof the following:

"() The gross proceeds of the sale of electricity to radio and television stations for use in producing programs or broadcasting.

() The gross proceeds of the sale of all supplies, technical equipment and machinery used by radio and television stations for use in producing programs or broadcasting. For the purpose of this sub-

section, radio and television stations shall be deemed to be manufacturers."

SECTION 2. Time effective.—This act shall take effect with respect to sales or use tax returns which become due on or after July 1, 1967.

Approved the 3rd day of July, 1967.

(R684, H1867)

No. 496

An Act To Amend Section 65-1782, Code Of Laws Of South Carolina, 1962, Relating To The Elimination Of Certain Fees To Be Paid To County Auditors In Marion And Union Counties, So As To Make The Section Applicable To Chesterfield County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 65-1782 amended to include Chesterfield County—elimination of certain fees to auditor.—Section 65-1782, Code of Laws of South Carolina, 1962, is amended so as to eliminate certain auditor's fees in Chesterfield County, by striking on line one "County and Union County" and inserting in lieu thereof "Union and Chesterfield Counties." The section when amended shall read as follows:

"Section 65-1782. In Marion, Union and Chesterfield Counties no fees shall be charged or collected for making such entry and endorsement, but the county auditors of said counties shall make them as a part of their official duties without additional compensation."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R685, H1929)

No. 497

An Act To Authorize The Board Of Commissioners Of Greenville County To Establish A County Dog Pound For Quarantine Purposes And Employ Necessary Personnel; And To Prohibit Owners From Allowing Dogs To Run Loose In Greenville County And Provide A Penalty For Violations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Dog pound for quarantine established—Greenville County.—The County Board of Commissioners of Greenville County is authorized to establish a dog pound for the county for the purpose of quarantining dogs and shall employ such personnel, including enforcement personnel, as may be necessary to administer the provisions of this act. Funds to establish and operate the pound and employ necessary personnel shall be provided in the annual county appropriations.

SECTION 2. Pick up and release of quarantined dogs.—For the purpose of protecting the health and safety of the people of the county, the personnel employed to operate the pound shall pick up and quarantine any dog reported running at large off of the property owned, rented or otherwise controlled by the owner or keeper of the dog so as to constitute a public nuisance or menace. To obtain release of his dog, an owner must satisfy the dog pound employees that his dog is currently inoculated against rabies and, in addition, pay a quarantine fee of ten dollars. Payment of the ten dollar fee shall bar prosecution under Section 3 of this act. All fees so collected shall be delivered to the county treasurer for deposit in the general fund of the county.

SECTION 3. Restrictions on dogs.—It shall be unlawful in Greenville County for any dog owner or other person with custody and control of a dog to :

(a) Allow his dog to run at large off of property owned, rented or controlled by him so as to constitute a public nuisance or menace ;

(b) Keep a vicious or unruly dog unless restrained by a fence, chain or other means so that such dog cannot reach persons not on land owned, leased or controlled by him. A "vicious dog" shall be construed to mean any dog evidencing an abnormal inclination to attack persons or animals without provocation ;

(c) Allow a female dog to run at large during estrus or the heat period ;

(d) Release or take out of quarantine without proper authority any dog or resist county pound personnel engaging in the capture and quarantine of a dog.

Any person who violates the provisions of this section shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined not more than twenty-five dollars.

SECTION 4. Notification and quarantine procedures.—Employees of the pound shall notify the owner of any quarantined dog when such owner can be determined from tags or other sources of information.

After any dog has been quarantined for twenty-one days and is unclaimed by its owner, the pound employees may dispose of such dog by a humane form of execution; *provided*, however, that such dogs may also be sold to licensed Medical Research Institutions, or turned over to the Humane Society. Complete records shall be kept by pound officials as to the disposition of all animals impounded.

SECTION 5. No limitation on municipalities.—Nothing in this act shall be construed to limit the power of any municipality within the county to prohibit dogs from running at large, whether or not they have been inoculated as herein provided; nor shall anything in this act be construed to limit the power of any municipality to regulate and control further in such municipality and to enforce other and additional measures for the restriction and control of rabies.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R686, H1991)

No. 498

An Act To Create The Surfside Beach Recreation Board In Horry County And Provide For Its Powers And Duties.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Surfside Beach Recreation Board created.—There is hereby created the Surfside Beach Recreation Board for all of the area included in the corporate limits of the town of Surfside Beach.

SECTION 2. Composition and terms.—The board shall consist of five members who shall reside within the town of Surfside Beach. They shall be appointed by the Governor, upon the recommendation of the town council and mayor of the town of Surfside Beach, for terms of three years and until their successors are appointed and

qualify except that of the members first appointed one shall be appointed for one year, two shall be appointed for two years and two shall be appointed for three years. The members of the board shall be eligible for reappointment and vacancies shall be filled in the manner of the original appointment for the unexpired portion of the term.

SECTION 3. Meetings.—The board shall hold its first meeting as soon as practicable after its appointment and shall elect a chairman from its membership. The board shall meet at such times and places as may be determined by the chairman. The members of the board shall serve without compensation.

SECTION 4. Powers and duties.—The powers and duties of the board shall be as follows:

(1) To administer and be responsible for all funds acquired by the board for the purpose of providing a program of recreation for the area embraced by the town.

(2) To acquire land for playgrounds, parks and recreation areas.

(3) To supervise and manage all public recreation facilities within the town.

(4) To employ a director of recreation and such other personnel as may be necessary in the discretion of the board.

(5) To purchase property, hold title to real estate and enter into contracts in the name of the Surfside Beach Recreation Board.

(6) To receive gifts of money, land or other property.

(7) To perform such other necessary duties and functions as may be necessary to carry out the provisions of this act.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

An Act To Amend Sections 21-1261, 21-1262, And 21-1263, Code Of Laws Of South Carolina, 1962, Relating To School Districts In Bamberg County, So As To Provide For The Further Consolidation Thereof And For The Trustees Of The New District; And To Repeal Section 21-1264, Code Of Laws Of South

Carolina, 1962, Which Provides For The State Educational Finance Commission Recognizing The Two Previous School Districts As A Single Unit For Certain Purposes.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 21-1261 amended—consolidation of Bamberg County school districts.—Section 21-1261 of the 1962 Code is amended so as to reflect the consolidation of school districts in South Carolina by striking the section in its entirety and inserting in lieu thereof the following :

“Section 21-1261. Bamberg School District No. 1 and Ehrhardt School District No. 3 having been consolidated shall henceforth be known as Bamberg School District No. 1. Such school district resulted from an order of the Bamberg County Board of Education consolidating Bamberg School District No. 1 and Ehrhardt School District No. 3.”

SECTION 2. Section 21-1262 amended to provide for board of trustees.—Section 21-1262 of the 1962 Code is amended so as to provide for the School Board of Trustees of Bamberg School District No. 1 in Bamberg County and to delete the provisions relating to current trustees by striking the section in its entirety and inserting in lieu thereof the following :

“Section 21-1262. The Bamberg School District No. 1 shall have seven school trustees who shall be appointed as now provided for by law for other school districts in Bamberg County. Their terms of office shall be for four years; *provided*, that five trustees shall be residents of former Bamberg School District No. 1 and two shall be residents of former Ehrhardt School District No. 3. *Provided*, further, that of those first appointed one from District No. 1 and one from District No. 3 shall be for four years; two from District No. 1 shall be for three years; one from District No. 1 and one from District No. 3 shall be for two years; and one from District No. 1 shall be for one year.”

SECTION 3. Section 21-1263 amended to provide for consolidation of bonded debt.—Section 21-1263 of the 1962 Code is amended to as to provide for bonded debt, taxes and sinking funds therefor of the school system in Bamberg County by striking the section in its entirety and inserting in lieu thereof the following :

“Section 21-1263. Bonded debt of former Bamberg School District No. 1 and Ehrhardt School District No. 3 shall become the

sole obligation of Bamberg School District No. 1. It shall be entitled to all sinking funds and all moneys deriving from taxes levied for the payment of principal and interest on such bonded debt.”

SECTION 4. Section 21-1264 repealed.—Section 21-1264 of the 1962 Code is repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R688, H1379)

No. 500

An Act To Amend Sections 21-1451 And 21-1455, As Amended, Code Of Laws Of South Carolina, 1962, Relating To Education In Berkeley County, So As To Increase The Number Of Members On The County Board Of Education, To Change The Method Of Appointing Some Of The Members, To Increase The Number Of Members Of The St. Stephen Administrative Area, Macedonia Administrative Area And Cross Administrative Area, To Add The Hanahan Administrative Area And To Delete Provisions Providing For The Initial Terms Of Certain Trustees.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 21-1451 amended to increase Berkeley County Board of Education—change method of appointment.—Section 21-1451, Code of Laws of South Carolina, 1962, is amended by striking it in its entirety, so as to increase the number of members on the Berkeley County Board of Education and to change the method of appointment of some of the members, and inserting in lieu thereof the following:

“Section 21-1451. In Berkeley County the county board of education shall be composed of eight members, one of whom shall be the county superintendent of education, who shall be appointed by the Governor upon the recommendation of a majority of the county legislative delegation, and who shall serve for terms of four years and until their successors are appointed and qualify.”

SECTION 2. Section 21-1455 amended to further provide for administrative areas.—Section 21-1455, Code of Laws of South

Carolina, 1962, as amended, is further amended by striking it in its entirety, so as to increase the number of members of the St. Stephen Administrative Area, Macedonia Administrative Area and the Cross Administrative Area Supervisory Trustees, add the Hanahan Administrative Area and to delete provisions providing for the initial terms of certain trustees, and inserting the following:

“Section 21-1455. St. Stephen Administrative Area, Hanahan Administrative Area, Macedonia Administrative Area, Moncks Corner Administrative Area and Cross Administrative Area shall have seven advisory trustees each, who shall be appointed by the county board of education and who shall serve for terms of three years and until their successors are appointed and qualify.”

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R689, H1394)

No. 501

An Act To Amend Section 22-359, Code Of Laws Of South Carolina, 1962, Establishing Scholarships At The Medical College Of South Carolina, So As To Provide That Each Recipient Of A Scholarship Shall Be Required To Serve A Certain Time In The General Practice Of Medicine In Towns Not Exceeding Five Thousand In Population.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 22-359 amended to require Medical College scholarship recipients to practice certain time in towns under five thousand or state institutions.—Section 22-359 of the Code of 1962 is amended by deleting the last sentence of the section and inserting in lieu thereof the following: “Each successful applicant, upon being notified of the award of such a scholarship and before entering upon his course of study or attendance at The Medical College thereunder, shall enter into a written contract with the board of trustees that following a one-year hospital internship after graduation he will do private general medical practice during one calendar year for each scholarship year in a rural community or a town of a population not to exceed five thousand, according

to the latest United States official census, or, at the option of the applicant, in a State Medical Institution designated by the State Board of Health." When so amended, the section shall read as follows:

"Section 22-359. There are hereby established at The Medical College of South Carolina eight scholarships to be granted by the board of trustees of The Medical College, one to an applicant from each of the six congressional districts in this State and two to applicants from the State at large in any of the four medical classes, such scholarships, however, to be granted only to applicants who shall be acceptable under the regular rules and procedure for admission to the college. Each of such scholarships shall include and provide free tuition, plus the sum of seventy-five dollars per month for the eight months, October to May inclusive, comprising the usual college session. The award of such scholarships shall be made by the committee on entrance, standing and deficiencies of The Medical College and based upon the scholastic records of the applicants. Each successful applicant, upon being notified of the award of such a scholarship and before entering upon his course of study or attendance at The Medical College thereunder, shall enter into a written contract with the board of trustees that following a one-year hospital internship after graduation he will do private general medical practice during one calendar year for each scholarship year in a rural community or a town of a population not to exceed five thousand, according to the latest United States official census, or, at the option of the applicant, in a State Medical Institution designated by the State Board of Health.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

To Assessments Against Warehousemen In South Carolina By The Commissioner Of Agriculture, So As To Provide Further For The Amount Of The Bonds And To Clarify Such Assessments.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 69-103 amended to further provide for performance bonds in State Warehouse System.—Section 69-103 of the 1962 Code, as amended, is further amended so as to reduce the amount of performance bonds in conjunction with the State Warehouse System by striking “less” on line eight and inserting in lieu thereof “more” and by deleting “not less than” on line fourteen so that when amended the section shall read as follows:

“Section 69-103. The Department shall appoint clerks, officers and all necessary employees to carry out the provisions of this chapter and shall fix their salaries. The Department shall, to safeguard the interests of the State and of holders of warehouse receipts issued under this Title, require bonds, either individual or blanket, at the option of the department, from such officers, clerks or employees for the faithful performance of their duties. Such bonds shall be in an amount of fifty per centum of all outstanding warehouse receipts issued by each warehouseman pursuant to the provisions of this chapter but shall not exceed the amount of five hundred thousand dollars for each such warehouse; *provided*, that on goods stored by the Commodity Credit Corporation, the Agricultural Stabilization Corporation or other similar federal agencies, the per centum shall be twenty-five per cent. The bonds shall provide that the warehouse manager shall faithfully discharge the duties of his office and shall promptly account for and pay over, according to law, all money and property received by him by virtue of his office and, in case of default, the surety shall pay all damages, costs and expenses resulting from such default. In the event of any such default, the holder of the warehouse receipt may proceed directly against the warehouse manager or surety or both on the bond to recover such loss, and any surety or other insurer who has been required to respond financially upon such action will be subrogated to all rights of the holder of the warehouse receipt. No person who has commodities stored in a warehouse shall act as manager of such warehouse.”

SECTION 2. Section 69-133.1 amended to clarify certain assessment fees.—Section 69-133.1 of the 1962 Code, as amended, is further amended so as to clarify assessment fees by the Commissioner

of Agriculture against each warehouseman on cotton and grain by inserting after "1967." on line eighteen "Such additional assessment shall be charged not more than once for each receipt issued on any bale of cotton or bushel of grain." so that when amended the section shall read as follows:

"Section 69-133.1. All net revenues derived from operation of the state warehouse system, over and above the amounts necessary to pay insurance premiums and premiums on the bonds of warehousemen, shall be transferred annually to a special account in the State Treasury until the sum of five hundred thousand dollars shall have accrued therein, and such sum shall be maintained at five hundred thousand dollars thereafter by annual transfers to the account, from such excess warehouse revenues, of whatever amount is necessary to restore the fund to the sum of five hundred thousand dollars. In order to support the increase of this fund to the sum of five hundred thousand dollars, the funds shall be invested at interest by the State Treasurer who shall credit any interest earned thereon to the increase of the fund. In addition to such interest, the Commissioner shall also assess an amount ratably against each warehouseman in South Carolina issuing warehouse receipts hereunder a special additional fee not to exceed one cent per bale of cotton and one-twentieth cent per bushel of grain for which warehouse receipts have been issued commencing July 1, 1967. Such additional assessment shall be charged not more than once for each receipt issued on any bale of cotton or bushel of grain. When the fund has reached the total sum of five hundred thousand dollars, such special additional assessment shall be discontinued.

Such funds shall be used to guarantee state warehouse receipts in excess of any amount recovered from the bonds required hereunder. In no event shall such funds be available for the reimbursement of any insurer or surety on the bonds required by this Title who shall have paid a loss hereunder."

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R691, H2023)

No. 503

An Act To Amend Sections 61-363, 61-367 And 61-367.1, Code Of Laws Of South Carolina, 1962, Relating To The Firemen's Pension Fund In Certain Cities, So As To Change Provisions Relating To The Source Of The Firemen's Pension Fund; To Change Certain Provisions Relative To Retirement For Disability And Return To Service On Recovery; And To Make Provisions For Normal Retirement After Twenty-Five Years Of Service; And To Amend The Code Of Laws Of South Carolina, 1962, By Adding Sections 61-367.2, 61-367.3 And 61-367.4, So As To Provide For Optional Benefits, Death Benefits And The Promulgation Of Certain Rules And Regulations For Firemen's Pension Funds In Certain Cities.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 61-363 amended to change source of Firemen's Pension Fund in certain cities.—Section 61-363 of the 1962 Code is amended by striking it out and inserting in lieu thereof the following so as to change provisions relating to the source of the Firemen's Pension Fund in certain cities. The section when amended shall read as follows:

"Section 61-363. Each full-time employee of the Fire Department of such city shall contribute the sum of sixteen dollars per calendar month, which shall be deducted on a pro-rata basis from each pay check of such employee. An employee may elect to contribute up to seven per cent of his salary and for such employee making the higher contribution, benefits otherwise payable hereunder shall be increased by the actuarial equivalent of the voluntary contributions plus interest.

In addition to the contribution by the employee, the city shall contribute and pay to the fund six and six-tenths per cent of the salary of each full-time employee of the Fire Department. The board of trustees may take and receive gifts or bequests of money or any property of value and add them to, and administer them with, the fund."

SECTION 2. Section 61-367 amended to change retirement, disability and return to service provisions.—Section 61-367 of the 1962 Code is amended by striking it out and inserting in lieu thereof the following so as to change certain provisions relative to retirement for disability and return to service on recovery under the

Firemen's Pension Fund in certain cities. The section when amended shall read as follows:

"Section 61-367. When any member of the Fire Department of cities having pension funds shall become and be found, upon examination of the physician to be appointed by city council of the city, to be physically or mentally disabled, the board of trustees of the Firemen's Pension Fund shall, upon the certificate of the physician, certifying to such permanent and total disability, retire such disabled member from the service of the fire department, if such disability is not occasioned by misconduct of the fireman. Upon such retirement such disabled employee shall be entitled to receive benefits equal to normal retirement benefits based on credited service at the time of the disability retirement or the sum of one hundred dollars per month, whichever is greater. If, after retirement from such disability and upon examination by the physician, such fireman is found to have overcome his disability and become physically able to return to service, he shall be returned to work and on the regular job from which he was retired, without loss of any seniority rights."

SECTION 3. Section 61-367.1 amended to provide for twenty-five year retirement in certain cities.—Section 61-367.1 of the 1962 Code is amended by striking it out and inserting in lieu thereof the following so as to make provisions for normal retirement after twenty-five years of service for firemen of certain cities. The section when amended shall read as follows:

"Section 61-367.1. All employees in the Fire Department of the city employed on or before February 28, 1965, shall retire at sixty-five years of age but may elect to retire upon completion of twenty-five years of credited service. All employees in the Fire Department of the city employed on or after March 1, 1965, may elect to retire upon reaching sixty years of age but shall retire, if under the rank of lieutenant, at the age of sixty-two years and those employees with the rank of lieutenant and above shall retire at the age of sixty-five years.

Such retiring employee shall be entitled to the following benefits and all retirement benefits shall be computed to the nearest full month of credited service.

RETIREMENT BENEFITS

<i>Years Credited Service</i>	<i>Monthly Benefit</i>
Disability with 25 years or less	\$100.00
25	100.00
26	105.00
27	110.00
28	115.00
29	120.00
30	125.00
31	129.00
32	133.00
33	137.00
34	141.00
35 or more	145.00

Any fireman who has qualified for retirement and retired prior to February 28, 1965 shall continue to receive a monthly retirement pension of one hundred dollars. All firemen retiring on or after March 1, 1965 shall receive a pension in accordance with the above schedule."

SECTION 4. Section 61-367.2 added to provide for optional benefits.—The Code of Laws of South Carolina, 1962, is amended by adding Section 61-367.2 so as to provide optional benefits under the Firemen's Pension Fund in certain cities, which shall read as follows:

"Section 61-367.2. Any fireman may elect, instead of the normal retirement payment, to receive payment under a one hundred per cent Joint and Survivor Option or a fifty per cent Joint and Survivor Option. All benefits under this Optional Plan shall be equivalent in actuarial value and shall be computed by an actuary or an actuarial consultant designated by city council. Once an employee has elected a particular option, he cannot change after the payment of benefits has begun. In the event the employee elects the one hundred per cent Joint and Survivor Option, a reduced benefit shall be payable and at the death of the employee, the benefit shall continue to the designated beneficiary for life. In the event the employee elects the fifty per cent Joint and Survivor Option, a reduced benefit shall be payable and at the death of the employee, fifty per cent of this benefit shall continue to the designated beneficiary for life."

SECTION 5. Section 61-367.3 added to provide death benefits in certain cities.—The Code of Laws of South Carolina, 1962, is amended by adding Section 61-367.3, so as to provide death benefits under the Firemen's Pension Fund in certain cities, which shall read as follows:

"Section 61-367.3. Upon the death of an employee before retirement, the beneficiary designated by such employee shall receive the greater of: (1) one thousand dollars, or (2) all contributions of the employee, with interest, plus all voluntary contributions, with interest. In the event of the death of an employee after normal retirement, the excess, if any, of employee contributions, with interest, over the sum of actual benefit payments made, shall be refunded to the designated beneficiary of such employee."

SECTION 6. Section 61-367.4 added to provide for promulgation of rules and regulations.—The Code of Laws of South Carolina, 1962, is amended by adding Section 61-367.4, so as to provide that the city council of cities having a Firemen's Pension Fund may promulgate certain rules and regulations, which shall read as follows:

"Section 61-367.4. The city council of any city having a Firemen's Pension Fund under the terms of this article, may, by ordinance, make such additional rules and regulations governing the administration of this article as may be needed."

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R693, H2048)

No. 504

An Act To Amend Act No. 36 Of The Acts And Joint Resolutions Of South Carolina, 1967, Creating The Spartanburg County Commission For Higher Education, So As To Authorize The Commission To Exercise The Power Of Eminent Domain.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act No. 36 of 1967 amended to give power of eminent domain to Spartanburg County Commission for Higher Education.—Section 4 of Act No. 36 of 1967 is amended by adding at the end thereof the following paragraph, so as to grant the

Spartanburg County Commission for Higher Education the power of eminent domain:

"The Commission may exercise the power of eminent domain in the manner provided in Sections 33-121 through 33-148, Code of Laws of South Carolina, 1962, in order to obtain such lands, easements or rights of way as are needed to carry out the authorized purpose of the Commission." When so amended, Section 4 shall read as follows:

"Section 4. To carry out this purpose and objective, the Commission, with the approval of a majority of its members, shall be empowered to enter into contracts, make binding agreements, negotiate with educators and educational institutions and, generally, to take such actions in its name as are necessary to secure for Spartanburg County and adjacent areas the educational facilities above-described; *provided*, that the County of Spartanburg shall not be bound nor held liable for any acts of omission or commission of the Commission, nor by any provision of any contract or agreement, expressed or implied, except upon the written approval and consent of a majority of the members of the House of Representatives from Spartanburg County and the Senators of District No. 4.

The Commission may solicit funds and accept donations from various sources which it may expend in carrying out its objective.

The Commission may exercise the power of eminent domain in the manner provided in Sections 33-121 through 33-148, Code of Laws of South Carolina, 1962, in order to obtain such lands, easements or rights of way as are needed to carry out the authorized purpose of the Commission."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

An Act To Amend An Act Of 1967 Bearing Ratification No. 510, Which Is The Cherokee County Appropriations Act, And Otherwise Provides For The Administration Of The Affairs Of Cherokee County, So As To Authorize The Judge Of Probate To Keep A Separate Bank Account.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. An act of 1967 amended relating to the transfer of certain probate court funds and reports.—Item 3 of Section 1 of an act of 1967 bearing Ratification No. 510 is amended by deleting the following which appears in the Probate Court section: “The Probate Judge shall transfer all trust funds and monies held by him to the treasurer, and hereafter shall provide for the prepayment to the treasurer of all fees and costs, except marriage licenses which the Probate Judge may issue and report the fees on a monthly basis to the treasurer.”

SECTION 2. An act of 1967 amended to exempt probate court judge from certain provisions.—Part II of an act of 1967 bearing Ratification No. 510 is amended by adding Section 20A to read as follows :

“Section 20A. The provisions of Sections 19 and 20 of this act relating to the Control of Finances shall not apply to the Judge of Probate who shall handle the affairs of his office in the same manner as was done prior to the effective date of this act.”

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R695, H2062)

No. 506

An Act To Increase The Number Of Petit Jurors That May Be Drawn In Abbeville County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Forty-five petit jurors may be drawn—Abbeville County.—Notwithstanding the provisions of Section 38-61, Code of Laws of South Carolina, 1962, in Abbeville County the jury commissioners may draw forty-five petit jurors.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R696, H2055)

No. 507

An Act To Amend Section 59-174, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Abolition Of Boards Of Commissioners Of Public Works In Certain Municipalities, So As To Add The Town Of Duncan In Spartanburg County To The Section.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 59-174 amended to include Town of Duncan—board of commissioners abolished.—In addition to the cities and towns listed in Section 59-174 of the 1962 Code, in the Town of Duncan, in Spartanburg County, there shall be no board of commissioners of public works, and the powers and duties vested by general law in such boards in other cities and towns shall be vested in the Town Council of the Town of Duncan.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R700, H2061)

No. 508

An Act To Amend Section 21-3353, Code Of Laws Of South Carolina, 1962, Relating To The Powers And Duties Of The Lee County Board Of Education, So As To Increase The Amount Of Taxes Which May Be Levied For School Purposes.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 21-3353 amended to increase shool tax levy—Lee County.—Item (15) of Section 21-3353, Code of Laws of South Carolina, 1962, is amended by deleting "fifty mills" on line two and inserting in lieu thereof "fifty-five mills". The item when amended shall read as follows:

"(15) To adopt budgets and budgetary controls and set tax levies, not exceeding fifty-five mills, on county-wide basis sufficient to meet the educational needs of Lee County."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R702, H2084)

No. 509

An Act To Amend Sections 14-3221, 14-3222, 14-3223 And 14-3224, Code Of Laws Of South Carolina, 1962, Relating To The County Attorney For Richland County, So As To Further Provide Therefor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-3221 amended to provide for term of office of Richland County attorney.—Section 14-3221, Code of Laws of South Carolina, 1962, is amended so as to change the tenure of the County attorney for Richland County from a two-year period to the pleasure of the governing body of the county, by striking the section in its entirety and inserting in lieu thereof the following :

“Section 14-3221. There shall be retained from the membership of the county bar by the governing body of the county a county attorney who shall serve at its pleasure.”

SECTION 2. Section 14-3222 amended to provide for duties of Richland County Attorney.—Section 14-3222, Code of Laws of South Carolina, 1962, is amended so as to further provide for the advice and counsel to be given by the county attorney of Richland County and to make permanent certain provisions relating to his compensation, by striking the section in its entirety and inserting in lieu thereof the following :

“Section 14-3222. The county attorney shall represent and defend the county and all of its officers in any of the courts of this State or of the United States, shall bring all actions and proceedings that may be necessary to enforce payment and collection of any claims existing in favor of the county or of any of its officers, boards or agencies and especially to collect all claims and demands that may be due and payable to the board of trustees of the Columbia Hospital, and shall advise all county officers and department heads in all matters wherein they may seek advice or counsel. The county attorney shall meet with the county legislative delegation whenever so requested for the purpose of advising them as to any matters that may properly come before the legislative delegation. The amount annually appropriated for the county attorney shall not include compensation for abstracting titles to real estate or handling bond issues for any board or agency of Richland County. The county attorney may charge such board or agency for such services the minimum fee approved by the Richland County Bar Association.”

SECTION 3. Section 14-3223 amended to transfer certain powers to the governing body regarding legal services.—Section 14-3223, Code of Laws of South Carolina, 1962, is amended by striking on the last line thereof the words “county board of commissioners” and inserting in lieu thereof the words “governing body of the county.”

SECTION 4. Section 14-3224 amended to provide for compensation of county attorney by governing body.—Section 14-3224, Code of Laws of South Carolina, 1962, is amended by striking the words “county legislative delegation” and all of the remaining part of said section, and inserting in lieu thereof the words “governing body of the county”.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R703, H2085)

No. 510

An Act To Amend Sections 65-2561, 65-2567 Through 65-2572, 65-2574, 65-2575, 65-3211 Through 65-3213, And 65-3219, Code Of Laws Of South Carolina, 1962, Relating To The Office Of Delinquent Tax Collector In Richland County, So As To Devolve His Duties Upon The County Treasurer And To Repeal Sections 65-2562 Through 65-2566, Code Of Laws Of South Carolina, 1962, Relating To The Bond, Term Of Office, Expenses And Personnel Of The Delinquent Tax Collector In Richland County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 65-2561 amended to devolve duties of tax collector upon county treasurer.—Section 65-2561 of the 1962 Code is amended so as to delete the provisions for appointing a delinquent tax collector for Richland County and to devolve the duties of the tax collector upon the county treasurer by striking the section in its entirety and inserting in lieu thereof the following:

“Section 65-2561. In Richland County the county treasurer shall be responsible for the collection of delinquent taxes.”

SECTION 2. Section 65-2567 through 65-2572 and sections 65-2575, 65-3211, 65-3212, 65-3213 and 65-3219 amended to change

references to tax collector to treasurer.—Sections 65-2567 through 65-2572 and Sections 65-2575, 65-3211, 65-3212, 65-3213 and 65-3219 of the 1962 Code are amended so as to change references to the Tax Collector for Richland County to county treasurer by striking in each section “tax collector” and inserting in lieu thereof “county treasurer”. The sections when amended shall read as follows:

“Section 65-2567. The sheriff, deputy sheriffs, magistrates and constables in Richland County, when required, shall assist the county treasurer without additional compensation other than as provided by law for such officials.”

“Section 65-2568. The duties and powers of the county treasurer in regard to the collection of taxes, seizure and sale of property for the nonpayment of taxes, the execution of all processes of law pertaining to the collection of delinquent taxes and similar matters shall be as otherwise imposed upon county sheriffs under the laws of this State and he shall in addition have such other duties and powers as are provided in this article and the county sheriff is relieved of such duties.”

“Section 65-2569. The county treasurer shall report to the county auditor any real or personal property which he finds is not listed or which in his opinion is undervalued or overvalued on the tax books and shall cause it to be entered upon such tax books at fair value for assessment, his action in this regard being subject to review by the county board of assessors.”

“Section 65-2570. The county treasurer shall between the first days of January and April of each year take a census of the persons subject to levy for poll or commutation taxes and shall cause them to be listed by the county auditor on the county tax books. In the discharge of such duties the county treasurer may call to his assistance the deputy sheriffs of the county, magistrates, constables and the school trustees of the various school districts.”

“Section 65-2571. The county treasurer shall assist the county auditor in striking off the tax books the names of persons not properly on such books.”

“Section 65-2572. The county treasurer shall act as agent for the forfeited land commission of Richland County and shall perform all duties imposed upon him by Section 65-3211, the purpose of this provision being that the county treasurer shall assist the forfeited land commission in disposing of the property owned by the forfeited land commission at the earliest practicable time so that all of

such property shall be put back on the tax books for taxation. He may employ a competent attorney to assist him in such work and his other duties at such compensation as may be fixed by the forfeited land commission and approved by the county legislative delegation."

"Section 65-2575. The county treasurer shall make a written report to the county legislative delegation not less than once every three months as to the amount of taxes, fees and costs collected, the property put on the tax books for taxes and the amount of delinquent taxes unpaid, together with the reasons therefor."

"Section 65-3211. The county treasurer shall abstract titles to all real property owned by the forfeited land commission, prepare all necessary deeds from the county sheriff of Richland County to the commission, perfect the titles to the real property owned by the land commission whenever the commission deems it necessary and handle all legal matters in connection with the duties of the commission."

"Section 65-3212. When property has been bid in by the forfeited land commission at a sheriff's or county treasurer's sale the commission may, before the property has been deeded to it by the sheriff or county treasurer, assign its bid to any person who shall offer cash in the amount of the delinquent taxes, including penalties, costs and other charges, plus interest thereon at six per cent accrued from the date of sale to the date of such assignment and current taxes accrued from the date of sale. Any such assignment by the commission or its agent shall be duly endorsed on the tax sales book in the office of the county treasurer for Richland County and shall operate to vest title to the property in the assignee just as if he himself had bid in the property at the tax sale."

"Section 65-3213. The forfeited land commission may dispose of all forfeited lands which have been deeded to it by the sheriff or county treasurer and may sell such lands at public or private sale and execute deeds to such property to the purchaser. The purchaser shall in all cases pay for the necessary revenue stamps. Property which has been deeded to the forfeited land commission shall not be sold by the commission at a price less than the taxes, costs and penalties assessed thereon, unless such property has been once advertised and put up for public sale by the commission in the manner provided by law for judicial sales, but if the property is not bid in at such public sale the commission may thereafter sell the property at public or private sale at such prices and upon such terms and conditions as it may deem just and proper."

“Section 65-3219. The forfeited land commission shall, through the county treasurer, render a written report of its yearly activities to the county legislative delegation on or before January fifteenth of each year, a copy of which shall be filed in the office of the clerk of court for Richland County as a public record.”

SECTION 3. Section 65-2574 amended to delete references to tax collector—provide for reports.—Section 65-2574 of the 1962 Code is amended so as to delete certain references and duties of the tax collector of Richland County made in relation to the office of treasurer and to provide for other reports to be made by the county treasurer by striking the section in its entirety and inserting in lieu thereof the following:

“Section 65-2574. The county treasurer shall make a written report on all executions with respect to nonpayment, errors, nulla bona returns or any other necessary report, so that the county auditor or other officers charged with that duty may check up with the treasurer. He shall also from time to time report to the county auditor any executions which are not collectible and the auditor shall so mark them on the tax books.”

SECTION 4. Sections 65-2562 through 65-2566 repealed.—Sections 65-2562 through 65-2566, Code of Laws of South Carolina, 1962, are repealed.

SECTION 5. Time effective.—This act shall take effect July 1, 1967.

Approved the 3rd day of July, 1967.

(R706, H2096)

No. 511

An Act To Increase The Number Of Petit Jurors From Thirty-Six To Forty-Two In Saluda County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Jury commissioners to draw forty-two—Saluda County.—Notwithstanding the provisions of Section 38-61.1 of the 1962 Code, the Jury Commissioners of Saluda County shall draw forty-two petit jurors.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R707, H2053)

No. 512

An Act To Amend Section 23-178, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Voting Precincts In Hampton County, So As To Provide For Two Polling Places In The Estill Precinct.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-178 amended to provide two polling places for Estill Precinct—Hampton County.—Section 23-178, Code of Laws of South Carolina, 1962, as amended, is further amended so as to provide for two polling places in the Estill Precinct in Hampton County by adding at the end thereof "The Estill Precinct shall have two polling places to be known as Estill No. 1 and Estill No. 2. Electors residing north of Highway No. 631 and Roads Nos. 39 and S-3-104 (Goethe Township) shall vote at Estill No. 1 and electors residing south of such highway and roads (Lawton Township) shall vote at Estill No. 2." When amended, the section shall read as follows:

"Section 23-178. In Hampton County there shall be the following voting precincts: Brunson; Hampton Courthouse No. 1; Hampton Courthouse No. 2; Varnville; Early Branch; Garnett; Estill; Luray; Bonnett; Furman; Scotia; Gifford; Yemassee; Horse Gall; Rivers Mill; Hopewell; Crockettville-Miley (combined and voting at Crockettville); Cummings; and Black Creek. Hampton Courthouse Precinct No. 1 shall consist of that area of the old Hampton Courthouse Precinct lying north and northeast of the center line of state Highway No. 28 and Hampton Courthouse Precinct No. 2 shall consist of that area of the old Hampton Courthouse Precinct lying south and southwest of the center line of State Highway No. 28. The Estill Precinct shall have two polling places to be known as Estill No. 1 and Estill No. 2. Electors residing north of Highway No. 631 and Roads Nos. 39 and S-3-104 (Goethe Township) shall vote at Estill No. 1 and electors residing south of such highway and roads (Lawton Township) shall vote at Estill No. 2."

SECTION 2. Registration books.—The registration books for the Estill Precinct shall be prepared in such manner as to reflect the names of persons entitled to vote at the respective polling places.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R708, H1922)

No. 513

An Act To Amend Section 15-285, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Terms Of Court In The Thirteenth Judicial Circuit, So As To Further Provide For The Terms In Greenville County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 15-285 amended to further provide for terms of court—thirteenth circuit—Greenville County.—Subsection (a) of item (1) of Section 15-285 of the 1962 Code, as amended, is further amended by striking on line three “three” and inserting “four”, by adding after the comma on line four “followed by two weeks of jury trial,” and by striking on line eight “two” and inserting “three”. The subsection when amended shall read :

“(a) The court of common pleas for Greenville County shall be held at Greenville on the fourth Monday in January for four weeks, on the fourth Monday in March with two weeks for jury trials and one week for equity cases, followed by two weeks of jury trials, on the third Monday in May for two weeks, the third Monday in June for two weeks, the second Monday in September for two weeks, the second Monday in October for two weeks and the second Monday in November with three weeks for jury trials and one week for equity cases. The court of general sessions for the county shall be held at Greenville on the second Monday in January for two weeks, the second Monday in March for two weeks, the first Monday in May for two weeks, the last Monday in August for two weeks, the fourth Monday in October for two weeks and the first Monday in December for one week.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R709, H2040)

No. 514

An Act To Amend Act No. 266 Of 1963, Which Provides For The Squirrel Season For Allendale County, So As To Include Barnwell County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act No. 226 of 1963 amended to include Barnwell County—squirrel season.—Section 1 of Act No. 266 of 1963 is amended by striking "County" on the second line and inserting in lieu thereof "and Barnwell Counties". The section, when amended, shall read as follows:

"Section 1. In Allendale and Barnwell Counties the open season for the hunting of squirrels shall be from September first to February fifteenth, but squirrels may only be hunted without dogs between September first and Thanksgiving Day."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R715, H2081)

No. 515

An Act To Amend Section 14-1198.3, Code Of Laws Of South Carolina, 1962, Relating To The Fees To Be Charged By The Probate Judge Of Charleston County, So As To Further Provide Therefor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-1198.3 amended to change fees of Charleston County Probate Judge.—Section 14-1198.3 of the 1962 Code is amended so as to establish fees to be charged in the Probate Court for Charleston County by striking the section in its entirety and inserting in lieu thereof the following:

"Section 14-1198.3. (A) The costs charged by the Judge of Probate of Charleston County for services and items furnished shall be as set forth in the following schedule except that if the cost for any service is not specified in this schedule then such cost shall be as now provided by general law:

1. Administration of Estates	\$ 35.00
The cost shall cover all services through final discharge of the fiduciary.	
2. Substitution of fiduciary, or to re-open an estate already discharged	10.00
3. Admission of Will to probate under authenticated proceedings, without appointment or other testamentary proceedings.	10.00
4. Filing and indexing a Will, no proceedings.	2.00
5. Appointment of Committee or Guardian	15.00
The fee shall cover all services, through final discharge of the fiduciary.	
6. Sanity proceedings, re-examination of sanity.	15.00
7. Lunacy commitment, processed by Probate Court, paid to Charleston County.	10.00
8. Marriage License, issuance.	3.00
9. Marriage Record, reformation of, correction in, or return of.	3.50
10. Dedimus Potestatem, processing.	5.00
11. Order under Section 10-2551, Code of 1962, processing and copies.	5.00
12. Furnishing certified copy of marriage license and return of marriage.	1.00
13. Furnishing copies of any other instrument, certified or not First page	1.00
each additional page50
(This fee not to be charged in connection with estates, guardianship, etc., covered by other fees.)	
14. Filing and indexing and/or recording any item not otherwise herein set forth—per page50
15. For estates administered upon and processed by the probate court pursuant to Sections 19-555 through 19-557 of the 1962 Code, the costs shall be limited to the charges as now established by Section 19-557.	

(B) 1. The costs provided by this section shall be payable in full upon the filing of the first document connected with any item. Credit may be extended by the court to other courts.

2. All advancements or expenditures by the Probate Court, such as for newspaper publications, indexing of realty, certified or registered mail, taking or transcribing testimony, furnishing copies

of the record of any trial or hearing, shall be in addition to the costs herein specified.

3. No costs shall be charged or payable for the following:

(a) Any item or copy required or requested by United States Veteran's Administration or County Service Office.

(b) Any item or copy required or requested for Social Security purposes.

(c) Any item or copy required or requested by or for any member of the military forces in connection with his or her military service, record or benefits, inclusive of military dependency allotment.

(d) Any item or copy required or requested, or any matter or proceeding serviced, processed or handled, by or for any Legal Aid Society; any religious, charitable or eleemosynary organization; any executive, judicial or legislative department of Charleston County, or any other state or the United States Government, or any agency or sub-department thereof.

(C) After the effective date of this act, in any estate or other proceeding in which the total costs already paid may equal or exceed the cost herein specified, no further costs shall be charged; in all other estates or proceedings, a charge sufficient to bring the total for each such estate or proceeding up to the cost herein specified shall be charged upon the filing of the first paper after the effective date of this act.

The wilful or intentional collection by the Judge of Probate of Charleston County of any fee, payment, or gratuity as compensation for any service performed by him as Judge of Probate, other than as herein provided, shall be cause for his removal from office."

SECTION 2. Time effective.—This act shall take effect July 1, 1967.

Approved the 3rd day of July, 1967.

An Act To Provide For The Removal Or Destruction Of Old Chattel Mortgages In Laurens County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Destruction or removal of old chattel mortgages—Laurens County.—The Clerk of Court of Laurens County is authorized to remove to a suitable storage place or destroy, within his discretion, the record of chattel mortgages more than ten years old, except those which have been renewed of record by refileing and reindexing, during the past three years, as authorized by Section 60-306 of the 1962 Code, and except such mortgages executed by any public service corporation or given to secure any indebtedness to the United States of America, or any agency or instrumentality thereof, incurred under the Rural Electrification Act of 1936, as amended.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R717, H2031)

No. 517

An Act To Amend Sections 21-3423 And 21-3424, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Tax Levies In Lexington County, So As To Increase From Twenty-Five To Thirty Mills The Uniform Tax Levy For School Purposes.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 21-3423 amended to increase uniform tax levy.—Section 21-3423, Code of Laws of South Carolina, 1962, as amended, is further amended to increase the uniform tax levy for school purposes in Lexington County to thirty mills by striking "twenty-five" on lines two, eleven and twelve and inserting "thirty".

When amended, the section shall read as follows:

"Section 21-3423. The auditor of Lexington County may levy annually a uniform tax of thirty mills on all real and personal property in Lexington County for the purpose of operating the county schools. The receipts from the tax shall be divided among the five districts of the county on a per pupil basis by the county superintendent of education. The division shall be based upon the legal enrollment of Lexington County pupils for the previous year in the schools of the respective districts. Where pupils of adjoining counties are legally enrolled in the schools of Lexington County and where the area in which such students reside levies and pays over to the

treasurer of Lexington County a thirty-mill levy, then the distribution of the thirty-mill levy shall be based upon the legal enrollment of all students attending schools within the districts. Any district which receives money from an adjoining county resulting from a county uniform tax in said adjoining county for children of said adjoining county attending schools in Lexington County shall transmit said funds to the county Superintendent of Education, which funds shall be added to the uniform tax imposed hereunder and distributed as provided for the uniform tax. The children from the adjoining county or counties from which the funds are received shall be included in the legal enrollment of Lexington County pupils for the purposes of distribution of the receipts collected hereunder."

SECTION 2. Section 21-3424 amended to authorize increased tax millage.—Section 21-3424, Code of Laws of South Carolina, 1962, as amended, is further amended to authorize an increased uniform tax millage for school purposes in Lexington County by striking "twenty-five" on lines six and seven and inserting "thirty".

When amended, the section shall read as follows:

"Section 21-3424. The board of trustees of each of the school districts in Lexington County shall on or before the first day of June of each year notify the county auditor in writing the millage required for operation of the schools in their respective districts for the ensuing school year. The notice so directed to the auditor shall be his authority for levying millage in excess of the uniform thirty mills upon all of the real and personal property within the school district. The additional levy shall be placed to the credit of the district in which it is levied and expended within that district only."

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R718, H1592)

No. 518

An Act To Amend Section 23-163, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Voting Precincts In Charleston County, So As To Redefine The Precincts And To Provide For Polling Places.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-163 amended to redefine voting precincts in Charleston County.—Item (1) of Section 23-163, Code of Laws of South Carolina, 1962, as amended, is further amended so as to redefine the voting precincts and provide for polling places in Charleston County by striking it and inserting in lieu thereof the following :

“(1) In Charleston County, outside the corporate limits of the City of Charleston, effective January 1, 1968, there shall be voting precincts and polling places as follows:

James Island Precinct No. 1, beginning at a point being the Wappoo Creek Bridge and continuing westerly along Wappoo Creek and Elliott's Creek to the Stono River, thence along the Stono River in a southerly direction to James Island Creek, extended, thence in an easterly direction along the James Island Creek to Cut Bridge on Stono River Road, extended, thence in a southerly direction on Stono River Road to its intersection with Camp Road, thence in an easterly direction along the Camp Road to its intersection with the Folly Beach Road, thence in a northerly direction along the Folly Beach Road to the Wappoo Creek Bridge, being the point of beginning, with a polling place at or near the Riverland Terrace School; James Island Precinct No. 2, beginning at a point on the Ashley River and Wappoo Creek, thence along Wappoo Creek to the Folly Beach Road, thence southerly along the Folly Beach Road to its intersection with the Fort Johnson Road, thence easterly along the Fort Johnson Road to the western boundary of Stiles Point subdivision, thence in a northeasterly direction along the division line extended to Fort Johnson Road, between Lawton Bluff subdivision and Stiles Point subdivision to the Ashley River, thence northerly along the Ashley River to the point of beginning, with a polling place at or near the Harbor View School; James Island Precinct No. 3, being the remaining part of James Island, with a polling place at or near the Stiles Point Elementary School; Folly Beach; Sullivan's Island; Isle of Palms; McClellanville; Awendaw; Christ Church Parish Precinct No. 1, being the area lying between Awendaw Precinct on the east and the Venning Road, extended, Woodlawn Road and Egypt Road, extended, on the west, with a polling place at or near Laing School; Christ Church Parish Precinct No. 2, being that portion of Christ Church Parish lying west of Christ Church Precinct No. 2, exclusive of the Town of Mt. Pleasant, with a polling place at or near the National Guard Armory on Mathis

Ferry Road; Mt. Pleasant Precinct No. 1, consisting of that portion of the Town of Mt. Pleasant lying south and west of U. S. Highway No. 17 and S. C. Highway No. 703, with a polling place at or near Moultrie High School; Mt. Pleasant Precinct No. 2, consisting of the remaining portion of the Town of Mt. Pleasant; Johns Island Precinct No. 1, consisting of that portion of Johns Island lying to the north of the Maybank Highway, with a polling place at or near Johns Island High School; Johns Island Precinct No. 2, being the remaining portion of Johns Island lying south of the Maybank Highway, with a polling place at or near the Haut Gap School; Wadmalaw Island, with a polling place at or near Bogles; Edisto Island, with a polling place at or near the Edisto High School; Meggett, consisting of the area bounded on the north by the Seaboard Air Line railroad track, on the east and south by the Stono River and Wadmalaw River, and on the west by Toogoodoo Creek and S. C. Highway No. 136, with a polling place at or near the Meggett High School; Ravenel, consisting of the area bounded on the northwest by S. C. Highways Nos. 165 and 136, on the south by the Seaboard Air Line railroad track and the Stono River, on the east by Rantowles Creek and on the northeast by Dorchester County, with a polling place at or near the school building; Adams Run, consisting of the westernmost portion of Charleston County, bounded on the east by the Meggett and Ravenel Precincts, and on the south by the Intracoastal Waterway and the Dawhoo River, with a polling place at or near the school building; Ladson, consisting of the northernmost portion of Charleston County lying to the west of U. S. I-26 and to the north of the head waters of Goose Creek, with a polling place at or near the intersection of Ladson Road with S. C. Highway No. 2; Deer Park, consisting of that portion of Charleston County south of the Ladson Precinct and north of the Ashley Phosphate Road and the intersection of U. S. Highways Nos. 52 and 78 with U. S. I-26, with a polling place at or near Alice Birney Elementary School; Midland Park, consisting of that area east of the Southern Railroad, south of the Deer Park Precinct, and north of Aviation Avenue, extended, with a polling place at or near Midland Park Elementary School; Remount Road, bounded, beginning on the north, by Aviation Avenue, extended, thence on the east and north by Berkeley County, thence on the east by North Rhett Ave., thence on the south by Filbin Creek and the Southern Railroad spur, and thence on the west by the Southern Railroad, with a polling place at or near the Remount Road Elementary School; Cameron Terrace,

bounded on the north by Filbin Creek and Southern Railroad spur, on the east by North Rhett Ave., on the south by Montague Ave., and on the west by the Atlantic Coast Line Railroad, with a polling place at or near Oak Park Elementary School; Russelldale, bounded, beginning on the north, by Southern Railroad spur, thence on the east by the Atlantic Coast Line Railroad, thence on the north by Montague Ave., thence on the east by South Rhett Ave., thence on the south by North Charleston Terminal and thence on the west by U. S. I-26 and the Charleston Air Base, with a polling place at or near Morningside Elementary School; East North Charleston, bounded on the north by Berkeley County, on the east by the Cooper River, on the south by the North Charleston Terminal and on the west by South Rhett Ave. and North Rhett Ave., with a polling place at North Charleston High School; Ben Tillman, bounded on the north by the North Charleston Terminal, (separating it from Morningside Precinct and East North Charleston Precinct) on the east by the Cooper River, on the south by McMillan Ave., and on the west by U. S. I-26, from its intersection with the Dorchester Road to its intersection with the North Charleston Terminal (Bennett Yard), with a polling place at Ben Tillman School; Cosgrove Ave., bounded on the north by McMillan Ave., on the east by the Cooper River, on the south by Iris Street and Success Street, and on the west by the railroad tracks, running north from Success Street to McMillan Ave.; St. Phillips and St. Michaels, consisting of that area lying east of the railroad tracks, between Dunham Ave. on the south and Success Street on the north, and bounded on the north by Success Street and Iris Street, on the east by the Cooper River, on the south by Dunham Ave., extended, with a polling place at Chicora High School; Garden-Kiawah, bounded on the south by the city limits of the City of Charleston, and consisting of the area on the west of the railroad tracks, lying between the city limits and the B. L. Montague spur track and that area lying east of the railroad tracks north of the city limits and south of Dunham Ave., extended, with a polling place at or near the Charleston Rifle Club; Azalea Avenue, bounded, beginning on the south, by the B. L. Montague spur, thence on the east by the railroad tracks to their intersection with Dorchester Road, thence on the northeast by Dorchester Road to its intersection with Leeds Ave., thence on the northwest by Leeds Avenue, and thence on the west and south by the Ashley River; Waylyn, being generally triangular in shape, bounded on the southwest by the Dorchester Road, on the northeast

by the Bennett Yard railroad tracks and on the east by U. S. I-26, with a polling place at the Brentwood Elementary School; Wando Woods, consisting of that area lying west and north of the Azalea Road and Waylyn Precincts, west of U. S. I-26, south and southeast of Oak Ridge and Glynn Terrace subdivisions, the Charleston Air Base, and that section of the Atlantic Coast Line Railroad extending easterly from Dorsey Drive to the Ashley River; Lambs, consisting of that area lying north and west of Wando Woods Precinct, west of the Southern Railroad, south of the Ashley Phosphate Road and the Dorchester County line and east of the Ashley River; St. Andrews Precinct No. 1, consisting of that portion of St. Andrews Parish lying on the west side of the Ashley River, bounded on all sides by the City of Charleston; St. Andrews Precinct No. 2, consisting of that portion of St. Andrews Parish lying southwest of U. S. Highway No. 17 and southeast of Church Creek, with a polling place at or near Oakland Elementary School; St. Andrews Precinct No. 3, consisting of that area lying north of the corporate limits of the City of Charleston, northeast of Highway No. 17 and south of the Savage Road, running from Highway No. 17 and extending through the marsh south of Helena's Point to the Ashley River, with a polling place at or near St. Andrews High School; and St. Andrews Precinct No. 4, consisting of the remaining portion of St. Andrews Public Service District, with a polling place at or near St. Andrews Junior High School.

A polling place in each precinct for which no polling place is designated shall be designated by the Charleston County Council."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R719, S566)

No. 519

An Act To Amend Act No. 342 Of 1963, As Amended, Relating To The Election Of School Trustees Of Lancaster County, So As To Extend The Terms Of The Present Trustees To January 1, 1969, And To Provide That Such Trustees Shall Be Elected In The November General Election.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Act 342 of 1963 amended to further provide for terms and election of school district trustees—Lancaster County.

—Section 1 of Act No. 342 of 1963, as amended by Act No. 1018 of 1964, is further amended so as to provide that the terms of the present trustees of the School District of Lancaster County shall extend to January 1, 1969; to provide that any person desiring to become a candidate must file a statement with the board at least thirty days prior to the election and to provide that the election shall be held in the November general election, by striking the section in its entirety and inserting in lieu thereof the following:

“Section 1. The Lancaster County Board of Education shall cause an election to be held at the same time as the November general election each even-numbered year for the purpose of electing school trustees. Any person desiring to become a candidate shall indicate his intention by filing a statement with the board at least thirty days prior to the time fixed for the election. The terms of office of the present board of trustees shall expire December 31, 1968. The terms of office for those elected in November, 1968, shall be for two years commencing January 1, 1969. Any vacancy may be filled by appointment for the unexpired term by the county board of education.

The qualified electors of the several districts shall vote for the candidates of their respective districts.

Seven of the members of the board shall come from that area formerly designated as Lancaster High School District; five members shall come from that area formerly designated as Indian Land High School District; five members shall come from that area formerly designated as Buford High School District; five members shall come from that area formerly designated as Heath Springs High School District; five members shall come from that area formerly designated as Flat Creek High School District; and of those members from that area formerly designated as Kershaw High School District, three members shall be elected on the Lancaster County side by the qualified electors residing on the Lancaster side and two members shall be elected from the Kershaw County side by the qualified electors residing on the Kershaw County side.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R720, S573)

No. 520

An Act To Provide That The Judge Of Probate Of Lancaster County Shall Collect A Fee Of Four Dollars For Each Marriage License Issued By Him.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Marriage license fees—Lancaster County.—The Judge of Probate of Lancaster County shall collect a fee of four dollars for each marriage license issued by him. He shall collect a fee of one dollar for each duplicate of a marriage license issued. He shall turn over monthly to the treasurer of the county such fees collected under this act which together with all other fees and commissions received by him shall go into the general fund of the county.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R721, S582)

No. 521

An Act To Provide For The Preparation Of The Jury List In Darlington County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Jury list preparation—Darlington County.—Notwithstanding the provisions of Section 38-52, in Darlington County the time for the preparation of the jury list shall be in the month of November of each year.

The secretary of the county board of registration shall furnish the list of qualified electors to the jury commissioners no later than November twentieth in accordance with Section 38-52.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R722, S559)

No. 522

An Act To Amend Section 65-1648, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Valuation Of Property For Taxation, So As To Further Provide For The Valuation Of Property Having Acreage Allotments Or Marketing Quotas.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1648 amended to provide for valuation of property with acreage allotments or marketing quotas.—Section 65-1648 of the 1962 Code, as amended, is further amended by adding at the end thereof the following: “*Provided*, however, that acreage allotments or marketing quota allotments for any commodity as established under any program of the United States Department of Agriculture shall be classified as incorporeal hereditaments and the market value of any real property to which they are attached shall not include the value, if any, of such acreage allotment or marketing quota.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R724, S581)

No. 523

An Act To Create A School Board Of Trustees Of The Kershaw, Flat Creek And Heath Springs Consolidated High School And To Provide For The Terms Of Office Of Its Members.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Board of trustees created for consolidated high school district—terms and election of trustees.—A School Board of Trustees is hereby created for the newly consolidated high school composed of those areas formerly designated as Kershaw, Flat Creek and Heath Springs School Districts.

The initial board shall be appointed by the School Board of Lancaster County. The terms of those so appointed shall expire December 31, 1968.

The school board of trustees for the newly consolidated school shall be composed of seven members, three members shall come from

that area formerly designated as the Kershaw School District of whom two shall come from the Lancaster County side and one shall come from the Kershaw County side; two members shall come from that area formerly designated as the Flat Creek School District and two shall come from that area formerly designated as the Heath Springs School District.

After the expiration of the terms of the seven members appointed as above provided the Lancaster County Board of Education shall cause an election to be held at the same time as the November general election each even-numbered year for the purpose of electing the seven school trustees as above provided. Any person desiring to become a candidate shall indicate his intention by filing a statement with the board at least thirty days prior to the time fixed for the election.

The terms of office for those elected in November 1968 shall be for two years commencing January 1, 1969. Any vacancy may be filled by appointment for the unexpired term by the county board of education.

The qualified electors of the several districts shall vote for the candidates of their respective districts. Of the three members provided for the area formerly designated as the Kershaw School District, two members shall be elected from the Lancaster County side by the qualified electors residing on the Lancaster County side and one member shall be elected from the Kershaw County side by the qualified electors residing on the Kershaw County side.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R725, S583)

No. 524

An Act To Increase The Number Of Petit Jurors That May Be Drawn In Darlington County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Darlington County jury commissioners may draw fifty jurors.—Notwithstanding the provisions of Section 38-61, Code of Laws of South Carolina, 1962, in Darlington County the jury commissioners may draw fifty petit jurors.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R726, S592)

No. 525

An Act To Provide For The Election Of The County Auditor And County Treasurer In Sumter County And To Provide For Their Terms Of Office.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Auditor to be elected—term prescribed.—Notwithstanding the provisions of Section 65-1741 of the 1962 Code the auditor for Sumter County shall be elected in the general election for a term of four years and until his successor is elected and qualifies.

The initial election of the auditor shall be in the general election next preceding the termination of the term of office of the current auditor.

SECTION 2. Treasurer to be elected—term prescribed.—Notwithstanding the provisions of Section 65-1951 of the 1962 Code the treasurer for Sumter County shall be elected in the general election for a term of four years and until his successor is elected and qualifies.

The initial election of the treasurer shall be in the general election next preceding the termination of the term of office of the current treasurer.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R727, H1362)

No. 526

An Act To Require State Law Enforcement Authorities To Mail Charges Against An Unemancipated Minor For A Moving Traffic Violation To His Parent Or Guardian, And To Amend Section 46-155, Code Of Laws Of South Carolina, 1962, As Amended, Providing For A Beginner's Permit To Drive A Motor Vehicle So As To Prescribe The Fee.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Copy of charges of moving traffic violation for minors mailed to parent or guardian.—The State Highway Department may within ten days after notice of a moving traffic violation by an unemancipated minor, cause a copy of the charges to be mailed to the parent or guardian of such minor.

SECTION 2. Section 46-155 amended to prescribe fee.—Section 46-155, Code of Laws of South Carolina, 1962, as amended, is further amended by striking the section in its entirety and inserting in lieu thereof the following:

“Section 46-155. Any person who is at least fifteen years of age may apply to the Department for a beginner's permit. The Department may, after the applicant has successfully passed all parts of the examination other than the driving test, issue to the applicant a beginner's permit which shall entitle the applicant having such permit in his immediate possession to drive a motor vehicle upon the public highways for a period of not more than six months. While so driving such permittee must be accompanied by a licensed driver twenty-one years of age or older who has had at least one year of driving experience, and who is occupying a seat beside the driver, except in the event the permittee is operating a motorcycle. Any beginner's permit may be renewed or a new permit issued for additional periods of six months, but the Department may refuse to renew or issue a new permit where the examining officer has reason to believe that the applicant has not made a bona fide effort to pass the required driver's road test or does not appear to the examining officer to have the aptitude to pass such road test. The fee for every beginner's or renewal permit shall be one dollar.

Any student regularly enrolled in a high school of this State which conducts a driver-training course shall not be required to obtain a beginner's permit to operate a motor vehicle while the student is participating in the driver-training course and when accompanied by a qualified instructor of the driver-training course.”

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect January 1, 1968.

Approved the 5th day of July, 1967.

(R728, H1688)

No. 527

An Act To Amend Section 56-651, Code Of Laws Of South Carolina, 1962, Relating To Definitions Concerning Embalmers And Funeral Directors, So As To Further Define "Funeral Director" and "Funeral Directing"; To Amend Section 56-668, Code Of Laws Of South Carolina, 1962, Relating To Revocation, Suspension And Refusal To Grant Licenses, So As To Eliminate An Item Prohibiting The Acceptance Or Solicitation Of Commissions Or Rebates For Recommending A Cemetery, Mausoleum Or Crematorium, And To Provide That Appeals Of Convictions For Felonies Or Other Crimes Of Moral Turpitude Will Not Stay Disciplinary Action By The Board Of Funeral Service; And To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 56-676, So As To Provide For Issuance Of Permits To Operate Funeral Establishments.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 56-651 amended to provide certain definitions.—Subsections (3) and (4) of Section 56-651 of the 1962 Code are amended to further define "Funeral director" and "Funeral directing" by inserting "arranging," between "of" and "directing" on line two of each so that, when so amended, they shall read as follows:

"(3) 'Funeral director' means a person engaged for hire or profit in the profession of arranging, directing or supervising funerals, or the preparing of dead human bodies for burial, including the preparation of all external aspects of the human body, other than by the act of embalming, or the disposition of dead human bodies;

(4) 'Funeral directing' means engaging, for hire or profit, in the profession of arranging, directing or supervising funerals or the preparing of dead human bodies for burial other than by the act of embalming, or the disposition of dead human bodies, or the provision or maintenance of a place for the preparation for disposition or future care of dead human bodies, or the use in connection with a business of the words or terms 'funeral director,' 'undertaker,' 'mortician' or similar words or terms."

SECTION 2. Section 56-668 amended to change grounds for revocation or issue of funeral director licenses.—Section 56-668 of the 1962 Code is amended so as to eliminate item (j) of subsection (3), redesignating the remaining items of the subsection, and by adding the following proviso at the end of the section: "*Provided,*

the appeal by a licensee of a conviction for a felony or other crime involving moral turpitude shall not operate to stay action by the Board in proceedings to suspend, revoke or renew a license." When so amended, the section shall read:

"Section 56-668. The Board may refuse to issue or may refuse to renew, or may suspend or revoke, any license, or may place the holder thereof on a term of probation after proper hearing upon finding the holder of such license to be guilty of any of the following acts or omissions:

- (1) Conviction of a crime involving moral turpitude;
- (2) Conviction of a felony; or
- (3) Unprofessional conduct, which is hereby defined to include:
 - (a) Misrepresentation or fraud in the conduct of the business or the profession of a funeral director or embalmer,
 - (b) False or misleading advertising as a funeral director or embalmer,
 - (c) Solicitation of dead human bodies by the licensee, his agents, assistants or employees, whether such solicitation occurs after death or while death is impending, *provided*, that this shall not be deemed to prohibit general advertising,
 - (d) Employment by the licensee of persons known as 'cappers,' or 'steerers,' or 'solicitors,' or other such persons to obtain funeral directing or embalming,
 - (e) Employment directly or indirectly of any apprentice, agent, assistant, embalmer, employee or other person, on part or full time, or on commission, for the purpose of calling upon individuals or institutions by whose influence dead human bodies may be turned over to a particular funeral director or embalmer,
 - (f) The direct or indirect payment or offer of payment of a commission by the licensee, his agents, assistants or employees for the purpose of securing business,
 - (g) Gross immorality,
 - (h) Aiding or abetting an unlicensed person to practice funeral directing or embalming,
 - (i) Using profane, indecent or obscene language in the presence of a dead human body, or within the immediate hearing of the family or relatives of a deceased, whose body has not yet been interred or otherwise disposed of,
 - (j) Violation of any of the provisions of this chapter,
 - (k) Violation of any State law or municipal ordinance or regulation affecting the handling, custody, care or transportation of dead human bodies,

- (l) Fraud or misrepresentation in obtaining a license,
- (m) Refusing to promptly surrender the custody of a dead human body, upon the express order of the person lawfully entitled to the custody thereof,
- (n) Failure to secure permit for removal or burial of a dead human body prior to interment or disposal or
- (o) Knowingly making any false statement on a certificate of death.

Provided, the appeal by a licensee of a conviction for a felony or other crime involving moral turpitude shall not operate to stay action by the Board in proceedings to suspend, revoke or renew a license."

SECTION 3. Section 56-676 added to provide for funeral establishment licenses.—The Code of Laws of South Carolina, 1962, is amended by adding Section 56-676 so as to provide for the issuance of permits to operate funeral establishments, as follows:

"Section 56-676. Each funeral establishment in this State must obtain a permit issued by the Board to operate in this State. The permit shall be signed by the Inspector and by a member of the Board or the Executive Secretary and displayed in a prominent place on the premises. The permit shall designate the location of the establishment and the name or names of the manager or managers, each of whom must hold a current South Carolina funeral director's license. The Board shall be notified of any change in managers.

The permit shall remain the property of the Board and be subject to cancellation upon evidence satisfactory to the Board that the funeral establishment is not complying with the rules and regulations of the Board. The permit shall also be subject to cancellation for failure of the funeral establishment to retain a licensed funeral director as manager; *provided*, however, upon the death, resignation or incapacity of the manager or managers of a funeral establishment, the Board shall have authority to issue a temporary permit upon such terms and conditions as the Board deems to be in the best interest of the community which the establishment serves."

SECTION 4. Time effective.—This act shall take effect July 1, 1967.

Approved the 5th day of July, 1967.

(R739, H2073)

No. 528

An Act To Amend Act No. 1125, Acts And Joint Resolutions of South Carolina, 1966, Relating To Assessment And The Board Of Assessment Control In Spartanburg County, So As To Further Provide For The Powers And Duties Of The Tax Assessor, And Provide Procedures For Appeals To The Board Of Assessment Appeals.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act 1125 of 1966 amended to clarify a reference to Spartanburg Board of Assessment Control.—Section 3 of Act No. 1125 of 1966 is amended to clarify the reference to the Board of Assessment Control within the section by inserting "Assessment" before the word "Control" on the last line of the section. When so amended, the section shall read :

"Section 3. There shall be a tax assessor for Spartanburg County who shall be employed by the Spartanburg County Board of Assessment Control. The expenses of operating the office of tax assessor shall be appropriated each year in the county appropriations act. The tax assessor shall select such other personnel to assist him in his duties as shall be authorized by the Spartanburg County Board of Assessment Control."

SECTION 2. Act 1125 of 1966 amended—powers of tax assessor.—Section 4 of Act No. 1125 of 1966 is amended to further provide for the powers and duties of the tax assessor by adding subsections (8) and (9) thereto, as follows :

"(8) Assume management and control of the Block Map Department and be responsible for the selection of personnel in this department ;

(9) Arrange for the necessary services to the general public and to negotiate and enter into contracts to implement the purpose of this act ; *provided*, however, that any fees that may be collected on behalf of the county shall be fixed by the Board of Assessment Control and remitted to the General Fund of the county." When so amended, the section shall read :

"Section 4. All powers, duties and services of the boards of tax assessors, boards of township assessors and chairmen of boards of assessors, so far as they relate to the assessment and valuation of property, shall be devolved upon the tax assessor.

The tax assessor shall be held responsible for the acts of his office and have authority to act in the following, subject to the guidance of the assessment board, and shall:

(1) Carefully consider the returns and lists laid before the tax assessor by the county auditor and, if necessary, compare them with the tax returns and lists of the current returns and lists of the current and previous years;

(2) Diligently seek for all property, both real and personal, not previously returned by the owners or agents thereof or not listed for taxation by the county auditor and list it for taxation in the name of the owner or person to whom it is taxable;

(3) Fairly and impartially assess the value of all property, both real and personal, and enter it upon the returns and lists furnished the tax assessor;

(4) Make such changes in the valuation of any taxable property as returned by any person or as fixed by the county auditor as may, in the tax assessor's judgment, be necessary or proper to conform with the methods, policies, rules and regulations of the Spartanburg County Board of Assessment Control;

(5) From time to time, reassess any or all taxable property so as to reflect its proper valuation in the light of changed conditions;

(6) Determine all assessments and reassessments in such a manner that the ratio of assessed value to fair market value shall be uniform throughout the county;

(7) Insure that a reassessment and equalization of all real property in Spartanburg County and in the City of Spartanburg be accomplished with all deliberate promptitude, pursuant to any county-wide reassessment and equalization program authorized by the county authorities, and to insure that the equalization thereafter is maintained according to the standards and methods thus developed; *provided*, however, that the overall taxation for the county shall not be increased initially by more than one per cent;

Provided, further, that taxable property not on the tax books and property whose value may have changed by reason of renovation, new construction, destruction, or type of use, shall be taxed according to the new assessment and thereafter according to the current assessment, and shall not be included in determining the initial overall taxation increase for the county;

(8) Assume management and control of the Block Map Department and be responsible for the selection of personnel in this department;

(9) Arrange for the necessary services to the general public and to negotiate and enter into contracts to implement the purpose of this act; *provided*, however, that any fees that may be collected on behalf of the county shall be fixed by the Board of Assessment Control and remitted to the General Fund of the county."

SECTION 2A. Act 1125 of 1966 amended—board of assessment appeals—procedures.—Section 5 of Act No. 1125 of 1966 is amended by adding a new paragraph at the end of the section so as to prescribe procedures for appeals to the Board of Assessment Appeals, which shall read as follows:

"All appeals from assessments of the tax assessor shall be addressed to the Board of Assessment Appeals, and filed by the aggrieved taxpayer not later than twenty days from the date he receives written notice thereof. The appeals shall be in writing and filed with the chairman of the Board of Assessment Appeals. A full and complete hearing shall be promptly accorded and a written decision disposing of the appeal will be placed upon the permanent record of the board and a copy mailed to the taxpayer at his last known address. Assessment notices and appeal decisions, when deposited in the mail, shall be presumed to be received by the taxpayer."

SECTION 2B. Filing of appeals.—Any taxpayer receiving a notice of tax assessment in the year 1967 who desires to appeal such assessment shall have twenty days after the effective date of this act in which to file such appeal or twenty days after receipt of the assessment notice, if that date is later.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R740, H2078)

No. 529

An Act To Create A County Planning Commission For Darlington County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Darlington County Planning Commission created—terms.—There is hereby created the Darlington County Planning

Commission, which shall consist of three members appointed by a majority of the county legislative delegation, including the Senator. The members of the commission and their successors shall be appointed for terms of two years. If a vacancy occurs other than by expiration of the term, it shall be filled by appointment for the unexpired term.

SECTION 2. Powers and duties.—The commission shall have such powers and duties as are prescribed in Article 2, Chapter 8 of Title 14, Code of Laws of South Carolina, 1962, for county planning commissions.

SECTION 3. Redesignation of commission.—Upon the effective date of this act, the designation of the Darlington County Planning and Development Commission as the Darlington County Planning Commission is withdrawn.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R742, H2099)

No. 530

An Act To Amend Section 23-191, Code Of Laws Of South Carolina, 1962, Relating To The Designation And Description Of Voting Precincts In Orangeburg County, So As To Redefine The Precincts.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-191 amended — Orangeburg County voting precincts redefined.—Section 23-191 of the 1962 Code is amended, so as to redefine the voting precincts in Orangeburg County, by striking it out and inserting:

“Section 23-191. In Orangeburg County there shall be the following voting precincts:

Ward No. 1. Beginning at a point where Brookside Creek empties into the North Edisto River; thence following the Edisto River to U. S. 301 bridge; thence along Russell Street to Riverside Drive; and following the property lines of Edisto Gardens to Amelia Street; thence along Amelia Street to Middleton and northwestwardly

along Middleton to Brookside Creek; thence turning and following Brookside Creek to the Edisto River and the point of beginning.

Ward No. 2. Beginning at a point where the U. S. 301 bridge crosses the Edisto River; thence in a southerly direction along the Edisto River to the ACL Railroad; thence northeasterly direction along the ACL Railroad to the Southern Railroad; thence north along the Southern Railroad to Amelia Street; thence in a south-westerly direction along Amelia to the property lines of the Edisto Gardens; thence along such property lines to Riverside Drive and along Russell Street to the U. S. 301 bridge and the point of beginning.

Ward No. 3. Beginning at a point where the City Limits of Orangeburg intersects the ACL Railroad near the Sewerage Treatment Plant; thence following City Limits to the Southern Railroad near the City County Airport; thence north along the Southern Railroad to a point where the City Limits crosses the railroad near the Orangeburg County Fairgrounds; thence following the City Limits to the ACL Railroad; thence in a southwesterly direction along the ACL Railroad to the point of beginning.

Ward No. 4. Beginning at the intersection of the Southern and ACL Railroads near the South Carolina Cotton Mills; thence northeast along the ACL Railroad to the City limits; thence following the City Limits to the Southern Railroad; thence south along the Southern Railroad to the point of beginning.

Ward No. 5. Beginning at the intersection of Amelia and Sunnyside; thence northeast along Amelia to the Southern Railroad; thence along the Southern Railroad to the City Limits at Chestnut Street; thence northwest along the City Limits and Chestnut to Ellis; thence southwest along Ellis to Sunnyside and thence along Sunnyside to the point of beginning.

Ward No. 6. Beginning at the intersection of Middleton and Amelia; thence following Amelia to Sunnyside; thence north on Sunnyside to Ellis; thence following Ellis in a northeasterly direction to Boulevard; thence northwest on Boulevard to Berry; thence west on Berry to Middleton; thence southeast on Middleton to Amelia and the point of beginning.

Ward No. 7. Beginning at the point of the Edisto River where Brookside Creek empties into the river; thence northwest along the Edisto River to the City Limits intersection with the Edisto River just below the New Country Club; thence following Caw Caw Swamp

to the next point of intersection with the City Limits; thence following the City Limits to U. S. 21; thence south on U. S. 21 to Hillsboro; thence along Hillsboro to Sunset; thence following Sunset to Brookside Creek; thence along Brookside Creek to the Edisto River and the point of beginning.

Ward No. 8. Beginning at a point where Middleton intersects with Brookside Creek; thence southeast along Middleton to Berry; thence east on Berry to Boulevard; thence north on Boulevard to Hillsboro; thence along Hillsboro to Sunset; thence following Sunset to Brookside Creek; thence along Middleton to the point of beginning.

Ward No. 9. Beginning at a point where the City Limits and U. S. 21 north intersect; thence along U. S. 21 north to Boulevard; thence following Boulevard to Ellis; thence in a northeasternly direction along Ellis to the City Limits; thence following the City Limits to U. S. 21 and the point of beginning.

Suburban No. 1. Beginning at the intersection of the City Limits and the Southern Railroad northeast of Orangeburg; thence in a northeasternly direction along the Southern Railroad to Interstate 26; thence southeast along Interstate 26 to the Bellville Road; thence southwest along the Bellville Road to the City Limits; thence following the City Limits to the Southern Railroad and the point of beginning.

Suburban No. 2. Beginning at the intersection of the City Limits and the Bellville Road; thence following the Bellville Road to Interstate 26; thence southeast along Interstate 26 to a county road and State Road 65; thence along the county road to Road 470; thence following Road 470 to Road 475; thence along Road 475 to a county road; thence following the county road to Road 50; thence along Road 50 to U. S. 301 north; thence following U. S. 301 north in a northwesternly direction to the City Limits; thence following along the City Limits to the Bellville Road and the point of beginning.

Suburban No. 3. Beginning at the intersection of U. S. 301 north and the City Limits; thence along U. S. 301 north to an unimproved county road east of the intersection of U. S. 301 and Road 50; thence in a straight line in a southwesternly direction to U. S. 178 where Crum Branch crosses U. S. 178; thence in a northwesternly direction along U. S. 178 to the City Limits; thence following the City Limits to U. S. 301 north and the point of beginning.

Suburban No. 4. Beginning at the intersection of U. S. 178 and the City Limits near the Southern Railroad and following U. S.

178 to Crum Branch; thence west on Crum Branch to a county road; thence following the county road in a westernly direction to U. S. 21; thence south on U. S. 21 to a point below the Methodist Home and turning in a direct westernly line to the North Edisto River; thence following the Edisto River to the City Limits; thence following the City Limits to the Southern Railroad; thence north along the Southern Railroad to the intersection of U. S. 178 and the City Limits, the point of beginning.

Suburban No. 5. Beginning at a point on U. S. 301 at the Edisto River Bridge; thence along U. S. 301 south to the intersection of State Road 1606; thence southeast along Road 1606 to S. C. 90; thence northeast along S. C. 90 to State Road 1034; thence south along Road 1034 to the Riley Road; thence along the Riley Road to Road 49 known as the Cannon's Bridge Road; thence following a straight line into the North Edisto River; thence north along the Edisto River to the U. S. 301 bridge and the point of beginning.

Suburban No. 6. Beginning at a point on U. S. 301 at the Edisto River Bridge; thence along U. S. 301 to the Zion Church Road, known also as Road 750; thence north along Zion Church Road to S. C. 400; thence west along S. C. 400 to Road 74 and following in a northeasternly direction along Road 74 to the Edisto River at Shillings Bridge; thence southeast along the Edisto River to U. S. 301 and the point of beginning.

Suburban No. 7. Beginning at the intersection of the Edisto River and an unnamed creek above the Orangeburg Country Club; thence along such creek to U. S. 178; thence crossing U. S. 178 and following Road 1646 to a creek; thence along such creek to Caw Caw Swamp; thence north along Caw Caw Swamp to Early Branch; thence following Early Branch to Interstate 26; thence southeast along Interstate 26 to the Southern Railroad and following the railroad to the City Limits; thence along the City Limits to the Edisto River; thence northwest along the Edisto River to a creek above the Orangeburg Country Club and the point of beginning.

Bethel. Beginning at a point where the Four Holes Swamp crosses U. S. 301 north, following Four Holes Swamp to Mill Branch; then along Mill Branch to Road 36 and along Road 36 to Road 492 and following Roads 492 and 196 to U. S. 178; thence along U. S. 178 to county road which leads to Sandy Creek; thence along Sandy Creek to Road 64, following Road 64 and a county road to U. S. 21 at a point just south of the Methodist

Home; thence along U. S. 21 to a county road which crosses Crum Branch; thence following Crum Branch to U. S. 178; thence in a straight northeast line to U. S. 301 north and following U. S. 301 north to Four Holes Swamp and the point of beginning.

North Bowman. Beginning at a point at the intersection of S. C. 210 and Road 80 and following S. C. 210 in an easterly direction to Four Holes Swamp; thence along Four Holes Swamp to Mill Branch; thence following Mill Branch to Road 36; thence on Road 36 to Road 492 and Road 196 to U. S. 178; thence across U. S. 178 on a county road leading to Prospect Church Road; thence along Prospect Church Road to Road 80; thence following Road 80 to S. C. 210 and the point of beginning.

South Bowman. Beginning at a point at the intersection of Road 80 and S. C. 210; thence southeasterly along Road 80 to Road 135; thence following Road 135 and Road 755; thence following Road 755 to the county line; thence northeast on the county line to Four Holes Swamp; thence following Four Holes Swamp to S. C. 210; thence west on S. C. 210 to Road 80 and the point of beginning.

North Branchville. Beginning at a point where the Southern Railroad crosses the Edisto River near the confluence of the North and South Edisto Rivers; thence along the Edisto River to a creek which crosses U. S. 21 near Mays Chapel Church; thence following such creek and a county road to Road 80; thence along Road 80 to Road 135; thence following Road 135 to Road 755 and to the Orangeburg-Dorchester County line; thence following the county line to the Southern Railroad; thence along the Southern Railroad to its point of intersection with the old Branchville to Augusta Railroad; thence following such railroad to the Edisto River and the point of beginning.

South Branchville. Beginning at a point where the Branchville to Augusta Railroad crosses the Edisto River and following such river to the Orangeburg County line; thence along the county line to the Southern Railroad; thence following the Southern Railroad to its intersection with the Branchville to Augusta Railroad; thence following such railroad to the Edisto River and the point of beginning.

Cope. Beginning at a point on the South Edisto River at the bridge on S. C. 70; thence along such river to Isaac Jennings Canal; thence following such canal to Road 63; thence along Road 63 to Road 134 and along Road 134 to Road 376; thence following Road 376 to Road 74; thence in a westerly direction along Road

74 to Roberts Swamp; thence following Roberts Swamp to Road 690; thence along Roads 690 and 1209 to S. C. 70; thence following S. C. 70 to the Edisto River and the point of beginning.

Cordova. Beginning at the intersection of S. C. 400 and Road 751; thence following Road 751 to U. S. 301; thence along U. S. 301 to Road 1606; thence following Road 1606 to Road 90; thence along Road 90 to Road 1034; thence along Road 1034 to Riley Road; thence following the Riley Road out to the Cannons Bridge Road; thence in a straight line into the North Edisto River; thence following the flow of the North Edisto River to Whirlwind Creek; thence along Whirlwind Creek to Road 90; thence following Road 90 to Road 757 and to the ACL Railroad; thence following along the ACL Railroad to Road 376; thence along Road 376 to Road 74; thence along Road 74 to S. C. 400; thence along S. C. 400 to Road 751 and the point of beginning.

Edisto. Beginning at a point where Whirlwind Creek empties in the North Edisto River and following the North Edisto River to its confluence with the South Edisto River; thence up the South Edisto River to Isaac Jennings Canal; thence following Isaac Jennings Canal to Road 63; thence along Road 63 to Road 134; thence following Road 134 to Road 376; thence along Road 376 to the ACL Railroad; thence following the ACL Railroad to Road 757; thence along Road 757 to Road 90; thence along Road 90 to Whirlwind Creek; thence following Whirlwind Creek into the North Edisto River and the point of beginning.

Elloree. Beginning at the intersection of U. S. 301 north and Four Holes Swamp; thence north along Four Holes Swamp to the county line; thence following the county line to Browings Branch; thence southwesternly along Browings Branch to S. C. 6; thence following S. C. 6 to a county road leading to S. C. 267; thence along S. C. 267 to U. S. 301 north; thence following U. S. 301 north to Four Holes Swamp and the point of beginning.

North Eutawville. Beginning at a point at the intersection of S. C. 45 and Road 173; thence following Road 173 to the ACL Railroad; thence along the ACL Railroad to junction of S. C. 6 and S. C. 45; thence along S. C. 6 and S. C. 45 to the county line near Unity Church; thence following the county line along the shores of Lake Marion to a county road which leads from Lake Marion and crosses S. C. 6 near Springfield Church; thence following the county road to S. C. 45; thence along S. C. 45 to Road 173 and the point of beginning.

South Eutawville. Beginning at a point where the ACL Railroad crosses Sandy Run Swamp; thence following Sandy Run Swamp to the county line; thence along county line to S. C. 6 and S. C. 45; thence along S. C. 6 and S. C. 45 to the ACL Railroad; thence following the ACL Railroad to Sandy Run Swamp and the point of beginning.

Four Holes. Beginning at a point where the ACL Railroad crosses the Orangeburg-Calhoun County line; thence along the county line to Four Holes Swamp; thence along Four Holes Swamp to U. S. 301 north; thence along U. S. 301 north to Road 50; thence following Road 50 to a county road leading to Road 475; thence along Road 475 to Road 470; thence along Road 470 to a county road leading to Interstate 26 at the intersection of Road 65; thence along Interstate 26 to ACL Railroad; thence along the ACL Railroad to the Orangeburg-Calhoun County line and the point of beginning.

East Holly Hill. Beginning at the intersection of the ACL Railroad and the Orangeburg-Dorchester County line; thence following the ACL Railroad in a northeast direction to Sandy Run Swamp; thence following Sandy Run Swamp to the county line; thence along the county line to the crossing of the ACL Railroad and the point of beginning.

West Holly Hill. Beginning at a point where Horse Range Swamp empties into Four Holes Swamp; thence following Horse Range Swamp to U. S. 178; thence along U. S. 178 to S. C. 45; thence following S. C. 45 to Road 173; thence along Road 173 to ACL Railroad; thence following the railroad in a southwesternly direction to the Four Holes Swamp; thence along Four Holes Swamp to Horse Range Swamp and the point of beginning.

Jamison. Beginning at a point where Caw Caw Swamp crosses the Orangeburg-Calhoun County line; thence along Caw Caw Swamp to Early Branch; thence following Early Branch to Interstate 26; thence along Interstate 26 to the ACL Railroad running from Orangeburg to Cameron; thence along the ACL Railroad to the Orangeburg-Calhoun County line; thence along the county line to Caw Caw Swamp and the point of beginning.

Limestone. Beginning at the intersection of the North Edisto River and Long Branch; thence following the North Edisto River to a creek above the Orangeburg Country Club; thence along such creek to U. S. 178; thence crossing U. S. 178; thence following

Road 1646 to a creek which empties into Caw Caw Swamp; thence along the creek and following Caw Caw Swamp to the Orangeburg County line; thence along the county line to Long Branch; thence following Long Branch to the North Edisto River and the point of beginning.

Neeses-Livingston. Beginning at the intersection of S. C. 389 and Road 279; thence along S. C. 389 to Little Beaver Creek; thence along Little Beaver Creek to Big Beaver Creek; thence along Big Beaver Creek to the North Edisto River; thence along the North Edisto River to Turkey Branch; thence along Turkey Branch and an unnamed branch to Road 161; thence along Road 161 to S. C. 4; thence following S. C. 4 to Road 133; thence along Road 133 to Road 176; thence along Road 176 to Road 188; thence following Road 188 in a westernly direction to the Seaboard Airline Railroad; thence along the tracks of the railroad to a county road leading to Road 674; thence along Road 674 and a county road to S. C. 4; thence along S. C. 4 to Rocky Swamp Creek; thence following Rocky Swamp Creek to Road 132; thence along Road 132 to Road 279; thence along Road 279 to S. C. 389; thence along S. C. 389 to the point of beginning.

East North. Beginning at a point where the Seaboard Airline Railroad crosses the county line; thence along the county line to Long Branch; thence along Long Branch to the North Edisto River; thence northwest along the North Edisto River to the Seaboard Airline Railroad crossing; thence following the Seaboard Airline Railroad north to the county line and the point of beginning.

West North. Beginning at a point where S. C. 389 crosses the county line; thence along the county line to the Seaboard Airline Railroad; thence south along the Seaboard Airline Railroad to the North Edisto River; thence following the river in a northwest direction to Big Beaver Creek; thence along Big Beaver Creek to Little Beaver Creek; thence along Little Beaver Creek to S. C. 389; thence along S. C. 389 to the county line and the point of beginning.

Norway. Beginning at a point where Rocky Swamp Creek empties into the South Edisto River and following the river to S. C. 70; thence along S. C. 70 to Road 1209; thence along Road 1209 to S. C. 332; thence along S. C. 332 to Road 690, following Road 690 to Roberts Swamp and along Roberts Swamp to Road 191; thence along Roads 191 and 188 to Seaboard Airline Railroad; thence following north on the Seaboard Airline Railroad to a county

road; thence west on the county road to Road 674 and along Road 674 and a county road to S. C. 4; thence along S. C. 4 to Rocky Swamp Creek; thence following Rocky Swamp Creek to the Edisto River and the point of beginning.

Pine Hill-Bolen. Beginning at a point on the Edisto River at Shillings Bridge; thence following Road 74 to Roberts Swamp; thence along Roberts Swamp to Road 191; thence along Road 191 to Road 176; thence along Roads 176 and 133 to S. C. 4; thence following S. C. 4 to Road 161; thence along Road 161 to an unnamed branch which empties into Gibson Branch, thence along such branch to Turkey Branch; thence along Turkey Branch into the Edisto River; thence along Edisto River to Shillings Bridge and the point of beginning.

Providence. Beginning at the intersection of Four Holes Swamp and U. S. 301 north; thence following Four Holes Swamp to Horse Range Swamp; thence along Horse Range Swamp to Kittle Branch; thence along Kittle Branch to S. C. 210; thence along S. C. 210 to U. S. 15; thence along U. S. 15 to S. C. 267; thence following S. C. 267 to U. S. 301 north; thence along U. S. 301 north to Four Holes Swamp and the point of beginning.

Rowesville. Beginning at a point on the North Edisto River just south of the Methodist Home and extending easterly in a straight line to U. S. 21; thence along U. S. 21 to a county road to Sandy Creek; thence along the county road to Prospect Church Road; thence along the Prospect Church Road to Road 80; thence westerly along Road 80 to a county road and unnamed creek that runs near Mays Chapel Church; thence along this creek to the North Edisto River; thence following the North Edisto River to the point just south of the Methodist Home which is the point of beginning.

Santee. Beginning at a point on the county line where Brownings Creek empties into Lake Marion and following the county line along the banks of Lake Marion to a creek which crosses S. C. 6 near Live Oak Church; thence following this creek to S. C. 6; thence along S. C. 6 to a county road leading to S. C. 210; thence along the county road to S. C. 210; thence along S. C. 210 to U. S. 15; thence along U. S. 15 to S. C. 267; thence along S. C. 267 to a county road leading to S. C. 6 near Parlers; thence along the county road to S. C. 6; thence northwest on S. C. 6 to Brownings Creek; thence following Brownings Creek to the county line at Lake Marion which is the point of beginning.

East Springfield. Beginning at a point on the South Edisto River at its intersection with S. C. 39; thence along the river to the Edisto River; thence along the Edisto River to Rocky Swamp Creek; thence north along Rocky Swamp Creek to Road 132; thence along Road 132 to Road 279; thence north along Road 279 to S. C. 389; thence northwest along S. C. 389 to S. C. 3; thence along S. C. 3 to S. C. 39; thence along S. C. 39 to the South Edisto River and the point of beginning.

West Springfield. Beginning at a point on the South Edisto River and the Orangeburg-Aiken County line and following the county line to S. C. 389; thence along S. C. 389 to S. C. 3; thence southeast along S. C. 3 to S. C. 39; thence west on S. C. 39 to the South Edisto River; thence northwest on the Edisto River to the Orangeburg-Aiken County line and the point of beginning.

Vance. Beginning at a point at the intersection of Kettle Branch and S. C. 210 and following Kettle Branch and Horse Range Swamp to U. S. 176; thence along U. S. 176 to S. C. 45; thence along S. C. 45 to a county road which crosses S. C. 6 near Springfield Church and along such road to Lake Marion and the county line; thence northwest along the county line to a creek; thence following the creek to S. C. 6 near Live Oak Church; thence along S. C. 6 to a county road leading to S. C. 210; thence along such county road to S. C. 210; thence following S. C. 210 to Kettle Branch and the point of beginning."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R746, S577)

No. 531

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 47-19.2 So As To Provide An Alternate Method Of Annexation To A Municipality Of An Area Entirely Owned By The Federal Government.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 47-19.2 amended to provide alternate annexation method for Federally owned property.—The Code of

Laws of South Carolina, 1962, is amended by adding Section 47-19.2 to read as follows:

“Section 47-19.2. If the territory proposed to be annexed belongs entirely to the Federal Government and is adjacent to a municipality, it may be annexed upon the petition of the Federal Government to the city or town council thereof. Upon agreement of the city or town council to accept the petition and the passage of an ordinance to that effect, the annexation shall be complete, and the election provided for in Sections 47-14 through 47-17 of the 1962 Code shall not be required.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of July, 1967.

(R747, S473)

No. 532

An Act To Establish A Juvenile And Domestic Relations Court For Anderson County, To Define Its Jurisdiction And Powers.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Juvenile and Domestic Relations Court established—Anderson County.—There is established for Anderson County a court to be called the Juvenile and Domestic Relations Court. The court shall be a court of record and shall have a seal and the judge and clerk thereof shall have power to administer oaths and affirmations.

SECTION 2. Definitions.—When used in this act, unless the context otherwise requires, (a) “Court” means the Juvenile and Domestic Relations Court of Anderson County, (b) “Judge” means the judge of the Juvenile and Domestic Relations Court of Anderson County; (c) “Child” means a person less than seventeen years of age; and (d) “Adult” means a person seventeen years of age or older.

SECTION 3. County court judge to be juvenile-domestic relations judge.—The judge of the County Court for Anderson County shall act as judge of the Juvenile and Domestic Relations Court of Anderson County in addition to his duties as judge of the county court.

SECTION 4. Judge not to practice.—During his term of office, the judge shall not engage in the practice of law in any respect in regard to any matter in which he has or could acquire jurisdiction by virtue of his office.

SECTION 5. Appointments — personnel.—All appointments of personnel under the authority of this act shall be made by the judge. The judge shall employ such stenographic and clerical assistance at such salaries as may be approved by the legislative delegation of the county, including one Senator. There shall be a stenographer-clerk who shall attend to the affairs of the office and keep it open during regular working hours observed by other courthouse employees. The probation officer of the South Carolina Probation, Parole and Pardon Board who serves Anderson County shall serve the court as probation officer.

SECTION 6. Supervision of personnel.—Administrative and professional personnel shall be under the direct supervision of the judge or his duly appointed supervisor, and shall be charged with the execution of all orders and assignments necessary to the execution of the provisions of this act.

SECTION 7. Jurisdiction.—(a) Except as otherwise provided herein, the court shall have exclusive original jurisdiction and shall be the sole agency for initiating action concerning any child living or found within the county :

(1) who is neglected as to proper and necessary support or education, as required by law, or as to medical, psychiatric, psychological or other care necessary for his well-being; or who is abandoned by his parent or other custodian;

(2) whose occupation, behavior, condition, environment or associations are such as to injure or endanger his welfare or that of others;

(3) who is beyond the control of his parent or other custodian;

(4) who is alleged to have violated or attempted to violate any state or local law or municipal ordinance, regardless of where the violation occurred;

(5) whose custody is the subject of controversy except in those cases where the law now gives other courts exclusive jurisdiction; or

(6) who, because of a mentally defective, mentally disordered or emotionally disturbed condition, is in need of treatment or commitment.

(b) Whenever the Juvenile and Domestic Relations Court shall have acquired the jurisdiction of any child under seventeen years of age, such jurisdiction shall continue so long as in the judgment of the court it may be necessary to retain jurisdiction for the correction or education of such child, but such jurisdiction shall terminate when such child shall attain the age of twenty-one years. Concerning any minor seventeen years of age or older, living or found within the county, alleged to have violated or attempted to violate any state or local law or municipal ordinance prior to becoming seventeen years of age, such a minor shall be dealt with under the provisions of this act relating to children.

(c) No other court, including a magistrate or municipal court, shall have the original power to initiate proceedings by way of warrant, summons or otherwise, except nothing herein shall be construed as depriving the circuit court of the exclusive jurisdiction to try those cases as prescribed by the Constitution, Article V, Section 1, and concurrent jurisdiction to try those offenses defined under Article V, Section 18.

(d) Within two days after the filing of a petition in the Juvenile and Domestic Relations Court of Anderson County, alleging the child has committed the offense of murder, manslaughter, rape, attempted rape, arson, common law burglary, bribery or perjury, riot, assault and battery, or larceny, the person executing such petition may request in writing that the case be transferred to the court of general sessions with a view to proceeding against such child as a criminal rather than as a child coming within the purview of this act. The Judge of the Juvenile and Domestic Relations Court is authorized to determine this request. In the event the request is denied, the petitioner shall have the right of appeal within five days to the circuit court. Upon the hearing of such appeal, the judge of the circuit court shall be vested with the discretion of exercising and asserting the jurisdiction of the court of general sessions or of relinquishing jurisdiction to the Juvenile and Domestic Relations Court. In case the circuit judge elects to exercise the jurisdiction of the general sessions court for trial of the case, he shall issue an order to that effect and thereafter the Juvenile and Domestic Relations Court shall have no further jurisdiction in the matter. *Provided*, that when jurisdiction is relinquished by the County Juvenile and Domestic Relations Court in favor of another court, the Juvenile and Domestic Relations Court shall have full authority and power to grant bail and hold a preliminary hearing, and shall also have any

other powers as are now provided by law for magistrates in such cases.

SECTION 8. Habeas corpus.—The judge shall have the power to issue a writ of habeas corpus to produce any person under the age of seventeen in court where necessary.

SECTION 9. Criminal matters — transfer of cases to court.—If, during the pendency of a criminal or quasi-criminal charge against any minor in any other court, it shall be ascertained that the minor was under the age of seventeen years at the time of committing the alleged offense, it shall be the duty of such court to forthwith transfer the case, together with all the papers, documents and testimony connected therewith, to the Juvenile and Domestic Relations Court, except in those cases where the Constitution gives to the circuit court original jurisdiction.

The court making such transfer shall order the minor to be taken forthwith to the place of detention designated by the Juvenile and Domestic Relations Court or to that court itself, or shall release such minor to the custody of some suitable person to be brought before the court at a time designated. The court shall then proceed as provided in this act.

SECTION 10. Transfer of criminal matters from court.—If a child sixteen years of age or older is charged with an offense which would be a felony or misdemeanor, if committed by an adult, and if the court after full investigation deems it contrary to the best interests of such child or of the public to retain jurisdiction, the court may in its discretion certify such child for proper criminal proceedings to any court which would have trial jurisdiction of such offense if committed by an adult.

SECTION 11. Procedures.—Whenever any person informs the court that a child is within the purview of this act, the court shall make preliminary inquiry to determine whether the interests of the public or of the child require that further action be taken. Thereupon the court may make such informal adjustment as is practicable without a petition, or may authorize a petition to be filed by any person. The petition and all subsequent court documents shall be entitled "In the Juvenile and Domestic Relations Court of Anderson County, In the interest of, a child under seventeen years of age."

The petition shall be verified and may be upon information and belief. It shall set forth plainly: (1) the facts which bring the child within the purview of this act; (2) the name, age and residence of the child; (3) the names and residences of his parents, if known; (4) the name and residence of his legal guardian, if there be one, of the person or persons having custody or control of the child, or of the nearest known relative, if no parent or guardian can be found. If any of the facts herein required are not known by the petitioner, the petition shall so state.

Prior to the hearing of a case of any child, the judge shall cause an investigation of all the facts pertaining to the issue to be made. Such investigation shall consist of an examination of the parentage and surroundings of the child, his age, habits and history, and shall include also any inquiry into the home conditions, habits and character of his parents or guardian. In such cases the court shall also, if practicable, cause the child to be examined as to his mentality by a competent and experienced psychologist who shall make a report of his findings. Prior to the hearing of a case of any child who attends school, there shall be obtained from the school which he attends a report concerning him. The school officials shall furnish such report upon the request of the court or its probation counsellor. The court shall, when it is considered necessary, cause a complete physical examination to be made of the child by a competent physician.

SECTION 12. Service of process.—Service of summons shall be made personally by the delivery of an attested copy thereof to the person summoned; *provided*, that if the judge is satisfied that it is impracticable to serve personally the summons or the notice provided for in this act, he may order service by registered mail addressed to the last known address, or by publication thereof, or both. It shall be sufficient to confer jurisdiction if service is effected at least forty-eight hours before the time fixed in the summons for the return thereof.

Service of summons, process or notice required by this act may be made by any suitable person under the direction of the court and upon request of the court shall be made by any peace officer.

SECTION 13. Contempt—additional warrants.—If any person summoned as herein provided shall, without reasonable cause, fail to appear, he may be proceeded against for contempt of court. In case the summons cannot be served, or the parties served fail to obey the same, or in any case when it shall be made to appear to

the judge that the service will be ineffectual, or that the welfare of the child requires that he be brought forthwith into the custody of the court, a warrant or *capias* may be issued for the parent, guardian or the child.

SECTION 14. Custody — notice of appearance — procedures.—

(a) When any child, found violating any law or ordinance, or whose surroundings are such as to endanger his welfare, is taken into custody such taking into custody shall not be termed as arrest. The jurisdiction of the court shall attach from the time of such taking into custody. When a child is so taken into custody, such officer shall notify the parent, guardian, or custodian of the child as soon as possible. Whenever possible, unless otherwise ordered by the court, such child shall be released to the custody of his parent or other responsible adult upon the written promise, signed by such person, to bring the child to the court at a stated time or at such time as the court may direct. Such written promise, accompanied by a written report by the officer, shall be submitted to the court as soon as possible. If such person shall fail to produce the child as agreed upon or upon notice from the court, a summons or a warrant may be issued for the apprehension of such person or of the child, or both.

(b) If the child is not released, as herein provided, such child shall be taken without unnecessary delay to the court or to the place of detention designated by the court, and as soon as possible thereafter the fact of such detention shall be reported to the court, accompanied by a written report by the officer taking the children into custody stating: (1) facts of the offense, and (2) the reason why the child is not released to the parent. Pending further disposition of the case the court may release such child to the custody of the parent or other person or may detain the child in such place as the court shall designate, subject to further order, but no child shall be held in detention longer than two days, excluding Sundays and holidays unless an order for such detention is signed by the judge.

(c) Where practicable no child shall be transported in any police vehicle which also contains adults under arrest. No child shall at any time be detained in any police station, lockup, jail or prison except upon order of the judge and when a child is placed in a jail or other place of detention for adults, he shall be placed in a room or ward entirely separate from adults confined therein.

(d) Provisions regarding bail shall not be applicable to children detained in accordance with the provisions of this act.

(e) Neither the fingerprints nor a photograph shall be taken of any child taken into custody for any purpose, without the consent of the judge.

(f) Peace officers' records of children shall be kept separate from records of adults and shall not be open to public inspection.

SECTION 15. Hearings.—All cases of children shall be dealt with as separate hearings by the court and without a jury. The hearings shall be conducted in an informal manner and may be adjourned from time to time. Stenographic notes or other transcript of the hearings shall be required only if the court so orders. The general public shall be excluded and only such persons admitted as the judge shall find to have a direct interest in the case or in the work of the court. The presence of the child in court may be waived by the court at any stage of the proceedings. Hearings may be held at any time or place within the county designated by the judge.

SECTION 16. Quarters for children.—Children detained by the court shall be quartered in such private home or institution as the judge may direct.

SECTION 17. Powers of court — detention — adjudication.—When a child is found by the court to come within the provisions of Section 7 of this act, the court shall so decree and in its decree shall make a finding of the facts upon which the court exercises its jurisdiction over the child. Upon such decree the court may by order duly entered proceed as follows:

(a) Place the child on probation or under supervision in his own home or in the custody of a suitable person elsewhere, upon such conditions as the court may determine. Probation shall mean case-work services during a continuance of the case. Probation shall not be ordered or administered as a punishment, but as a measure for the protection, guidance and well-being of the child and his family. Probation methods shall be directed to the discovery and correction of the basic causes of maladjustment and to the development of the child's personality and character, with the aid of the social resources of the community.

(b) Commit the child to the custody or to the guardianship of a public or private institution or agency authorized to care for children or to place them in family homes, or under the guardianship of a

suitable person. Such commitment shall be for an indeterminate period but in no event shall continue beyond the child's twenty-first birthday. In committing a child to a private institution or agency the court shall select one that is approved by the State Board of Public Welfare.

(c) The court may cause the child concerning whom a petition has been filed to be examined or treated by a physician, psychiatrist or psychologist, and for such purpose may place the child in a hospital or other suitable facility.

(d) Order such other care and treatment as the court may deem best, except as herein otherwise provided. In support of any order or decree the court may require the parents or other persons having the custody of the child, or any other person who has been found by the court to be encouraging, causing or contributing to the acts or conditions which bring the child within the purview of this act, to do or omit to do any acts required or forbidden by law, when the judge deems such requirement necessary for the welfare of the child. In case of failure to comply with such requirement, the court may proceed against such persons for contempt of court.

(e) The court may dismiss the petition or otherwise terminate its jurisdiction at any time.

No adjudication by the court of the status of any child shall be deemed a conviction, nor shall such adjudication operate to impose any of the civil disabilities ordinarily resulting from conviction, nor shall any child be found guilty or be deemed a criminal by reason of such adjudication, nor shall any child be charged with crime or convicted in any court, except as provided in Section 9 of this act. The disposition made of a child, or any evidence given in the court, shall not operate to disqualify the child in any future civil service application or appointment.

Whenever the court shall commit a child to any institution or agency, it shall transmit with the order of commitment a summary of its information concerning the child, and such institution or agency shall give to the court such information concerning such child as the court may at any time require.

SECTION 18. Guardianships.—Whenever, in the course of a proceeding instituted under this act, it shall appear to the court that the welfare of a child will be promoted by the appointment of an individual as general guardian of his person and property, the court

shall have jurisdiction to make such appointment, with or without petition.

SECTION 19. Persons selected as guardians.—In placing a child under the guardianship or custody of an individual or a private agency or institution the court shall, whenever practicable, select a person or an agency or institution governed by persons of the same religious faith as that of the parents of such child, or in case of a difference in the religious faith of the parents then of the religious faith of the child, or if the religious faith of the child is not ascertainable, then of the faith of either of the parents.

SECTION 20. Criminal jurisdiction.—Whenever a child is committed by the court to custody other than that of his parents, or is given medical, psychological or psychiatric treatment under order of the court, and no provision is otherwise made by law for the support of such child or payment for such treatment, compensation for the care and treatment of such child, when approved by order of the court, shall be subject to whatever provision may be made (for the financing of indigents) by the county. The court may, after giving the parent a reasonable opportunity to be heard, order and decree that such parent shall pay in such manner as the court may direct such sum, within his ability to pay, as will cover in whole or in part the support and treatment of such child. If the parent shall willfully fail or refuse to pay such sum, the court may proceed against him as for contempt.

SECTION 21. Powers of court—jurisdiction.—(a) The court shall have criminal jurisdiction concurrent with other courts having such jurisdiction to try all cases involving an adult charged with the following offenses:

- (1) Bastardy;
- (2) Deserting, abandoning, or failing to provide support for wife or minor dependent unmarried children in violation of the law;
- (3) Contributing to the delinquency of a minor; and
- (4) All those offenses enumerated in Sections 20-301 and 20-302, Code of Laws of South Carolina, 1962.

(b) Upon a magistrate's issuing a warrant charging any person with commission of any of the foregoing offenses, the court shall have power to receive a plea of guilty from the person so charged if such person waives presentment or indictment by the grand jury.

(c) Upon the grand jury's presenting or indicting any person for commission of any of the foregoing offenses, the circuit solicitor may transfer the case, indictment, and all pertinent records to the court for trial or plea. Such trial shall be without a jury unless the defendant demands a trial by jury, and in that event the court shall remand the case to the circuit court.

(d) The court shall have the power to impose the penalty or sentence provided by law for such offenses.

SECTION 22. Additional powers and jurisdiction.—In addition to the jurisdiction and powers conferred upon the Juvenile and Domestic Relations Court, the court shall have jurisdiction and powers as set forth in Sections 15-1221, 15-1222, 15-1226 to 15-1237, inclusive; 15-1239 to 15-1241, inclusive; 15-1243, 15-1244, 15-1246 to 15-1252, inclusive; 15-1254 to 15-1260, inclusive, and 15-1264 to 15-1274, inclusive, of the 1962 Code.

In the exercise of its jurisdiction, the court shall have powers:

(1) To order support of a wife, child or stepchild or both, irrespective of whether they are likely to become a public charge;

(2) To include in the requirements of an order for support the providing of necessary shelter, food, clothing, care, medical attention, expenses of confinement, expense of educating the child, payment of funeral expenses and other proper and reasonable expenses;

(3) To require of persons legally chargeable with the support of a wife, child or stepchild who are possessed of sufficient means or who are able to earn such means the payment weekly or at other fixed periods of a fair and reasonable sum for such support or as a contribution towards such support, according to the means of the persons so chargeable;

(4) To make all orders for support run until further order of the court, except that orders for support of a child shall run until the child is twenty-one years of age or, when there are physical or mental disabilities of the child or other exceptional circumstances that warrant it, in the discretion of the court during any period and beyond the child's minority as such physical or mental disabilities may continue;

(5) To require the support of a wife who needs support when there are no children, even though there is no physical or mental disability;

(6) To make an order for support of a wife by the husband, even though she may have left the home, when the husband's conduct or

condition or his cruel or inhuman behavior made it unsafe, improper or undesirable for her to continue to live with him;

(7) To make an "order of protection" in assistance or as a condition of an order for support, setting forth conditions of behavior to be observed for a specified time which shall be binding upon husbands or wives or both, or upon parties to the proceeding as provided in Section 15-1227, either during the pendency of the proceeding or in the final judgment or in furtherance thereof or both;

(8) To award the custody of the children during the term of any order of protection to either spouse or an appropriate relative or other person or to a child welfare agency or institution;

(9) To determine the manner in which sums ordered paid for support shall be paid and applied;

(10) To require a person ordered to support another to give security by a written undertaking that he will pay the sums ordered by the court for such support and, upon the failure of any person to give such security by a written undertaking when required by order of the court, to punish such person under the provisions of Section 23 of this act; and, when appropriate, to discharge any such undertaking;

(11) In lieu of requiring an undertaking, to suspend sentence and place on probation a person who has failed to support another as required by law and to determine the conditions of such probation and require them to be observed; to revoke such suspension of sentence and probation when circumstances warrant it and to discharge a respondent from probation;

(12) To commit to jail as for contempt of court for a term not to exceed twelve months a person who fails to obey the lawful orders of the court, but such commitment shall not prevent the court from subsequently committing such person for failure thereafter to comply with such orders;

(13) To release on probation prior to the expiration of the full term a person committed to jail for failure to obey an order of the court or upon conviction for nonsupport when the court is satisfied that the best interests of the family and the community will be served thereby;

(14) To modify or vacate any order issued by the court;

(15) To order either before, during or after a hearing a mental, physical and psychiatric examination of the petitioner or respondent;

(16) To commit for purposes of observation, in the manner provided by law for a probate judge or as provided in Section 32-969, a person before the court who the court has reason to believe may be insane;

(17) To send process or other mandates in any matter in which it has jurisdiction into any county of the State for service or execution in like manner and with the same force and effect as similar process or mandates of the circuit courts as provided by law;

(18) To compel the attendance of witnesses;

(19) To make any order necessary to carry out and enforce the provisions of this act and to hear and determine any questions of support, custody, separation or any other matter over which the family court has equitable jurisdiction, without the intervention of a jury; and

(20) To remain for not more than five days for purposes of investigation or to admit to bail or to parole on his own recognizance or in the custody of counsel a person charged with nonsupport.

SECTION 23. Contempt—penalties.—Any adult who willfully violates, neglects or refuses to obey or perform any lawful order of the court, or who violates any provisions of this act, may be proceeded against for contempt of court. Any adult found in contempt of court may be punished by a fine not to exceed one thousand dollars or by imprisonment not to exceed one year, or by both such fine and imprisonment.

SECTION 24. Sessions of court.—Sessions of the court shall be held at such times as the court shall from time to time determine. The quarters for the hearing of cases and for the use of the judge and other employees of the court shall be such as designated by the governing body of Anderson County.

SECTION 25. Fees.—In proceedings under Section 7 of this act, no court fee shall be charged against and no witness fees shall be allowed to any party to a petition. No officer of the State or of any political subdivision thereof shall be entitled to receive any fee for the service of process or for attendance in court in any such proceedings. All other persons acting under orders of the court may be paid for services or service of process, and attendance or serving as witnesses, the fees provided by law for like services in cases before the circuit court, to be paid from the appropriation provided when the allowances are certified to by the judge. In cases, other than those

under Section 7, the court shall receive such fees and costs as are provided by law for like proceedings in the circuit court. Such fees and costs shall be remitted to the Treasurer of Anderson County.

SECTION 26. Records.—The court shall make and keep records of all cases brought before it and shall devise and cause to be printed such forms for social and legal records and such other papers as may be required. The court's official records shall be open to inspection only by consent of the judge to persons having a legitimate interest therein. All information obtained and social records prepared in the discharge of official duty by an employee of the court shall be privileged and shall not be disclosed directly or indirectly to anyone other than the judge or others entitled under this act to receive such information, unless and until otherwise ordered by the judge. The name or picture of any child under the jurisdiction of the court shall not be made public by any newspaper or radio or television station except as authorized by order of the court. Any person found guilty of violating this section shall be guilty of a misdemeanor and subject to be fined not more than one hundred dollars or imprisonment for not more than thirty days. The records in proceedings under Section 7 of this act shall be filed in the office of the court. The records of all other proceedings shall be filed in the office of the Clerk of Court for Anderson County.

SECTION 27. Cooperation with and by other agencies.—The court is authorized to seek the cooperation of all societies or organizations, public or private, having for their object the protection or aid of delinquents or neglected children, to the end that the court may be assisted in every reasonable way to give to all such children the care, protection and assistance which will conserve the welfare of such children. It is made the duty of every city, town or municipal official or department in the county to render such assistance and cooperation within his or its jurisdictional power to further the objects of this act. All institutions, associations or other custodial agencies in which any child may be, coming within the provisions of this act, are required to give such information to the court or any of the officers appointed by it as the court of officers may require for the purpose of this act.

SECTION 28. Appeals.—Any party to a proceeding may appeal from any order or decree of the court to the circuit court in the manner now provided for appeal to the circuit court from other inferior courts.

The pendency of an appeal or application therefor shall not suspend the order of the Juvenile and Domestic Relations Court regarding a child nor shall it discharge the child from the custody of that court or of the person, institution or agency to whose care such child shall have been committed. If the circuit court does not dismiss the proceedings and discharge the child, it shall affirm or modify the order of the Juvenile and Domestic Relations Court and remand the child to the jurisdiction of that court for supervision and care, and thereafter the child shall be and shall remain under the jurisdiction of the Juvenile and Domestic Relations Court in the same manner as if no appeal had been taken.

SECTION 29. Concurrent divorce jurisdiction.—The court shall have concurrent jurisdiction with the circuit court in cases of divorce.

SECTION 30. Adoption jurisdiction—Uniform Reciprocal Enforcement of Support Act.—The court shall also have jurisdiction over adoption proceedings and the jurisdiction conferred on domestic relations courts by Sections 20-311 to 20-340, Code of Laws of South Carolina, 1962, known as the "Uniform Reciprocal Enforcement of Support Act".

SECTION 31. Operational date of court.—The court as provided for in this act shall not begin to function until July 1, 1967, at which time the judge shall enter upon the performance of his duties.

It is contemplated, however, that all acts necessary to be done to put the court in operation by July 1, 1967, will be done in a reasonable time immediately after the approval of this act.

SECTION 32. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of July, 1967.

(R749, H1980)

No. 533

An Act To Provide The State Highway Department With Authority To Abandon Expressly Rights Of Way Or Any Portion Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Abandonment of Highway Department rights of way.—Whenever the State Highway Department shall determine

that any property previously acquired for right of way is not required for either right of way or departmental purposes, it may expressly abandon that right of way or property or any portion thereof, or may grant written permits to encroach thereon under such rules and regulations as the Highway Department may establish. *Provided*, no city street may be closed under this act without concurrence of the governing body of the municipality, except for interstate routes or controlled access highways.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of July, 1967.

(R750, H2068)

No. 534

An Act To Amend Section 65-2442, Code Of Laws Of South Carolina, 1962, Relating To The Bond Of The Tax Collector In Greenwood County, So As To Increase The Amount Of Such Bond.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-2442 amended to increase bond of Greenwood County Tax Collector.—Section 65-2442, Code of Laws of South Carolina, 1962, is amended on line two by striking “ten” and inserting “fifty”. The section when amended shall read as follows:

“Section 65-2442. Before assuming the duties of his office the tax collector shall give bond in the sum of fifty thousand dollars, with sufficient surety to be approved by the finance board of Greenwood County, conditioned for the faithful performance of his official duties.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of July, 1967.

(R751, H2091)

No. 535

An Act To Amend Section 23-195, Code Of Laws Of South Carolina, 1962, Relating To The Designation And Description Of Voting Precincts In Spartanburg County, So As To Redefine The Precincts.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-195 amended to redesignate and describe Spartanburg County voting precincts.—Section 23-195 of the 1962 Code is amended so as to redefine the voting precincts in Spartanburg County by striking it and inserting :

“Section 23-195. In Spartanburg County there shall be the following voting precincts :

SCHOOL DISTRICT NO. 1

Landrum Precinct.—That area lying within the following boundaries: Commencing at a point on Greenville County line northeast of Gowensville, in center of South Pacolet River, and running in an easterly direction with said river to a point where county highway S 42-183 crosses river; thence following county highway S 42-209 in a northeasterly direction to intersection of U. S. Highway No. 176, crossing No. 176 highway and Asheville division of Southern Railroad, and continuing in same direction, via *Brady Place* to junction of Landrum Mills Road; thence in same general direction with Landrum Mills road to I-26 highway, near Grace Baptist church, crossing I-26 and continuing in same general direction to highway known as North Pacolet road; thence in northerly direction, crossing North Pacolet river, and continuing to North Carolina state line; thence following North Carolina state line in a northwesterly direction to Greenville County line; thence with Greenville County line in a southerly direction to beginning point.

Campobello Precinct.—That area lying within the following boundaries: Commencing at a point on Greenville County line northeast of Gowensville, in center of South Pacolet river, running in an easterly direction with said river to a point where county highway S 42-183 crosses river; thence following county highway S 42-209 in a northeasterly direction to intersection of U. S. Highway No. 176, crossing No. 176 highway and Asheville division of Southern Railroad, and continuing in same direction via *Brady Place* to junction of Landrum Mills road; thence in same general direction with

Landrum Mills road to I-26 highway near Grace Baptist Church; thence following highway I-26 in southeasterly direction to Lake Bowen; thence meandering with Lake Bowen in westerly direction to where Gramling-Alverson road crosses head waters of Lake Bowen; thence in southerly direction with Gramling road to intersection of county road S 42-253; thence westerly to Fagan's old mill place on Holston Creek; thence in southwesterly direction crossing U. S. Highway No. 176 to county road known as Farmer-Gramling road; thence westerly with Farmer-Gramling road, crossing State highway No. 357 to Easley Creek, near Macedonia Church; thence westerly with Easley Creek head, and straight on to junction of county highway No. 52, and State highway No. 11 at Greenville County line; thence with Greenville County line to beginning point.

Swain.—That area lying within the following boundaries: Commencing at a point on south side of Landrum Mills road and northeast side of highway I-85, near Grace Baptist Church, and running in easterly direction with Landrum Mills road to junction of North Pacolet road; thence in northerly direction, crossing North Pacolet river to North Carolina state line; thence easterly with North Carolina state line to State highway No. 9; thence southeasterly on No. 9 to county highway No. 256; thence in southerly direction to North Pacolet river; thence in easterly direction with North Pacolet river to Westbrook-North Pacolet road; thence in southwesterly direction with said road to dirt road to left, and leading to W. A. Coggins' old place on state highway No. 11; thence westerly with highway No. 11 to highway I-26; thence following I-26 in northerly direction to beginning point.

New Prospect.—That area lying within the following boundaries: Commencing at a point where U. S. Highway I-26 and state highway No. 11 cross, on north side of I-26 and east side of highway No. 11, and running with highway No. 11 in an easterly direction to the W. A. Coggins' old home place; thence in northeasterly direction, via dirt road to North Pacolet-Westbrook road; thence westerly to North Pacolet river; thence westerly with river to county highway 956; thence northeasterly with 956 to highway No. 9; thence northerly with highway No. 9 to North Carolina state line; thence northeasterly with North Carolina-South Carolina state line to South Carolina school district No. 2; thence meandering with school district No. 2 line in a southerly direction to Lake Bowen; thence following

northern banks of Lake Bowen to I-26; thence in a westerly direction with I-26 to beginning point.

Gramling.—That area lying within the following boundaries: Commencing at a point where Farmer-Gramling road intersects state highway No. 357, and running in an easterly direction with Farmer-Gramling road to Holston Creek; thence following Holston Creek in a northeasterly direction, crossing U. S. Highway to county highway 866 at Fagan's Old Mill Place; thence running in an easterly direction on county highway and 253, via F. F. Alverson home place to Gramling-Alverson road; thence with Alverson-Gramling road to head waters of Lake Bowen; thence in an easterly direction on banks of Lake Bowen to school district No. 2; thence in southerly direction with district No. 2 to county road No. 127; thence southwesterly with No. 127 to intersection of county highway 37; thence in southerly direction to Windmill Hill; thence leaving highway 37 to the left, and taking a direct road to U. S. Highway No. 176, near Spakes Store; thence westerly with No. 176 to Gowan road; thence southerly direction on Gowan road to county highway No. 52 (New Cut Road); thence following No. 52 in westerly direction to state highway No. 357, at old Lee place; thence in a northerly direction with 357 to beginning point.

Motlow.—That area lying within the following boundaries: Commencing at a point on Greenville county line near Gowensville at junction of state highway No. 11 and county highway 52 and running in a straight line to head waters of Easley Creek; and then following Easley Creek in a southeasterly direction to Farmer-Gramling county highway, near Macedonia Church; thence following Farmer-Gramling road in an easterly direction to intersection with state highway No. 357, at J. J. Eubanks old home place; thence in a southerly direction, following highway No. 357 to county road No. 76 (Goodjoin Road); thence following No. 76 in northwesterly direction to 'Little Chicago'; thence following No. 75 in a southerly direction to road leading from No. 75 to Thompson Mill branch toward Joel Davis old home place; thence following said branch or creek, via Thompsons Mill, to Greenville county line; thence in northwestern direction with said county line to beginning point.

Holly Springs.—That area lying within the following boundaries: Commencing at a point where county highway No. 52 intersects state highway No. 357, at Lee place, and running in southerly direction with

state highway No. 357 to junction of county highway No. 76 (Good-join Road); thence following No. 76 in northwesterly direction to 'Little Chicago'; thence in southwesterly direction to county road to right leading from No. 75 to Thompson Mill Creek, toward Joel Davis place; thence following down said creek, via Thompson Mill to Greenville county line; thence in southeasterly direction with Greenville county line to school district No. 5; thence in easterly direction, meandering with district No. 5 to Jordan Creek; thence in northerly direction to head of Jordan Creek and continuing in same direction to county highway No. 52; thence in westerly direction with highway No. 52 to beginning point at Lee place.

Inman Mills.—That area lying within the following boundaries: Commencing at a point where county highway No. 52 intersects Gowan road, near Blackell peach shed, and running in southerly direction with No. 52 (New Cut Road) to near the head of Jordan Creek; thence with Jordan Creek in southerly direction to corner of school district No. 6; thence in northeasterly direction with school districts No. 6 and No. 2 to U. S. Highway No. 176; thence in westerly direction with 176 through Inman community to Gowan road; thence in a southwesterly direction with Gowan road to beginning point on New Cut Road.

Inman.—That area lying within the following boundaries: Commencing at a point where Windmill Hill road joins U. S. Highway No. 176, near Spakes Store, and running in southeasterly direction with highway No. 176 between Inman and Inman Mills to junction of school district No. 2; thence in northeasterly direction with district No. 2 line, crossing highway I-26 and continuing to follow district No. 2 line to county highway No. 127; thence in southwesterly direction with highway 127 to intersection of highway No. 37; thence in southerly direction following No. 37 to a point near Windmill Hill, thence leaving highway No. 37 and going in southwesterly direction with Windmill Hill road to U. S. highway 176 near Spakes Store, which is the beginning point.

SCHOOL DISTRICT NO. 2

Arrowood.—That area lying within the following boundaries: Beginning at the point where Cherokee County line intersects State Highway No. 11 and running in a northwesterly direction to county highway No. 99; thence in a southerly direction along said highway No. 99 to the first secondary county road running in a westerly direc-

tion to the Branch Bridge; thence along course of branch to the point where county highway No. 43 intersects with a secondary county road; thence along said county road in a westerly direction to the point of intersection with county highway No. 58; thence along the highway in a northerly direction to the point where State Highway No. 11 intersects; thence in an easterly direction along No. 11 to the point where county highway No. 73 intersects at Gaffney Chapel; thence running in a northerly direction from the point of intersection along the course of Rabbit Branch; thence following Rabbit Branch to the Rutherford County line; thence in an easterly direction to Cherokee County line; thence along said line to the beginning point.

Berry.—That area lying within the following boundaries: Beginning at a point where county highway No. 189 crosses Pacolet River; thence in a southerly direction following county highway No. 189 to the creek; thence following creek in a southwesterly direction to county highway No. 1858; thence in a westerly direction following county highway No. 1858 to junction of secondary road; thence in a southerly direction with secondary road to county highway No. 191; thence in the same general direction following county highway No. 191 to school district No. 7 line; thence in a southwesterly direction following school district line No. 7 to secondary road; thence west following secondary road; crossing Buck Branch to county highway No. 43; thence in a northerly direction following county highway No. 43 to secondary road; thence southwesterly following the secondary road to Shoally Creek; thence in a northerly direction following Shoally Creek to county highway No. 55; thence in a northwesterly direction following county highway No. 55 to Pacolet River; thence in a southeasterly direction following Pacolet River to county highway No. 189, the beginning point.

Boiling Springs.—All that area lying within the following boundaries: Beginning at a point where Lawson's Creek enters school district No. 7 line near P.D. Place and following Lawson's Creek in a westerly direction to sharp bend in creek; thence in a northerly direction through field to secondary road one-fourth mile east of county highway No. 79; thence in a westerly direction crossing county highway No. 79 and following deadend road; thence in a southwesterly direction following Valley Falls village line to Meadow Creek; thence in a westerly direction following Meadow Creek to U. S. Highway No. I-26; thence in a northwesterly direction following U. S.

Highway I-26, to school district No. 1 line; thence in a northerly direction following school district No. 1 line to Bowen Lake; thence in an easterly direction following Bowen Lake and Pacolet River to county highway No. 55; thence in a southerly direction following county highway No. 55 to Shoally Creek; thence in a southerly direction following Shoally Creek to secondary road east of Valley Falls; thence in a northeasterly direction following said secondary road to county highway No. 43; thence following county highway No. 43 in a southerly direction to secondary road about three-fourths mile; thence following said secondary road in an easterly direction crossing Buck Branch to school district No. 7 line; thence in a southwesterly direction following school district No. 7 line to Lawson's Creek, the beginning corner.

Brooklyn.—All that area lying within the following boundaries: Beginning at the mouth of Rabbit Branch on Rutherford County line and running in a southerly direction to the point where State Highway No. 11 and county highway No. 73 intersect and thence in a westerly direction along State Highway No. 11 to a point where Buck Creek crosses; thence in a northwesterly direction along course of the creek to the bridge on county highway No. 185; thence with southernmost branch of Little Buck Creek to point of intersection with county road No. 251; thence a straight line in a westerly direction to point of intersection of S. C. 55 and a county secondary road; thence running north along No. 55 in a northerly direction to the first secondary county road; thence along said road in a northerly direction to the bridge crossing North Pacolet River; thence following course of the river to school district No. 1 line; thence in a northerly direction along school district line to the Rutherford County line; thence along said county line to the beginning point.

Campton.—All that area lying within the following boundaries: Beginning at a point on U. S. Highway I-26 at school district No. 1 line and running in a southeasterly direction following I-26 to Meadow Creek; thence in an easterly direction following Meadow Creek to Fawn Branch; thence in a straight line in a southerly direction to McClure Garage at sharp bend in secondary road leading from New Pisgah to Valley Falls and continuing in same general direction to a small branch; thence in a southwesterly direction following branch to U. S. Highway No. 176; thence in an easterly direction following U. S. Highway No. 176 to school district No. 7 line; thence south following school district No. 7 line crossing State Highway

No. 56 and railroad track to school district No. 6 line; thence in a westerly direction following school district No. 6 line to school district No. 1 line; thence in a northerly direction with school district No. 1 line to U. S. Highway No. I-26, the beginning point.

Cherokee Springs.—All that area lying within the following boundaries: Beginning at a point where Pacolet River enters school district No. 3 line and following Pacolet River in a northwesterly direction to county highway No. 189; thence in a southerly direction following county highway No. 189 to creek; thence following creek in southwesterly direction to county highway No. 1858; thence in a westerly direction following county highway No. 1858 to junction of secondary road; thence in a southerly direction with secondary road to county highway No. 191; thence in the same general direction following county highway No. 191 to school district No. 7 line; thence in a northeasterly direction following school district line No. 7 and No. 3 to Pacolet River, the beginning point.

Chesnee.—All that area lying within the following boundaries: Beginning at the point where State Highway No. 11 and Cherokee County line intersect and running in a northwesterly direction to a point where State Highway No. 11 and county highway No. 99 intersect; thence in a southerly direction along No. 99 to the first secondary road; thence along said road in a westerly direction to the Branch Bridge; thence in a southeasterly direction along the course of the branch to county highway No. 43; thence along highway No. 43 to the Chesnee City limits; thence following city limit line to the Cherokee County line; thence in a northerly direction along Cherokee County line to the beginning point.

Chesnee Mill.—All that area lying within the following boundaries: Beginning at a point where Chesnee southern city limits join Cherokee County line and running in a southwesterly direction following Chesnee city limits to county highway No. 43; thence following county highway No. 43 to secondary road; thence in a westerly direction following secondary road to intersection of next secondary road; thence in a southerly direction following secondary road to the next secondary road near Bucks Creek; thence in an easterly direction following secondary road crossing Little Buck Creek to U. S. Highway No. 221; thence in a southerly direction following U. S. Highway No. 221 to Piedmont Church; thence with secondary road in a southeasterly direction to county highway No. 105; thence following in an easterly direction county highway No. 105 to Cherokee County

line; thence in a northwesterly direction following Cherokee County line to Chesnee City limits, the beginning point.

Cooley Springs.—All that area lying within the following boundaries: Beginning at the Pacolet River bridge on county highway No. 43 running in a southeasterly direction to the river crossing on county highway No. 189; thence in a northerly direction along No. 189 to the intersection of the third secondary road running directly north to the first secondary road; thence along said road in a westerly direction to county highway No. 58; thence along said highway in a northerly direction to State Highway No. 11; thence along No. 11 in a westerly direction to Buck Creek; thence along course of Buck Creek to the bridge on highway No. 185; thence with southernmost branch of Little Buck Creek to point of intersection with county road No. 251; thence a straight line in a westerly direction to point of intersection of S. C. 55 and a county secondary road; thence along No. 55 in a southerly direction to Pacolet River; thence along course of the river to the beginning point.

Fingerville.—All that area lying within the following boundaries: Beginning at the North Pacolet River on school district No. 1 line and running in an easterly direction to the river bridge; thence in a northerly direction along secondary road to highway No. 55; thence along No. 55 in a southerly direction to the Pacolet River; thence in a westerly direction to the reservoir; thence from the reservoir and crossing highway No. 42 to the school district No. 1 line; thence along said line to Pacolet River, the beginning point.

Mayo.—All that area lying within the following boundaries: Beginning where Pacolet River enters school district No. 3 and following Pacolet River in a northwesterly direction to county highway No. 189; thence in a northwesterly direction following county highway No. 189 to junction of secondary road; thence north with secondary road crossing Buck Creek to junction of secondary road; thence following secondary road in an easterly direction crossing Little Buck Creek to U. S. Highway No. 221; thence south following U. S. Highway No. 221 to secondary road leading to Mayo Mills; thence in southeasterly direction via end of dead end road to Island Creek; thence following Island Creek in an easterly direction to school district No. 3 line; thence in a southerly direction following school district No. 3 line to Pacolet River, the beginning point.

Mayo Mills.—That area lying within the following boundaries: Beginning where county highway No. 105 enters Cherokee County

and running in a westerly direction to secondary road leaving county highway 105 and following secondary road in a northwesterly direction to U. S. Highway No. 221 near Piedmont Church; thence south following U. S. Highway No. 221 to secondary road leading to Mayo Mills; thence in southeasterly direction via end of dead end road to Island Creek; thence following Island Creek in an easterly direction to school district No. 3 line; thence in a northeasterly direction following said line to Cherokee County line; thence in a northerly direction following Cherokee County line to county highway No. 105, the beginning point.

Valley Falls.—That area lying within the following boundaries: Beginning at a point where U. S. Highway No. 176 crosses school district No. 7 line and following in a westerly direction said highway to branch near union of State Highway No. 56 and U. S. No. 176; thence in a northerly direction following said branch to near McClure's Garage; thence crossing secondary road running from highway No. 175 to Valley Falls; continuing in the same general direction through field to Meadow Creek; thence following Meadow Creek in an easterly direction to sharp bend in creek; thence in a northerly direction following Valley Falls village to Seay's Service Station; thence in an easterly direction following secondary road crossing county highway No. 79 toward State Highway No. 9 about one-half mile; thence in a southerly direction through the field to Lawson's Creek; thence following Lawson's Creek in an easterly direction to school district No. 7 line; thence in a westerly direction following school district No. 7 line to U. S. Highway No. 176, the beginning point.

SCHOOL DISTRICT NO. 3

Cannon's Camp Ground.—That area lying within the following boundaries: Beginning at a point where Island Creek flows into Pacolet River about one-half mile north of U. S. Highway No. 85 and following school district No. 2 in a westerly direction to school district No. 7; thence in a southerly direction crossing U. S. Highway No. 85 and Clinchfield R.R. to county highway No. 659; thence in a northerly direction following county highway No. 659 to Peter's Creek; thence in an easterly direction following Peter's Creek to Pacolet River; thence in a northerly direction following Pacolet River to the beginning point.

Clifton No. 1.—That area lying within the following boundaries: Beginning at a point where county highway No. 30 crosses U. S.

Highway No. 29 and following county highway No. 30 in a southerly direction to where county highway No. 107 joins county highway No. 30; thence in a southerly direction following county highway No. 107 to county highway No. 59; thence in a southwesterly direction following county highway No. 59 to county highway No. 30; thence following county highway No. 30 to Cinder Branch; thence in a southerly direction following Cinder Branch to school district No. 7 line; thence in a northwesterly direction with school district No. 7 line to U. S. Highway No. 29; thence in a northeasterly direction following U. S. Highway No. 29 to intersection of county highway No. 30, the beginning point.

Clifton No. 2.—That area lying within the following boundaries: Beginning at intersection of county highway No. 107 and county highway No. 59 and running in a southeasterly direction following county highway No. 107 to Brown's Branch; thence in a southerly direction following Brown's Branch to Pacolet River; thence in a northwesterly direction following Pacolet River to county highway No. 108; thence in a southerly direction following county highway No. 108 to Gold Mine Road; thence in a southwesterly direction following said road to county highway No. 30; thence in a westerly direction following county highway No. 30 to school district No. 7 line; thence in a northwesterly direction following said line to Cinder Branch; thence in a northeasterly direction following the branch to county highway No. 30; thence in a southerly direction following county highway No. 30 to county highway No. 59; thence in an easterly direction following county highway No. 59 to intersection of county highway No. 107 and county highway No. 59, the beginning point.

Converse.—That area lying within the following boundaries: Beginning at a point where county highway No. 30 crosses U. S. Highway No. 29; thence in a northwesterly direction following county highway No. 30 to county highway No. 31 and Pacolet River; thence in a southerly direction following said river to point where Peter's Creek flows into Pacolet River; thence in a westerly direction following Peter's Creek to county highway No. 659; thence in a southwesterly direction following county highway No. 659 to school district No. 7 line; thence in an easterly direction following school district No. 7 line to U. S. Highway No. 29; thence in a northeasterly direction following U. S. Highway No. 29 crossing Pacolet River to intersection of county highway No. 30 at beginning point.

Cowpens.—That area lying within the following boundaries: Beginning at a point where county highway No. 30 and county highway No. 1960 join at Cherokee County line and running in a southwesterly direction following county highway No. 31 to intersection of county highway No. 268; thence in a westerly direction following county highway No. 268 crossing branch to county highway; thence in a southwesterly direction to Pacolet River; thence in a southeasterly direction following said river to county highway No. 31; thence in a southerly direction following county highway No. 30 crossing U. S. Highway No. 29 and railroad to county highway No. 107; thence in a southeasterly direction following highway No. 107 to Cherokee County line; thence in a northwesterly direction following Cherokee County line to the beginning point.

Glendale.—That area lying within the following boundaries: Beginning at a point where U. S. Highway No. 176 leaves the school district No. 7 line and running in an easterly direction following U. S. Highway No. 176 to Richland Creek; thence in a northeasterly direction following Richland Creek crossing county highway No. 108 to Pacolet River; thence in a northwesterly direction following Pacolet River to county highway No. 108; thence in a southerly direction to Gold Mine Road; thence in a southwesterly direction following Gold Mine Road to county highway No. 30; thence in a westerly direction following county highway No. 30 to school district No. 7 line; thence in a southerly direction following school district No. 7 line to U. S. Highway No. 176, the beginning point.

Mt. Olive.—That area lying within the following boundaries: Beginning at a point where county highway No. 31 and county highway No. 1960 meet at Cherokee County line and running in a southwesterly direction following county highway No. 31 to intersection of county highway No. 268; thence in a westerly direction crossing branch to county highway; thence in a southerly direction following said county highway to Pacolet River; thence in a northerly direction following Pacolet River to Island Creek, and school district No. 2; thence in a northerly direction following Island Creek and school District No. 2 to Cherokee County line; thence in a southeasterly direction following Cherokee County line to beginning point.

Pacolet.—That area lying within the following boundaries: Beginning at a point where Richland Creek flows into Pacolet River and running in a westerly direction following Richland Creek to

county highway No. 108; thence in a southerly direction following county highway No. 108 crossing U. S. Highway No. 176 and continuing in same general direction following Ison's Creek to Union County line; thence in a northeasterly direction following Union County line crossing U. S. Highway No. 176 to county highway No. 572; thence in a westerly direction following county highway No. 572 to Central Pacolet town limits; thence in a northeasterly direction following Pacolet town limits to Claude Scales Place, crossing State Highway No. 150 and continuing in same general direction to Pacolet Mills town limits on county highway No. 569; thence in a northerly direction following 'Dead End' secondary road to Pacolet River; thence in westerly direction following river to Richland Creek, the beginning point.

Pacolet Mills.—That area lying within the following boundaries: Beginning at a point where county highway No. 572 intersects Union County line and running in a westerly direction following county highway No. 572 to Central Pacolet town limits; thence in northeasterly direction with Central Pacolet town line to Claude Scales Place, crossing State Highway No. 150 and continuing in same general direction to Pacolet Mills town limits on county highway No. 569; thence in northerly direction following 'Dead End' secondary road to Pacolet River; thence in a westerly direction following Pacolet River to point where Brown's Branch flows into river; thence in northerly direction following branch to county highway No. 107; thence in easterly direction following county highway No. 107 to Cherokee County line; thence in southerly direction following said line, crossing State Highway No. 150 to Union County line; thence in southwesterly direction following Union County line to county highway No. 572, the beginning point.

Whitestone.—That area lying within the following boundaries: Beginning at a point where U. S. Highway No. 176 leaves school district No. 7 line and running in an easterly direction to Richland Creek; thence in an easterly direction following Richland Creek to county highway No. 108; thence in a southerly direction crossing U. S. Highway No. 176 and continuing in the same general direction following Ison's Creek to Union County line; thence in a southwesterly direction following Union County line to Fairforest Creek; thence in a westerly direction following Fairforest Creek and school district No. 7 line to U. S. Highway No. 176, the beginning point.

SCHOOL DISTRICT NO. 4

Abney Mills.—That area lying within the following boundaries: Beginning at the intersection of Main and East Georgia Streets in the Town of Woodruff and running in an easterly direction to the city limits line; thence along county highway No. 50 to a point where county highway and county highway No. 119 intersect; thence in a northeasterly direction on No. 119 to a point where it crosses Brewton Branch; thence in an easterly direction on said branch to where it empties into Big Fergerson Creek; thence in a northerly direction along Big Fergerson Creek to the point where it intersects with Highway No. 197; thence in a westernly direction on No. 197 to a point where it intersects with county highway No. 261; thence along the county highway to the point of intersection with State Highway No. 101; thence in a southerly direction along State Highway No. 101 to the beginning point.

Antioch.—That area lying within the following boundaries: Beginning at the Woodruff-Cross Anchor township line at a point on Enoree River; thence along said river running in an easterly direction to Two-Mile Creek; thence along said creek in a southwesterly direction to point where the creek crosses a secondary county road; thence along county road in an easterly direction to where it intersects with State Highway No. 146; thence along said highway in a northerly direction to Falls Road; thence along Falls Road in a westernly direction to where said road intersects with U. S. Highway No. 221 at Touchberry's home; thence along U. S. Highway No. 221 to point where it intersects with Kelly Road; thence along said road in a westerly direction to a point where it intersects with county highway No. 234; thence along highway 234 in a northwesterly direction to Dilldine Creek; thence along said creek in a westerly direction to where it empties into Enoree River; thence along Enoree River in a southerly direction to the beginning point.

Camvins.—That area lying within the following boundaries: Beginning at the intersection of county highway No. 50 and county highway No. 119 and running to a point where highway No. 119 crosses Brewton Branch; thence in an easterly direction to where Brewton Branch empties into Big Fergerson Creek; thence along said creek to a point where it intersects with highway No. 200; thence along No. 200 in an easterly direction to a point where county highway No. 200 and county highway No. 86 intersect; thence along No. 86 to a point in the middle of South Tiger River; thence in a

southerly direction along said river to Hill's Bridge; thence in a southwesterly direction to a point where county highway No. 113 crosses Jimmie's Creek; thence along the course of said creek in a northerly direction to a point where it crosses county highway No. 86; thence in a westernly direction along No. 86 to county highway No. 116; thence along No. 116 to a point where it intersects with State Highway No. 146; thence in a northerly direction on No. 146 to a point where it intersects with county highway No. 201; thence in a northeasterly direction along highway No. 201 to Jimmie's Creek; thence in a northerly direction following course of creek to a point where creek crosses highway No. 450; thence in a southeasterly direction on No. 450 to the intersection point with county highway No. 50; thence along highway No. 50 to the beginning point.

Crescent.—(Combination of Crescent, Cashville and Selma) That area lying within the following boundaries: Beginning at a point on Enoree River at Wofford Shoals and running with county highway No. 237 in an easterly direction to a point where it intersects with State Highway No. 418; thence in a southerly direction along said road to where it intersects with highway No. 554; thence along said highway in an easterly direction to point where it intersects with State Highway No. 101; thence in a northerly direction on No. 101 to a point where it intersects with highway No. 261; thence in a southeasterly direction to a point where it intersects with county highway No. 197; thence in an easterly direction on No. 197 to Big Fergerson Creek; thence in a northerly direction with the creek to where it crosses county highway No. 198; thence in an easterly direction to a point where county highway No. 198 intersects with county highway No. 120; thence in a southerly direction along county highway No. 120 to the second secondary county road; thence in an easterly direction on said road to Roger's Branch; thence in a southerly direction with the branch to South Tiger River; thence in a northerly direction along South Tiger River to the point where it intersects with school district No. 5; thence along school district line in a northerly direction to a point on State Highway No. 101 where it intersects with school district No. 4 line; thence in a westerly direction along said line to Enoree River; thence in a southerly direction with the course of the river to the beginning point.

Cross Anchor.—That area lying within the following boundaries: Beginning at Yarborough's Mill Bridge on Enoree River and running in an easterly direction along State Highway No. 49 to a point

where it intersects with Interstate 26; thence in a northeasterly direction on I-26 to Stroud Farm Road; thence in a southeasterly direction on said road crossing State Highway No. 92 and running in an easterly direction to Cedar Shoals Creek Bridge on county highway No. 204; thence in a northeasterly course along Cedar Shoals Creek to where it crosses county highway No. 114; thence in an easterly direction on No. 114 to a point where it intersects with State Highway No. 146; thence in a southeasterly direction on No. 146 to the intersection point with county highway No. 203; thence in a southeasterly direction on No. 203 to Burnt Factory River Bridge; thence in a northerly direction along South Tiger River to a point where school districts No. 4 and No. 6 intersect; thence in an easterly direction along said school district lines to a point where they intersect with Union County line; thence along said line to Musgrove Bridge on Enoree River; thence in a southwesterly direction with Enoree River to the beginning point.

Enoree.—That area lying within the following boundaries: Beginning at the Woodruff-Cross Anchor township line on the Enoree River and running in an easterly direction to Two Mile Creek; thence in a southerly direction along said creek to where it crosses county secondary road at Pool's Fish Lake; thence in an easterly direction along said road to a point where it intersects with county highway No. 424; thence in a southeasterly direction on No. 424 to a point where it intersects with I-26; thence in a southerly direction on I-26 to a point where it intersects with the first secondary county road; thence in a southeasterly direction to where secondary road intersects with county highway No. 114; thence in an easterly direction on No. 114 to a point where it crosses Cedar Shoals Creek; thence in a southerly direction to where Cedar Shoals Creek crosses county highway No. 204; thence in a westerly direction to the intersection of Stroud Road and State Highway No. 92; thence along Stroud Road to a point where it intersects with I-26; thence in a southerly direction on I-26 to a point of intersection with State Highway No. 49; thence in a westerly direction on No. 49 to Yarborough Mill Bridge on Enoree River; thence in a northerly direction along said river to the Woodruff-Cross Anchor township line, the beginning point.

Hobbysville.—That area lying within the following boundaries: Beginning at a point where State Highway No. 146 and county highway No. 114 intersect and running in a westerly direction to the

first secondary county road; thence in a northerly direction along secondary county road to I-26; thence in an easterly direction to a point where I-26 intersects with county highway No. 424; thence along said highway to a point where it intersects with secondary county road; thence along said road in a northeasterly direction to State Highway No. 146; thence in a westerly direction on No. 146 to where it intersects with county highway No. 116; thence in a southeasterly direction to where it intersects with county highway No. 86; thence in a northerly direction on No. 86 to Jimmie's Creek; thence following Jimmie's Creek to where it crosses county highway No. 113; thence in an easterly direction on No. 113 to Hill's Bridge on South Tiger River; thence in a southerly direction with the course of the said river to a point near Burnt Factory Bridge; thence in a westernly direction along county highway No. 203 to the intersection point with State Highway No. 146; thence in a north-westernly direction No. 146 to the beginning point.

Mills Mill.—That area lying within the following boundaries: Beginning at the intersection of Main Street and West Georgia Street in the town of Woodruff and running in a westerly direction to the city limits; thence running along State Highway No. 101 to Nesbitt's Bridge on the Enoree River; thence along said river in a northerly direction to Wofford Shoals; thence in a northeasterly direction with county highway No. 237 which intersects State Highway No. 418; thence along said highway in a southerly direction to a point where No. 418 intersects with county secondary road; thence in an easterly direction along said road to a point where the secondary road intersects with State Highway No. 101; thence in a southerly direction along No. 101 to the city limits of Woodruff; thence along North Main Street to the beginning point.

Switzer.—That area lying within the following boundaries: Beginning at county highway No. 86 on South Tiger River and running in a westernly direction to Big Fergerson Creek; thence in a northerly direction along Big Fergerson to a point where the creek crosses county highway No. 198; thence in an easterly direction on county highway No. 198 to a point where it intersects with county highway No. 120; thence in a southerly direction along No. 120 to the second secondary county road; thence along said road to Roger's Branch; thence in a southerly direction along said branch to South Tiger River; thence in a southerly direction along South Tiger River to the Monkey House Bridge on No. 86, the beginning point.

Woodruff.—That area lying within the following boundaries: Beginning at the intersection of W. Georgia and Main Streets in the town of Woodruff and running along the West Georgia Street to the city limits; thence along State Highway No. 101 to the intersection point with Enoree River; thence in a southerly direction along the course of said river to where it intersects with Dilldine Creek; thence in an easternly direction following creek to a point where creek intersects with county highway No. 234, thence in a southeasterly direction to a point where highway No. 234 intersects with Kelly Road; thence in a northeasterly direction along Kelly Road to a point on U. S. Highway No. 221; thence in a southerly direction along No. 221 to a secondary county road; thence in an easternly direction on said road to State Highway No. 146; thence in a southeasterly direction to a point where highway No. 146 intersects with county highway No. 201; thence in a northeasterly direction to a point where No. 201 intersects with Jimmie's Creek; thence in a northerly direction along Jimmie's Creek to where it intersects with county highway No. 450; thence in an easternly direction on No. 450 to a point where it intersects with highway No. 50; thence in a northerly direction along highway No. 50 to the city limits of Woodruff; thence along East Georgia Street to the beginning point.

SCHOOL DISTRICT NO. 5

Ballenger.—That area lying within the following boundaries: Beginning at a point where the boundary line between district No. 9H and school district No. 5 meet; thence in an easterly direction along county highway No. 908 to the intersection of secondary road at Gary Armstrong's Place; thence in a northerly direction to State Highway No. 358; thence in an easterly direction following said highway to the second secondary county road, thence in a northwardly direction following said road to the first secondary county road running in an easterly direction to State Highway No. 292; thence running in a northerly direction along said road to the school district No. 1 line at Jordan Creek; thence along said line running in a generally westerly direction to Lyman Lake; thence in a northwesterly direction to the Greenville County Line; thence in a southerly direction along said line to a point where district No. 9H and Greenville County line intersect; thence along district No. 9H line to the beginning point.

Berry Shoals.—All that area lying within the following boundaries: Beginning at the Middle Tiger River Bridge on I-85 and running in

a westerly direction to county highway No. 242; thence in a southerly direction along said road to county highway No. 62; thence in a southeasterly direction along No. 62 to county highway No. 82; thence in an easterly direction along No. 82 to William's Creek; thence following said creek to South Tiger River; thence following course of the river to State Highway No. 296; thence in a southeasterly direction along No. 290 to the junction of the Ray Hill road; thence in a northerly direction to the intersection with No. 296; thence in a westerly direction to No. 290; thence in a northerly direction along No. 290 to the Bramlett Farm Line; thence in a northerly direction along said farm line to Middle Tiger River; thence along the course of Middle Tiger to I-85, the beginning point.

Deyoung.—That area lying within the following boundaries: Beginning at the intersection of State Highway No. 101 and I-85 and running in a southerly direction along No. 101 to school district No. 4 line; thence in a southwesterly direction to the Greenville County line approximately one mile south of Bennet's Bridge; thence along said line in a northwesterly direction to the intersection of district No. 9 H line; thence following said line in a northerly direction to I-85; thence along I-85 in an easterly direction to the beginning point.

Duncan.—That area lying within the following boundaries: Beginning at a point on State Highway No. 290 where district No. 9H and school district No. 5 meet near Dobson's Gin and running in an easterly direction to county highway No. 644; thence in a southerly direction along said highway to the point where it intersects with county highway No. 83; thence in an easterly direction along said highway to county highway No. 242; thence running in a southerly direction on No. 242 to I-85; thence along I-85 to Cryovac; thence in a northwesterly direction to the Danzler Bridge road; thence on said road for one-half mile; thence in a northwesterly direction to the corner of Lyman city limits; thence following said city limits to county highway No. 242; thence in a southwesterly direction along No. 242 to the Duncan city limits; thence along said city limits to the Middle Tiger River Bridge on State Highway No. 292; thence following Duncan city limit line to county highway No. 77; thence in a northerly direction along No. 77 to U. S. Highway No. 29; thence in a westerly direction along No. 29 for approximately one and one-half miles, more or less, to the intersection of the first secondary county road; thence running northwest along said county road to the Gap Creek Road; thence along Gap Creek Road in a southwesterly

direction to a point where the road intersects with county highway No. 908 at Armstrong's Place; thence in a westerly direction on No. 908 to the district No. 9H line beyond Dickson's Dairy, thence along the 9H line in a southerly direction to the beginning point.

Fairmont.—All that area lying within the following boundaries: Beginning at a point where State Highways No. 290 and No. 296 intersect and running in an easterly direction along No. 296 to school district No. 6 line; thence along said line to the North Tiger River; thence along course of said river to the P & N railroad; thence in a westerly direction along said railroad to county highway No. 222; thence in a southerly direction along said road to the Middle Tiger River; thence along course of Middle Tiger to the Bramlett Farm line; thence in a southerly direction along said farm line to the State Highway No. 290; thence in a southeasterly direction on No. 290 to the beginning point.

Jackson Mill.—That area lying within the following boundaries: Beginning at the Wellford city limit line on U. S. No. 29 following said line to county highway No. 60; thence in a northwardly direction along No. 60 to North Tiger River bridge; thence east along the river to school district No. 6 line; thence in an easterly direction along said line to U. S. No. 29; thence west on No. 29 to the beginning point.

Lyman.—That area lying within the following boundaries: Beginning at the bridge on State Highway No. 129 and following North Tiger River's course to county highway No. 736; thence in a northerly direction along highway No. 736 to State Highway No. 292; thence in a southerly direction on No. 292 to a point where it intersects with the first secondary road; thence following said road making a horse-shoe bend back to State Highway No. 358; thence northwest on No. 358 to the Gap Creek Road; thence following Gap Creek Road in a southwesterly direction to the first secondary road; thence running east on said road to U. S. Highway No. 29; thence in an easterly direction along No. 29 to county highway No. 77; thence running south on No. 77 to the Duncan city limit line; thence following said city limit line to county highway No. 242; thence north along No. 242 to Lyman city limit; thence running southeast on city limit line to the southeastern corner of said line; thence along city limit line to the P & N railroad; thence along P & N railroad to county highway No. 193; thence north on No. 193 to the Wellford city limit line; thence following said city limits to the beginning point.

Poplar Springs.—That area lying within the following boundaries: Beginning at the intersection of State Highway No. 296 and State Highway No. 290 and running south to the South Tiger River; thence following the river to school district No. 4 line; thence in a southeasterly direction along this said line to the boundary of district No. 6; thence following this boundary north to the Middle Tiger River; thence along the river line to Highway No. 296; thence in a westerly direction to county highway No. 302; thence south on said road to State Highway No. 290; thence along No. 290 to the beginning point.

Reidville.—That area lying within the following boundaries: Beginning at the intersection of State Highway No. 101 and I-85 and running in a southerly direction to school district No. 4 line; thence in a southerly direction along said school district line to the point where Ben's Creek empties into South Tiger River; thence following said river to the mouth of William's Creek; thence following said creek to county highway No. 82; thence in a westerly direction along highway No. 82 to the point of intersection with county highway No. 62; thence in a northwesterly direction along No. 62 to the intersection point of I-85 and thence in a westerly direction along I-85 to the beginning point.

Startex.—That area lying within the following boundaries: Beginning on I-85 at Cryovac and running in an easterly direction to the Middle Tiger River; thence following course of said river to county highway No. 222; thence following said road to the P & N railroad; thence east along said railroad to the North Tiger River trestle on school district No. 6 line; thence following said line in a northerly direction to State Highway No. 29; thence following the northbound lane of No. 29 to the Wellford city limit line; thence following said line in a southerly direction to county highway No. 193; thence south on No. 193 to the P & N railroad track; thence following said track in a southwestern direction to the Lyman city limit line; thence along said line in a southerly direction to the southeastern corner of the city limit line; thence in an eastwardly direction to the Danzler Bridge Road at a point one-half mile from State Highway No. 290; thence in a westerly direction to State Highway No. 290; thence in a southeasterly direction along No. 290 to I-85, the beginning point.

Wellford.—All that area lying within the following boundaries: Beginning at the Wellford city limit line on U. S. Highway No. 29

and following city limit line to the North Tiger River bridge on State Highway No. 129; thence following Tiger River to county highway No. 736; thence in a northwesternly direction to county highway No. 217; thence in a northerly direction to school district No. 1 at Jordan Creek; thence in a southeasterly direction along said school line to North Tiger River; thence running along course of river to county highway No. 60; thence in a southerly direction along said highway to the Wellford city limits; thence following city limit line to the beginning point.

Wood's Chapel.—All that area lying within the following boundaries: Beginning at the intersection of county highway No. 242 and I-85 and running north to county highway No. 83; thence in a westerly direction along No. 83 to a point where it intersects with county highway No. 644; thence in a northwardly direction along No. 644 to a point where it intersects with State Highway No. 290; thence in a westwardly direction along said highway to district No. 9H line near Dobson's Gin; thence running in a southerly direction along 9H line to the Spartanburg-Greenville Airport; thence along Airport boundary line to I-85; thence in an eastwardly direction along I-85 to the beginning point.

DISTRICT NO. 6

Arcadia.—All that area lying within the following boundaries: Beginning on Northside of U. S. Highway No. 29 at junction of Powell Road and running in a northwardly direction to Fairforest Creek; thence in a westwardly direction with Fairforest Creek to Southern Railroad; thence in a westerly direction with Southern Railway to U. S. Highway No. I-26; thence in a southerly direction on I-26 to U. S. Highway No. 29; thence in an easterly direction with city limits to the beginning point.

Bishop.—All that area lying within the following boundaries: Beginning at a point where Buffalo Creek enters Fairforest Creek at school district No. 7; thence in a southerly direction following Buffalo Creek to State Highway No. 215; thence in a southwestwardly direction to a point where county highway No. 228 joins State Highway No. 215; thence in a southwesterly direction following unnumbered county highway to county highway No. 50; thence in a southerly direction with county highway No. 50 to intersection of county highway No. 196; thence in a westerly direction following county highway No. 196 to Ward's Creek; thence in a northerly

direction following Ward's Creek to head of said creek crossing State Highway No. 215; thence in the same general direction following Foster Creek to Fairforest Creek at school district No. 7; thence in an easterly direction following Fairforest Creek to the beginning point.

Canaan.—All that area lying within the following boundaries: Beginning at a point where U. S. Highway No. 221 leaves city limits and school district No. 7 and running in a southerly direction with U. S. Highway No. 221 to Reedy Creek; thence in an easterly direction crossing county highway No. 539 about one-half mile to junction of small creek; thence south to first county highway; thence in an easterly direction following said county highway to junction of county highway No. 88; thence in a northeasterly direction following No. 88 to intersection of county highway No. 590; thence in a southerly direction following highway No. 590 to Foster Creek; thence in a northeasterly direction following Foster Creek to Fairforest Creek and school district No. 7 line; thence in a northwesterly direction following school district No. 7 line to the beginning point.

Cunningham.—All that area lying within the following boundaries: Beginning at the junction of New Cut Road and county highway No. 219 and school district No. 2 line; running in a westerly direction with school district No. 2 line to school district No. 1 line; thence in a southerly direction with school district No. 1 line to Jordan Creek; thence in a southeasterly direction following Jordan Creek and school district No. 5 line to U. S. Highway I-85; thence in an easterly direction following I-85 to Grey's Creek; thence in a northerly direction following Grey's Creek to county highway No. 123; thence in a northeasterly direction following county highway No. 123 to county highway No. 41; thence in a northerly direction following county highway No. 41 to intersection of county highway No. 219; thence in a northeasterly direction following county highway No. 219 to New Cut Road, the beginning point.

Fairforest.—All that area lying within the following boundaries: Beginning at a point where P & N railroad crosses school district No. 5 line near Fairforest Finishing Plant and running in a northerly direction to U. S. Highway No. 29; thence in an easterly direction following U. S. No. 29 to U. S. I-26; thence in a northwesterly direction following I-26 to school district No. 2 line near Sigsbee; thence in a westerly direction to junction of county highway No. 219 and county highway No. 40; thence in a southwesterly direction

to intersection of county highway No. 219 and county highway No. 41; thence following No. 41 in a southerly direction to junction of county highway 123; thence westerly with No. 123 to Grey's Creek; thence in a southerly direction following creek to school district No. 5 line and continuing in the same general direction with No. 5 line to P & N railway to the beginning point.

Glenn Springs.—All that area lying within the following boundaries: Beginning at a point where State Highway No. 56 intersects school district No. 4 near Eubanks old store; thence in a northerly direction with State Highway No. 56 to a point where State Highway No. 150 joins No. 56; thence with State Highway No. 150 in a northerly direction to Wiley Creek; thence northwesterly with Wiley Creek; thence in a northerly direction crossing State Highway No. 215 and continuing in the same general direction following Pauline Creek to a point on Fairforest Creek and school district No. 3; thence in an easterly direction following district No. 3 line to Union County line; thence in a southerly direction following Union County line to a point where Union County line joins school district No. 4 line; thence in a northwesterly direction following school district No. 4 to the beginning point.

Hayne Shop.—All that area lying within the following boundaries: Beginning at a point where highway No. I-26 leaves school district No. 2 line and enters school district No. 6 and following I-26 in a southerly direction to intersection of U. S. Highway No. I-85; thence in an easterly direction following highway No. I-85 to State Highway No. 9 and school district No. 7 line; thence in a northerly direction following highway No. 9 to school district No. 2 line; thence in a westerly direction following school district No. 2 line to I-26, the beginning point.

Hill Top.—All that area lying within the following boundaries: Beginning at a point on the Old Howard Gap Road near Milton Street at school district No. 7 line and running in a westerly direction with Howard Gap Road to intersection of U. S. Highway No. I-85; thence in an easterly direction following I-85 to State Highway No. 9 at school district No. 7 line; thence in a southwesterly direction following No. 7 line to Old Howard Gap Road, the beginning point.

Johnson City.—All that area lying within the following boundaries: Beginning at a point where U. S. Highway I-26 intersects U. S. Highway I-85 and following 85 in an easterly direction to State Highway No. 295; thence in a southwesterly direction following State

Highway No. 295 a short distance to Garrett Road; thence in a southeasterly direction following Garrett Road to Three Mile Branch; thence following in a southerly direction with said branch to Southern Railway; thence in a westerly direction following railway line to U. S. I-26; thence in a northerly direction following I-26 to I-85, the beginning point.

Moore.—All that area lying within the following boundaries: Beginning at a point where county highway No. 230 intersects school district No. 4 line about one-half mile west of U. S. I-26 and running in a northwesterly direction with said road to a point where county highway No. 231 joins county highway No. 230; thence in a northeasterly direction to a point where I-26 crosses county highway No. 231; thence in a westerly direction with I-26 to a point where U. S. No. 221 intersects I-26 and continuing in the same general direction crossing Atlantic Coast Line railroad to a point where county highway No. 590 intersects I-26; thence in a westerly direction following county highway No. 590 to the first creek; thence in southwesterly direction following said creek to Middle Tiger River; thence in a southeasterly direction following Middle Tiger River to the first creek; thence southwesterly direction to school district No. 5; thence south with school district No. 5 line to South Tiger River; thence southeasterly direction following South Tiger River and school district No. 4 to the beginning point.

Pauline.—All that area lying within the following boundaries: Beginning at a point on State Highway No. 56 where State Highway No. 150 joins 56 and running in a northeasterly direction with State Highway No. 150 to Wiley Creek; thence in a northerly direction with said creek approximately one mile; thence in a northerly direction crossing State Highway No. 215 between Glenn Springs and Pauline and continuing in the same general direction and following Pauline Creek to Fairforest Creek and school district No. 3; thence in a westerly direction following Fairforest Creek and school Districts Nos. 3 and 7 to a point where Buffalo Creek enters Fairforest Creek; thence in a southerly direction following Buffalo Creek to State Highway No. 215; thence in a southwesterly direction following State Highway No. 215 to a point where county highway No. 228 joins State Highway No. 215; thence in a southerly direction to the second county unnumbered road; thence in a southeasterly direction with said road to Dutchman Creek; thence in an easterly direction following Dutchman Creek crossing county highway No. 90 and

continuing in the same general direction to county highway No. 475; thence in a northerly direction with county highway No. 475 to junction with State Highway No. 56; thence in a southeasterly direction following State Highway No. 56 to beginning point at junction of No. 150.

Powell Mill.—That area lying within the following boundaries: Beginning on north side of highway No. 29 at Powell Road and running in a northwesterly direction to Fairforest Creek; thence westerly with Fairforest Creek to Three Mile Branch going under P & N railroad to Hayne St.; thence going in an eastwardly direction to Textile Road; thence south with Ethel Road to bridge over P & N railway; thence with P & N railroad to school district No. 7; thence following school district No. 7 line, running between Bedford Road in school district No. 6 and Andover Road in school district No. 7 to beginning point.

Roebuck.—All that area lying within the following boundaries: Beginning at a point where U. S. Highway No. 221 leaves city limits and school district No. 7 and running in a southerly direction with U. S. Highway No. 221 to Reedy Creek; thence in a southeasterly direction following Reedy Creek crossing county highway No. 539 about one-fourth mile; thence in a southerly direction to first county highway; thence in an easterly direction with said county highway to junction of county highway No. 88; thence in a northeasterly direction following county highway No. 88 to intersection of county highway No. 590; thence in a southerly direction to Foster Creek; thence in a southwesterly direction following Foster Creek crossing State Highway No. 215 and in the same general direction with Ward's Creek to county highway No. 196; thence in a westerly direction following county highway No. 196 to U. S. Highway No. 221; thence south to intersection of I-26; thence following I-26 in a northwesterly direction to county highway No. 489; thence in a northerly direction following No. 489 to State Highway No. 295; thence in a southerly direction following No. 295 about one-half mile; thence in a northerly direction to Beaver Dam Creek; thence in an easterly direction to first county road; thence in a northerly direction to Spartanburg Airport runway and school district No. 7 line; thence in an easterly direction with school district No. 7 line to the beginning point.

Saxon.—That area lying within the following boundaries: Beginning at a point where Southern joins Asheville Division of South-

ern R. R. and running in westerly direction with Southern R. R. main line to Ethel Road; thence southerly direction following Ethel Road to bridge over P & N R.R.; thence in same general direction with P & N railway tracks to school district No. 7; thence in northerly direction with S. C. No. 7 to beginning point.

Walnut Grove.—All that area lying within the following boundaries: Beginning at a point where county highway No. 230 intersects school district No. 4 line about one-half mile west of U. S. Highway I-26 and running in a northwesterly direction with said road to a point where county highway No. 231 joins county highway No. 230; thence in a northeasterly direction to a point where U. S. Highway No. I-26 crosses No. 231; thence in a westerly direction with I-26 to a point where U. S. Highway No. 221 intersects I-26; thence in a northeasterly direction with highway No. 221 to a point where county highway No. 196 joins highway No. 221; thence in a southeasterly direction following county highway No. 196 to a point where county highway No. 50 crosses county highway No. 196; thence in a northerly direction following county highway No. 50 to a junction of unnumbered highway; thence in a northeasterly direction with unnumbered highway to a point near State Highway No. 215; thence in a southeasterly direction following unnumbered county highway to Dutchman's Creek; thence in an easterly direction with Dutchman's Creek crossing county highway No. 90 to county highway No. 475; thence with highway No. 475 in a northeasterly direction to State Highway No. 56; thence in a southerly direction with No. 56 to school district No. 4 line near Eubanks old store; thence in a northerly direction to Dutchman's Creek; thence in a southerly direction with school district No. 4 line to South Tiger River; thence in a westerly direction following South Tiger River to the beginning point.

West View.—All that area lying within the following boundaries: Beginning at a point on State Highway No. 295 at western corner of Spartanburg Airport and junction of county highway No. 594 and running in a southerly direction to Beaver Dam Creek; thence in a westerly direction following Beaver Dam Creek on to intersection of county highway No. 489 and State Highway No. 215; thence in a southerly direction following county highway No. 489 to intersection of U. S. Highway No. I-26; thence in a southerly direction following I-26 to county highway No. 590; thence west to creek; thence south following creek to North Tiger River; thence south following river to first branch; thence southwestwardly to Middle Tiger River and

school district No. 5 line at sharp turn in school district line; thence in a westerly direction following No. 5 line and Middle Tiger River to P & N railway; thence in a northerly direction following P & N railway to U. S. Highway No. 29; thence in an easterly direction following U. S. Highway No. 29 to Spartanburg city limits; thence in a southerly direction following the present city limits to the beginning point.

Woodland Heights (Ward 3 - Box 4).—All that area lying within the following boundaries: Beginning at a point where school district No. 6 line intersects Spartanburg city limits line just north of U. S. Highway No. 29 and following city limits line in a westerly direction to a point 300 feet west of county highway No. 295; thence in a southerly direction following Spartanburg city limits line to a point near Reidville Road Circle; thence in an easterly direction following the Spartanburg city limits line surrounding Memorial Airport to school district No. 7 line; thence in a northerly direction following school district No. 7 line to the beginning point.

Una.—That area lying within the following boundaries: Beginning at a point on 'Old Howard Gap Road' near Milton Street at school district No. 7 line and running west with Howard Gap Road to intersection of U.S. Highway I-85; thence running with highway I-85 to State Highway No. 295 to Garrett Road; thence south with Garrett Road to Three Mile Branch; thence in the same general direction with Three Mile Branch to Southern Railway; thence in an easterly direction with Southern Railway, approximately four miles, to where railroad curves sharply to the right; thence leaving Southern Railway in an easterly direction, crossing Asheville Division of Southern Railway to Milton Street on Howard Gap Road, which is the beginning corner.

SCHOOL DISTRICT NO. 7

Ward 1 - Box 1.—All that area lying within the following boundaries: Beginning at the intersection of Church and Main Streets and following in a southerly direction South Church Street to Caulder Avenue; thence in an easterly direction following Caulder Avenue to West Park Drive; thence in a northeasterly direction following West Park Drive to South Converse Street; thence in a northerly direction following South Converse Street to East Main Street; thence in a westerly direction following Main Street to Church Street, the beginning point.

Ward 1 - Box 2.—All that area lying within the following boundaries: Beginning at the intersection of Converse and East Main Streets in a southeasterly direction following South Converse Street to West Park Drive; thence in an easterly direction following West Park Drive to East Pine Street; thence in a northerly direction following East Pine Street to Poplar Street; thence in an easterly direction following Poplar Street to Mills Avenue; thence northwardly following Mills Avenue to Gadsden Court; thence in a southwesterly direction following Gadsden Court to Hannon Court; thence in a northwesterly direction following Hannon Court to East Main Street; thence in a westerly direction following East Main Street to Converse Street, the beginning point.

Ward 1 - Box 3.—All that area lying within the following boundaries: Beginning at a point where Caulder Avenue crosses South Church Street and running in a southeasterly direction following Caulder Avenue to Collins branch; thence in a southerly direction following said branch to Fairforest Creek; thence following creek in a southerly direction and school district No. 6 line to Spartanburg city limits; thence in a northeasterly direction following said lines to Fairforest Creek; thence in a northward direction following creek to Crescent Avenue; thence in a southeasterly direction following Crescent Avenue to Atlantic Coastline Railway; thence in a northerly direction following railway to Seay Street; thence in an easterly direction following Seay Street to Peronneau Street; thence in a northerly direction following Peronneau Street to Carolina Avenue; thence in an easterly direction following Carolina Avenue to South Church Street at Caulder Avenue, the beginning point.

Ward 1 - Box 4.—All that area lying within the following boundaries: Beginning at a point where Poplar Street joins Pine Street; thence in a southeasterly direction following Pine Street to Spartanburg city limits; thence in a northeasterly direction following said city limits line to Woodburn Road; thence in a westerly direction following Woodburn Road to Southern Railway; thence in a northerly direction following Southern Railway to Riverside Drive; thence in a westerly direction to Connecticut Avenue; thence in a northerly direction following Connecticut to Poplar Street; thence in a southwesterly direction following Poplar Street to Pine Street, the beginning point.

Ward 1 - Box 5.—All that area lying within the following boundaries: Beginning at a point where East Main Street crosses Southern

Railway and following in a southerly direction the Southern Railway to Riverside Drive; thence in a westerly direction following Riverside Drive to Connecticut Avenue; thence in a northerly direction following Connecticut Avenue to Poplar Street; thence in a southwesterly direction following Poplar Street to Mills Avenue; thence in a northerly direction following Mills Avenue to Gadsden Court; thence in a southwesterly direction following Gadsden and Lucas Court to Pine Street; thence in a northwesterly direction to East Main Street; thence in an easterly direction following Main Street to Southern Railway, the beginning point.

Ward 2.—All that area lying within the following boundaries: Beginning at the intersection of Main and Church Streets and following West Main Street in a westerly direction to Highland Street; thence in a southerly direction following Highland Street to Henry Street; thence in a westerly direction following Henry Street to Reidville Road; thence in a southwesterly direction following Reidville Road to Fairforest Creek; thence in a southeasterly direction following Fairforest Creek to Crescent Avenue; thence in an easterly direction following Crescent Avenue to Atlantic Coast-line Railway; thence in a northerly direction following railway to Seay Street; thence in an easterly direction following Seay Street to Peronneau Street; thence in a northerly direction following Peronneau Street to Carolina Avenue; thence in an easterly direction following Carolina Avenue to South Church Street; thence in a northerly direction following South Church Street to Main Street, the beginning point.

Ward 3 - Box 1.—All that area lying within the following boundaries: Beginning at a point where East Main Street crosses Southern Railway and running in a northeasterly direction following East Main Street to Spartanburg city limits; thence in a southerly direction following said city limits to an acute angle in city line; thence in a northwesterly direction following city line to Woodburn Road; thence in a westerly direction following Woodburn Road to Southern Railway; thence running north following Southern Railway to West Main Street, the beginning point.

Ward 3 - Box 2.—All that area lying within the following boundaries: Beginning at a point where Pine Street intersects the Spartanburg city limits near Oakhurst Circle and running in a westerly direction following Spartanburg city limits to point where Collins Branch enters Fairforest Creek; thence in a northeasterly direction

following Collins Branch to Caulder Avenue; thence in an easterly direction following Caulder Avenue to West Park Drive; thence in the same general direction following West Park Drive to Union Street, crossing Union Street in a straight line to Pine Street; thence in a southerly direction following Pine Street to the beginning point.

Ward 3 - Box 3.—All that area lying within the following boundaries: Beginning at a point where Fairforest Creek intersects the Spartanburg city limits line and running in a northerly direction following Fairforest Creek to Reidville Road; thence in a southwesterly direction following Reidville Road to Crescent Road; thence in a westerly direction following Crescent Road and Briarcliff Road to Buckthorn Road; thence in a northerly direction following Buckthorn Road to Spartanburg city limits; thence in a westernly direction following Spartanburg city limits to a point where school district No. 6 intersects Spartanburg city limits line; thence in a southerly direction following No. 6 line to Memorial Airport; thence in an easterly direction following Spartanburg city limits to Fairforest Creek, the beginning point.

Ward 3 - Box 4.—(Woodland Heights, District No. 6)

Ward 4 - Box 1.—All that area lying within the following boundaries: Beginning at the intersection of Church and Main Streets and running in an easterly direction following East Main Street to Spartanburg city limits line; thence following city limits in a northerly direction to Southern Railway; thence in a westerly direction following city limits line and continuing in the same general direction following Southern Railway line to North Church Street; thence in a southerly direction following North Church Street to Main Street, the beginning point.

Ward 4 - Box 2.—All that area lying within the following boundaries: Beginning at a point where U. S. Highway No. 176 intersects Spartanburg city limits and running in a southerly direction and following Highway No. 176 to Southern Railway; thence in an easterly direction following Southern Railway to Spartanburg city limits; thence in a northwestwardly direction following city limits to U. S. Highway No. 176, the beginning point.

Ward 4 - Box 3.—All that area lying within the following boundaries: Beginning at a point where Southern Railway intersects North Church Street and following Southern Railway in an easterly

direction to U. S. Highway No. 176; thence following No. 176 in a westwardly direction to Spartanburg city limits line; thence in a westwardly direction following said line to North Church Street; thence in a southerly direction following North Church Street to junction of Magnolia Street; thence in a southerly direction following Magnolia Street to Main Street; thence in an easterly direction following Main Street to Church Street; thence in a northwestwardly direction following North Church Street to Southern Railway underpass, the beginning point.

Ward 5.—All that area lying within the following boundaries: Beginning at the intersection of Magnolia and Wofford Streets and running in a northwesterly direction following Magnolia Street to junction with North Church Street; thence in a northerly direction following said street to Spartanburg city limits line; thence in a westerly direction following city limits line to Old Howard Gap Road; thence in a northwesterly direction following said road to school district No. 6 line; thence in a southwesterly direction following No. 6 line to Williams Street; thence in same general direction following Williams Street to Wofford Street; thence in an easterly direction following Wofford Street to Magnolia Street, the beginning point.

Ward 6.—All that area lying within the following boundaries: Beginning at the junction of Magnolia and West Main Streets and running in a westerly direction following West Main to Highland Street; thence in a southerly direction following Highland Street to Henry Street; thence in a southwesterly direction following Henry Street to Reidville Road; thence in a southerly direction following Reidville Road and crossing Fairforest Creek to East Crescent Road; thence in a westerly direction following East Crescent Road and Briarcliff Road to Buckthorn Road; thence in a northerly direction following Buckthorn Road crossing U. S. Highway No. 29 to Spartanburg city limits line; thence in a westerly direction following city limits line to Fairforest Creek and school district No. 6 line; thence following No. 6 line to Wofford Street; thence in an easterly direction following Wofford Street to Magnolia Street; thence in a southerly direction following Magnolia to Main Street, the beginning point.

SCHOOL DISTRICT NO. 7 (Outside City Limits)

Cedar Springs.—All that area lying within the following boundaries: Beginning at a point where State Highway No. 9 intersects

Spartanburg city limits and running in an easterly direction following State Highway No. 9 to school district No. 3; thence in a southerly direction following school district No. 3 to school district No. 6; thence in a westerly direction following school district No. 6 line to 'Collins Branch'; thence in a northerly direction following said branch to Spartanburg city limits; thence in a northerly direction following city limits line to State Highway No. 9, the beginning point.

Ben Avon.—All that area lying within the following boundaries: Beginning at a point where State Highway No. 9 intersects Spartanburg city limits and running in an easterly direction following State Highway No. 9 to school district No. 3; thence in a northerly direction following district No. 7 line to Fork Creek; thence in a westwardly direction following Fork Creek to Spartanburg city limits; thence in a southerly direction following city limits to State Highway No. 9, the beginning point.

Zion Hill.—All that area lying within the following boundaries: Beginning at a point where Southern Railway intersects Spartanburg city limits; and going in an easterly direction following Southern Railway to school district No. 2 line; thence in an easterly and southerly direction following school district No. 7 to Fork Creek; thence following in a westerly direction Fork Creek to Spartanburg city limits; thence in a northerly direction following city limits to Southern Railway, the beginning point.

Drayton.—All that area lying within the following boundaries: Beginning at a point where Southern Railway intersects Spartanburg city limits; and going in an easterly direction following Southern Railway to school district No. 2 line; thence going in a northerly direction following school district No. 7 line to U. S. Highway No. 221; thence going in a southerly direction following U. S. Highway No. 221 to junction of Archer Road; thence going in a southerly direction following Archer Road to Spartanburg city limits; thence going in an easterly direction following Spartanburg city limits to Southern Railway, the beginning point.

Whitney.—All that area lying within the following boundaries: Beginning at a point where U. S. Highway No. 221 intersects school district No. 2 line northwest of U. S. Highway I-85 and going in a southwestwardly direction following U. S. Highway No. 221 to junction of Archer Road; thence in southwestwardly direction following Archer Road to Spartanburg city limits; thence in a westerly direction following Spartanburg city limits crossing U. S. Highway No. 176

and State Highway No. 56 to Old Howard Gap Road; thence in a northwestwardly direction following said road to school district No. 6 line; thence in an easterly direction following school district No. 6 line to school district No. 2 line; thence in an easterly direction following school district No. 2 line to U. S. Highway No. 221, the beginning point.

DISTRICT NO. 9 H

Arlington.—All that area lying within the following boundaries: Beginning at the point near Hampton marker where school district No. 5 intersects the Greenville County line; thence in a southeasterly direction following school district No. 5 line to a point one-half mile, more or less, from county road No. 908; thence in a southerly direction along the district No. 9H line to the South Tiger River; thence in a westwardly direction via Glenn's Grocery on State Highway No. 357 to the Greenville County line; thence with the Greenville line to the beginning point.

East Greer.—That area lying within the following boundaries: Beginning at the intersection of the Greenville County line and the P & N railroad and running in an eastwardly direction with the P & N railroad to a point where school district No. 5 and district 9H meet; thence in a northerly direction crossing U. S. Highway No. 29 along said line to South Tiger River; thence in a westwardly direction via Glenn's Grocery on State Highway No. 357 and continuing in same direction to Greenville County line; thence in a southerly direction along said line to the beginning point.

Pelham.—That area lying within the following boundaries: Beginning at a point where district No. 9H joins school district No. 5 on the Enoree River; thence following the source of said river to its point of intersection with Greenville County line; thence in a northerly direction following said line to the point where district No. 9H and school district No. 5 meet at the county line; thence in an easterly direction to county highway No. 63; thence in a southerly direction along No. 63 to the Enoree River, the beginning point.

Victor Mill.—That area lying within the following boundaries: Beginning at a point where the P & N railroad intersects the Greenville County line; thence in an eastwardly direction along said railroad to the line between district No. 9H and school district No. 5; thence in a southwardly direction along said line to the Greenville County line; thence in a northwestwardly direction with the Greenville County line to the beginning point."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of July, 1967.

(R754, H2066)

No. 536

An Act To Prohibit The Erection Of Any Structure, Pier, Boathouse Or Other Installation On The Waters Of Lake Greenwood Or On Adjoining Lands Owned By Greenwood County Without A Permit, To Authorize The Greenwood County Finance Board To Establish Regulations To Control Construction, And To Provide Penalties For Violations Of The Provisions Of This Act.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Construction prohibited without permit.—It shall be unlawful for any person to erect or replace any structure, pier, boathouse or other installation on the waters of Lake Greenwood, or on the lands adjoining the lake owned by Greenwood County, unless a permit for construction is first obtained from the Greenwood County Finance Board.

SECTION 2. Permits—rules and regulations by Finance Board.—The Finance Board is hereby authorized to establish regulations and conditions for granting the permits required by Section 1 of this act. Subject to these regulations, permits may be granted for a specified or unlimited period of time as the Board may determine.

The regulations of the Board shall be adopted by resolution after such hearings as the Board may require. The regulations will be filed in the offices of the Finance Board and the clerk of court for the county. They shall also be published at least once in a newspaper of general circulation in the county.

SECTION 3. Powers additional.—The provisions of this act in no way limit the rights and powers of Greenwood County in relation to property owned by the county and are prescribed as additions to existing rights and powers.

SECTION 4. Penalties.—Any person violating the provisions of this act or the regulations which the Greenwood County Finance

Board may prescribe shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined not more than one hundred dollars or imprisoned for not more than thirty days.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of July, 1967.

(R755, H1267)

No. 537

An Act To Amend Section 14-2205, Code Of Laws Of South Carolina, 1962, Relating To Bonds Required Of Greenwood County Officers, So As To Increase The Amount Of Bond For The County Treasurer.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 14-2205 amended—bond for Greenwood County Treasurer increased.—Section 14-2205, Code of Laws of South Carolina, 1962, is amended on line two by striking “fifty” and inserting “two hundred fifty”. The section when amended shall read as follows:

“Section 14-2205. The bonds of the county officials shall be as follows: County treasurer, two hundred fifty thousand dollars; sheriff, five thousand dollars; judge of probate, five thousand dollars; county superintendent of education, five thousand dollars; clerk of court, seven thousand dollars; county auditor, five thousand dollars; county supervisor, five thousand dollars; clerk of finance board, five thousand dollars; and master, five thousand dollars. The bonds of the county officials herein designated shall be for their respective terms of office. The premiums on the bonds herein required shall be paid by the county out of ordinary county funds.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of July, 1967.

(R756, H2082)

No. 538

An Act To Amend Sections 42-203, 42-204 And 42-205, Code Of Laws Of South Carolina, 1962, Relating To The State Public Library Association, So As To Increase Its Services, Provide Additional Powers And Duties, Provide That Certain Persons Receive Library Services And Require Institutional Libraries To Furnish Certain Information.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 42-203 amended—duties of Association enlarged.—Section 42-203 of the 1962 Code is amended by striking it out and inserting the following so as to authorize the association to extend its services to institutional libraries, to departments of State government and to certain persons :

“Section 42-203. It shall be the duty of the State Public Library Association to create and improve public libraries over the entire State and, acting through the board of directors, it may devise and carry into effect methods by which public libraries may be extended to the rural districts of the State, and library service be provided for (A) inmates, patients, or residents of penal institutions, reformatories, residential training schools, orphanages, or hospitals substantially supported by the State, and (B) students in residential schools for the handicapped, mentally retarded, hard of hearing, deaf, or other health-impaired persons who by reason thereof require special education, and departments of State government and for State government personnel requiring library services.”

SECTION 2. Section 42-204 amended—powers and duties of Association Board increased.—Section 42-204 of the 1962 Code is amended by striking it out and inserting in lieu thereof the following so as to provide additional powers and duties of the State Public Library Association Board :

“Section 42-204. The board of directors may :

(1) Receive funds derived from gifts to the association or from any private or public source and administer and disburse such funds in such manner as may in its judgment best advance the objects above stated ;

(2) Create districts of the State, having such area as the board may deem proper, for the purpose of facilitating the establishment and maintenance of public libraries ;

(3) Allocate funds at its disposal between the districts so or otherwise created;

(4) Set standards for the library service rendered therein;

(5) Issue certificates to librarians or those desiring to become librarians in accordance with standards and under conditions prescribed by the board;

(6) Provide State government library services;

(7) Take such other action as may be deemed by it to be advisable or necessary to foster and encourage the establishment and maintenance of adequate library services to (A) inmates, patients, or residents of penal institutions, reformatories, residential training schools, orphanages, or hospitals substantially supported by the State, and (B) students in residential schools for the handicapped, mentally retarded, hard of hearing, deaf, or other health-impaired persons who by reason thereof require special education in public libraries within the State; and

(8) Make reasonable rules and regulations to carry out the intention of this chapter."

SECTION 3. Section 42-205 amended—reports to Library Board.—Section 42-205 of the 1962 Code is amended by striking it out and inserting in lieu thereof the following so as to provide that agencies furnishing special library services to certain persons furnish a report to the Library Board:

"Section 42-205. All public libraries and agencies furnishing specialized library service to the persons listed in Sections 42-203 and 42-204 of the 1962 Code shall furnish the board with such statistics of conditions and growth as the board shall from time to time request."

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of July, 1967.

An Act To Amend Section 25-139, Code Of Laws Of South Carolina, 1962, Which Exempts Certain Counties From The Public Works Eminent Domain Law, So As To Provide That Such Law Shall Be Applicable To The Greenwood Metropolitan Sewer Commission And Greenwood Metropolitan Sewer District And Subdistricts In Greenwood County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 25-139 amended to apply eminent domain law to Greenwood Sewer Commission, district and subdistricts.—Section 25-139, Code of Laws of South Carolina, 1962, is amended by adding at the end thereof the following: "*Provided*, that the provisions of this chapter shall apply to the Greenwood Metropolitan Sewer Commission and Greenwood Metropolitan Sewer District and Subdistricts in Greenwood County."

The section when amended shall read as follows:

"Section 25-139. The provisions of this chapter shall not apply to the counties of Chesterfield, Dillon, Greenwood, Horry, Laurens, Lexington and Saluda. *Provided*, that the provisions of this chapter shall apply to the Greenwood Metropolitan Sewer Commission and Greenwood Metropolitan Sewer District and Subdistricts in Greenwood County."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of July, 1967.

(R760, H1613)

No. 540

An Act To Reapportion The Senate Of The General Assembly Of South Carolina, And To Define A County Legislative Delegation In Multi-County Districts.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly—policy stated.—The General Assembly makes findings of fact and statements of policy as follows:

1. It is the public policy of this State that counties, as constitutionally recognized political subdivisions of this State, shall be treated as basic units to construct election districts for the reapportionment of the Senate; and because of historical association, the charging of counties with various responsibilities incident to the operation of State government, the organization of county governments, special purpose districts, school districts and other governmental units of common interest, and the enactment by this Assembly of local legislation for such counties, it is the public policy of the State that in reapportion-

ing the Senate, and in order to deter the possibilities of gerrymandering, county boundaries should not be disturbed.

2. It is found by the General Assembly that, in order to achieve effective representative government, when it becomes necessary to group counties into a senatorial district for purposes of reapportionment of the Senate, they shall be grouped on the basis of compactness, proximity, common economic interests and characteristics, comparable geographical features and degree of urbanization.

3. The difficulty of reapportioning the Senate within acceptable tolerances, both presently and in the future, makes desirable the establishment of senatorial districts with considerable flexibility or variation in the number of Senators and the number of counties for each election district.

4. It is further found by the General Assembly that resident Senators should be provided for as many counties as practicable in order to assure wider distribution of representation for the people throughout multi-county districts, to prevent political subordination of minorities living in small counties grouped with large counties, and to protect the large counties from political subordination which might result through a combination of small counties within a multi-county district, thereby assuring proper representation of the more populous counties.

5. It is found that, as a result of a referendum held under authority of an act of the General Assembly ratified February 16, 1967, a portion of Oconee County containing 3,966 inhabitants under the United States Census of 1960, has now become a part of Pickens County and that the population of Pickens County for the purposes of reapportionment of the Senate should be 49,996 and the population of Oconee County should be 36,238.

SECTION 2. Senatorial districts defined.—(a) Effective commencing with the 1968 elections, the State of South Carolina is hereby divided into twenty senatorial districts with the number of Senators assigned to each district as follows:

Total population (2,382,594) divided by number of Senators (46) equals 51,796 (number of people per Senator).

Senatorial

<i>District Number</i>	<i>Counties</i>	<i>Number of Senators</i>	<i>Population of District</i>	<i>Variation per Senator</i>
1	Oconee			
	Anderson			
	Abbeville	3	156,133	+ 0.5
2	Pickens	1	49,996	— 3.5
3	Greenville	4	209,776	+ 1.2
4	Spartanburg	3	156,830	+ 0.9
5	Laurens			
	Union			
	Newberry	2	107,040	+ 3.3
6	McCormick			
	Greenwood	1	52,970	+ 2.7
7	Saluda			
	Lexington			
	Edgefield			
	Aiken	3	172,053	+10.8
8	Cherokee			
	York	2	113,965	+10.0
9	Chester			
	Fairfield	1	51,601	— 0.4
10	Richland	4	200,102	— 3.4
11	Calhoun			
	Dorchester			
	Orangeburg	2	105,198	+ 1.6
12	Barnwell			
	Bamberg			
	Allendale	1	45,295	—12.5
13	Hampton			
	Colleton			
	Jasper			
	Beaufort	2	101,665	— 1.9
14	Charleston			
	Berkeley	5	254,578	— 1.7
15	Georgetown			
	Horry	2	103,045	— 0.5
16	Williamsburg			
	Florence			
	Marion	3	157,384	+ 1.3

Senatorial

<i>District Number</i>	<i>Counties</i>	<i>Number of Senators</i>	<i>Population of District</i>	<i>Variation per Senator</i>
17	Clarendon			
	Sumter	2	104,431	+ 0.8
18	Lancaster			
	Kershaw			
	Lee	2	94,769	— 8.5
19	Darlington	1	52,928	+ 2.2
20	Chesterfield			
	Marlboro			
	Dillon	2	92,830	—10.4

(b) The present determination for reapportionment of the State Senate shall be based on the population figures as determined by the 1960 United States Census.

(c) Senators shall be elected in the general election of 1968 for four-year terms and each four years thereafter.

(d) Each senate office shall constitute a separate and distinct office to which a separate number shall be assigned within each senatorial district. A candidate for the office of Senator within any such district shall be required to qualify for a specific senate office and shall not be permitted to qualify for more than one such office in any one election for the office of Senator.

The election ballots for the office of Senator in each district shall reflect the number assigned to each Senate office and the names of the candidates for each.

SECTION 3. Resident senators—filing in multi-county districts.—(a) In a multi-county district, when the population of any county exceeds one-fourty-sixth of the State's population it may have a number of resident Senators equal to each whole part of one-fourty-sixth of the State's population of such county and may have an additional resident Senator for any fractional part of such one-fourty-sixth only if such fractional part is at least one-half of one-fourty-sixth of the State's population; *provided*, that nothing herein shall be construed to mean that any county shall be prevented from having at least one resident Senator.

(b) All candidates for the office of State Senate in multi-county districts who are residents of the same county shall compete for the same numbered office except in those districts where more than

one Senator may be elected from a county. When filing has been made for the number of offices for which such a county is eligible, all additional candidates from the same county shall qualify for one of the same offices only.

SECTION 4. Definition of legislative delegation—exceptions.

—In multi-county senatorial districts, all references in existing statutes relative to county affairs and appointments to the members of a county legislative delegation or language of similar import, except in statutes relating to appointments required to be made upon the advice and consent of the Senate, in a determination of action by the delegation under the statutes, shall mean a majority of the members of the House of Representatives resident in the county when such county is without a resident senator and one-half of such members when such county has a resident senator and shall include in all such counties with or without a resident senator at least one senator thereof in those districts having not more than two senators and at least two senators in those districts having at least three senators; *provided*, however, that this section shall not apply to any county having more than five members of the House of Representatives.

SECTION 5. Saving clause.—If any provision herein shall be declared to be invalid such declaration shall not invalidate the remaining provisions of this act.

SECTION 6. Present Senate membership continues until qualification of reapportioned Senate.—The members of the Senate as now constituted shall continue to serve until the Senators elected under the provisions of this act have qualified.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of July, 1967.

An Act To Create The Office Of Tax Assessor For Marion County; To Provide For His Term Of Office, Salary, Powers And Duties; To Establish An Assessment And Equalization System; And To Devolve Certain Powers And Duties Of School District

Boards Of Assessors Relating To Real Property Upon the Tax Assessor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Marion County Tax Assessor office created—appointment and term.—There is hereby created the office of Tax Assessor for Marion County. He shall be appointed by a majority of the Marion County Legislative Delegation for such term as may be determined by the delegation. His salary shall be as provided in the annual county appropriations act, and he shall devote full time to the duties of this office. Vacancies shall be filled as the original appointment for the unexpired term.

SECTION 2. Duties of assessor.—The Tax Assessor shall:

(1) Consider the returns and lists laid before him by the County auditor and, if necessary, compare them with the tax return and lists of the previous years;

(2) Seek for and discover all real property in Marion County not previously returned by the owners or agents thereof or not listed for taxation by the county auditor, and list it for taxation in the name of the owner or person to whom it is taxable;

(3) Make a preliminary assessment of the value of all real property in the county and enter it upon the returns and lists furnished him by the county auditor for his consideration;

(4) From time to time reassess taxable property in the county so as to reflect its proper valuation in the light of changed conditions and to equalize insofar as is possible all properties within the county; and

(5) With the consent and approval of a majority of the legislative delegation, engage such personnel to assist him in his duties as he deems necessary, whose compensation shall be as provided in the annual county appropriations act.

SECTION 3. Review by board of tax review and appeals.—All assessments and reassessments made by the tax assessor shall be subject to review by the Marion County Board of Tax Review and Appeals.

SECTION 4. Devolvement of duties.—All powers, duties and privileges of the School District Boards of Assessors of Marion County, as they relate to the assessment and valuation of real property, are hereby devolved upon the tax assessor; subject, however,

to the duties and responsibilities of the county auditor as provided by law.

SECTION 5. Time effective.—This act shall take effect July 1, 1967.

Approved the 6th day of July, 1967.

(R762, H2116)

No. 542

An Act To Amend Section 21-4165, Code Of Laws Of South Carolina, 1962, Relating To Meetings Of The Union County Board Of Education, So As To Further Provide For The Compensation Of Members.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Compensation of Union County Board of Education increased—secretary included.—Section 21-4165, Code of Laws of South Carolina, 1962, is amended on line six by inserting “and the secretary” after the word “members” and on line seven by striking “five” and inserting “ten”.

The section when amended shall read as follows:

“Section 21-4165. Five members of the Union County Board of education shall constitute a quorum for the transaction of business, and a majority of those present at any meeting, provided that at least a quorum is present, may decide any question arising for decision. The county board of education shall provide a secretary to the board. The board shall meet at such times as they may deem necessary or advisable. The members and the secretary shall receive ten dollars and mileage as allowed by law for each meeting attended.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of July, 1967.

(R764, H2128)

No. 543

An Act To Authorize The Board Of Administrators Of Richland County To Hire And Determine Compensation For The County Engineer And To Define The Necessary Qualifications For The Position.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Compensation and qualifications of Richland County engineer.—Notwithstanding any other provisions of law, the Board of Administrators of Richland County are hereby authorized to hire and determine the compensation for the county engineer who shall be employed by a majority vote of the board and shall serve at the pleasure of the board and have such duties and responsibilities as the board shall determine. *Provided*, however, that the county engineer shall be a graduate of an accredited college or university with a degree in one of the recognized fields of engineering.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of July, 1967.

(R765, H2129)

No. 544

An Act To Authorize The Treasurer Of Richland County To Designate Certain Employees As Deputy Treasurers To Collect And Remit Certain Fees.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Richland County Treasurer to designate certain assistants.—The Treasurer of Richland County is authorized to designate an employee or employees in any office, agency or department of Richland County, where the fees charged by such department are presently paid directly to the Treasurer, as a Deputy Treasurer to collect and remit the fees to the County Treasurer to the end that all fees may be paid and collected in the office, agency or department where the service is performed. The fees shall be collected, receipted for, and remitted, pursuant to regulations prescribed or approved by the Board of Administrators. Employees in any department collecting fees shall be bonded.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of July, 1967.

(R766, H2130)

No. 545

An Act To Amend Section 59-539, Code Of Laws Of South Carolina, 1962, Relating To The Furnishing Of Water Or Sewerage By Certain Municipalities In Pickens County, So As To Extend The Provisions To Any Municipality Or Water Or Sewerage District In The County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 59-539 amended—municipalities and districts in Pickens County may extend water and sewage disposal services.—Section 59-539 of the 1962 Code is amended so as to extend the provisions authorizing the sale of water to all municipalities by striking the section in its entirety and inserting in lieu thereof the following :

“Section 59-539. Any municipality or special purpose district in Pickens County which furnishes water or sewerage may, through the governing body of the municipality or district, enter into a contract with any person within or without its corporate limits to furnish such person water or sewerage disposal facilities upon such terms, rates and charges as may be fixed by contract between the parties when in the judgment of the governing body of the municipality or district it is best for the interest of the municipality or district to do so. No such contract shall be for a longer period than fifty years but any such contract may be renewed from time to time for periods not exceeding fifty years.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of July, 1967.

(R767, S138)

No. 546

An Act To Amend Section 32-194, Code Of Laws Of South Carolina, 1962, Relating To The Chesterfield County Board Of Health, So As To Reduce Its Membership And To Further Provide For The Appointment Of Its Members And Terms Of Office.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 32-194 amended—Chesterfield County Board of Health membership reduced—method of appointment and terms changed.—Section 32-194, Code of Laws of South Carolina, 1962, is amended by striking it out and inserting in lieu thereof the following, so as to reduce the membership of the Chesterfield County Board of Health from eleven to five, to change the manner of appointment and to increase the terms of office. The section when amended shall read as follows:

“Section 32-194. The board shall be composed of five resident electors of Chesterfield County to be appointed by the Governor, upon the recommendation of a majority of the legislative delegation. One member shall be appointed from each of the three road districts in the county and two from the county at large. The terms of the members shall be for four years and until their successors are appointed and qualify. Vacancies shall be filled in the same manner as the original appointment for the unexpired portion of the term only. The recommendations provided for in this section shall be filed with the clerk of court of Chesterfield County who shall forward them to the Governor.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R768, S242)

No. 547

An Act To Provide For The Compensation Of Circuit Court Grand And Petit Jurors In Charleston County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Charleston County jurors — compensation.—Notwithstanding the provisions of Item 7 of Section 38-308, Code of

Laws of South Carolina, 1962, in Charleston County the circuit court grand and petit jurors shall receive seven dollars per day whether or not they are discharged from jury service before one o'clock p. m. on any day, and mileage at the rate of ten cents per mile for going to and returning from court for each day of attendance at court.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R770, S528)

No. 548

An Act To Authorize The Board Of Public Works Of The City Of Gaffney To Borrow Certain Monies, To Further Provide For The Administration Of Its Affairs And To Provide For The Compensation Of Its Members.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. City of Gaffney authorized to borrow.—The Board of Public Works of the City of Gaffney, without the necessity of issuing bonds, shall be authorized to borrow up to one hundred thousand dollars from any source, including local banks, upon such terms and at such rates of interest as the Board shall determine, and to execute its promissory notes therefor and secure same with a mortgage on any of its property, real or personal, including a pledge of the revenues from its municipal system. Any such loan proceeds may be used for operations, maintenance, repairs, improvements and extensions to its municipal system, including new capital improvements. Notwithstanding any other provision of law the expenditure of any funds for repairs, improvements or extensions of the municipal system, whether inside or outside the limits of the City of Gaffney, shall be a matter solely for the determination and judgment of the members of the Board of Public Works. This provision is cumulative and shall in no way restrict or limit the right of the Board of Public Works to issue bonds for capital improvements.

SECTION 2. Compensation of members of Board of Public Works.—The members of the Board of Public Works shall re-

ceive compensation for their services at the rate of eight hundred dollars annually, to be paid from the general operating revenues as now provided by law. The operation and administration of its business and the exclusive control of its assets shall be the sole and separate legal responsibility of the members of the Board of Public Works.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R772, S598)

No. 549

An Act To Amend Sections 33-1679 And 33-1679.1, Code Of Laws Of South Carolina, 1962, Relating To Minimum Specifications For Roads And Deeding Of Land To Greenville County For Road Purposes, So As To Make Provisions Upon Adoption Of Certain Regulations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 33-1679 amended to permit certain conveyances for road purposes in Greenville County—conditions established.—Section 33-1679, Code of Laws of South Carolina, 1962, is amended so as to make provisions for the deeding of land to Greenville County for road purposes after the adoption of certain regulations, by adding at the end thereof the following: "The requirements of Items (2) (a), (b) and (c) and the paragraph on alleys and alleyways shall no longer be applicable upon adoption of regulations governing the subdivision of land by the Greenville County Planning Commission. Approval of the final plat by the Planning Commission and subsequent filing of such plat in the office of the Greenville County Register of Mesne Conveyance shall be deemed a dedication of all rights of way, roads, highway or land for road purposes shown on the plat and recording the final plat shall have the effect of transferring all rights of way, roads, highway or land for road purposes in fee simple to the county." The section when amended shall read as follows:

"Section 33-1679. No right of way, road, highway or land for road purposes shall be deeded to Greenville County until all of the

following conditions are met, and the county attorney shall not approve such deed until the conditions enumerated in this section are fully met and satisfied:

(1) All taxes, liens or encumbrances of any type shall have been fully paid and satisfied; and

(2) The county supervisor shall have certified to the county attorney, in writing, that the following conditions have been fulfilled;

(a) that the county supervisor has advertised in a daily newspaper of the county that such right of way, road, highway or land is to be deeded to the county and that a public hearing will be had on the matter upon request signed by at least ten freeholders of the county;

(b) that at least thirty days have expired since the last day of such advertisement; and

(c) that the county attorney has received from the governing body of the county a written certificate setting forth the fact that any request for a public hearing signed by at least ten freeholders of the county has been met, and that the governing body does approve the deeding of the property in question to the county.

Provided, that alleys and alleyways, known and designated as such, are specifically excluded and shall not come within the provisions of this section. The requirements of Items (2)(a), (b) and (c) and the paragraph on alleys and alleyways shall no longer be applicable upon adoption of regulations governing the subdivision of land by the Greenville County Planning Commission. Approval of the final plat by the Planning Commission and subsequent filing of such plat in the office of the Greenville County Register of Mesne Conveyance shall be deemed a dedication of all rights of way, roads, highway or land for road purposes shown on the plat and recording the final plat shall have the effect of transferring all rights of way, roads, highway or land for road purposes in fee simple to the county."

SECTION 2. Section 33-1679.1 amended—minimum road specifications prescribed.—Section 33-1679.1, Code of Laws of South Carolina, 1962, is amended so as to provide for minimum specifications for roads after the adoption of certain regulations, by adding at the end thereof the following: "The provisions of the preceding paragraph shall no longer be applicable upon adoption of subdivision regulations by the Greenville County Planning Commission and the minimum specifications for roads shall comply with the requirements as set

forth in the regulations governing land subdivision." The section when amended shall read as follows:

"Section 33-1679.1. The county governing body shall not approve in any instance the deeding of any road to the county in any subdivision, real estate development or land or housing development, unless the county supervisor shall certify to them, in writing, that such road meets the minimum specifications for farm-to-market roads in regard to drainage and width of right of way as set forth by the State Highway Department; *provided*, that the requirements of this section relating to the minimum width of right of way shall not apply to streets or roads located within or constituting a part of any industrial village area or other densely populated, congested or developed area if such streets and roads were in existence prior to January 1, 1956 and if the industrial village was in existence or such other area had become densely populated, congested or developed prior to January 1, 1956. For the acceptance of the deed to a road as provided in this section it shall not be required that the road shall have been surfaced-treated.

The provisions of the preceding paragraph shall no longer be applicable upon adoption of subdivision regulations by the Greenville County Planning Commission and the minimum specifications for roads shall comply with the requirements as set forth in the regulations governing land subdivision."

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R774, S600)

No. 550

An Act To Amend Section 23-157, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Voting Precincts In Anderson County, So As To Eliminate The Blair Mill Precinct; And To Provide A Temporary Voting Place For Persons Formerly Voting At Blair Mill.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 23-157 amended to eliminate Anderson County voting precinct.—Section 23-157, of the 1962 Code, as

amended, is further amended by striking "Blair Mill;" on line two of the penultimate paragraph so that, when so amended, the paragraph shall read:

"Appleton Mill; Barker's Creek; Belton; Belton Mill; Bishop's Branch; Bowling Green; Broadway; Brushy Creek; Cedar Grove; Centerville; Chiquola Mill; Concrete; Corner; Craytonville; Denver; Edgewood; Equinox; Five Forks; Flat Rock; Fork No. 1; Fork No. 2; Friendship; Gluck Mill; Green Pond; Groce School; Hall; Hammond School; High Point; Homeland Park; Honea Path; Hopewell; Iva; Jackson Mill; LaFrance; McAdams; Melton; Mount Tabor; Mountain Creek; Mountain View; Neal's Creek; Orr Mill; Pelzer No. 1; Pelzer No. 4; Pendleton; Piedmont; Piercetown; Riverside-Toxaway; Rock Mill; Rock Spring; Sandy Springs; Saylors Cross Roads; Shirley's Store; Simpsonville; Starr; Three and Twenty; Toney Creek; Townville; Walter-McElmoyle; West Pelzer; West Savannah; White Plains, Williamston; Williamston Mill; and Wright's School."

SECTION 2. Temporary voting place provided.—All persons formerly voting at Blair Mill precinct shall vote at Belton precinct until April 30, 1968. Residents of the area previously designated as the Blair Mill precinct shall, after September 1, 1967, register or re-register at the precinct nearest to their place of residence.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R776, S606)

No. 551

An Act To Make It Unlawful To Ride A Surfboard Within One Hundred Yards Of Any Fishing Pier In Game Zone No. 7.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Surfboarding prohibited near fishing piers—Game Zone 7.—It shall be unlawful to ride a surfboard within one hundred yards of any fishing pier in Game Zone No. 7.

SECTION 2. Penalties.—Anyone violating the provisions of this act shall be guilty of a misdemeanor and upon conviction shall be

fined not more than one hundred dollars or imprisoned for not more than thirty days.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R777, S607)

No. 552

An Act To Authorize The Town Of Simpsonville To Furnish Fire Protection Beyond Its Corporate Limits.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Town of Simpsonville authorized to extend fire protection.—The Town of Simpsonville may furnish fire protection beyond its corporate limits and may contract for the furnishing of such fire protection.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R778, S608)

No. 553

An Act To Authorize The Department Of Parks, Recreation And Tourism To Cooperate And Enter Into Certain Contracts With Political Subdivisions Of This State.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Parks, Recreation and Tourism Department authorized to cooperate and contract with political subdivisions.—The Department of Parks, Recreation and Tourism is authorized to cooperate and enter into certain contracts with political subdivisions of this State.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of July, 1967.

(R779, H1402)

No. 554

An Act To Amend Section 10-2551, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Payment Of Money To Minors Or Incompetents, So As To Increase The Amount Of Money That May Be Paid To Such Minors Or Incompetents Without The Appointment Of A Guardian Or Committee.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 10-2551 amended—increase payments to minors without guardian or committee.—Section 10-2551, Code of Laws of South Carolina, 1962, as amended, is further amended on lines two and fourteen by striking “one thousand” and inserting in lieu thereof “twenty-five hundred”. The section when amended shall read as follows:

“Section 10-2551. When a minor or other incompetent becomes entitled to a sum of not exceeding twenty-five hundred dollars and has no general or testamentary guardian or committee to whom such sum may be paid, if, in the judgment of the court, the sum is too small to warrant the expense of the appointment of a guardian or committee, such court or the judge thereof may make an order for the same to be paid the minor or other incompetent or the father or mother of such minor or other incompetent, or if the father and mother be dead, to some other person for the benefit of such minor or other incompetent as to such court or judge may seem best. *Provided*, that when a guardian or committee has been appointed for a minor or other incompetent and an accounting is filed with the probate court and the corpus then remaining for the benefit of the minor or other incompetent is twenty-five hundred dollars or less the court, in its discretion, may order the corpus to be paid to the minor or other incompetent or the father or mother of such minor or other incompetent or, if the father or mother be dead, to some other person for the benefit of such minor or other incompetent as to such court may seem best, after which the guardian or committee may be discharged as provided by law.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R783, H2074)

No. 555

An Act To Amend Sections 15-1651.2 And 15-1651.8, Code Of Laws Of South Carolina, 1962, Relating To The Civil And Domestic Relations Court Of Laurens, So As To Increase The Term Of The Judge, To Further Provide For His Appointment And To Further Define The Jurisdiction Of The Court, And To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 15-1651.23, So As To Provide For A Limited Criminal Jurisdiction In Nonsupport Cases.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 15-1651.2 amended to provide for appointment, term and compensation of judge.—Section 15-1651.2, Code of Laws of South Carolina, 1962, is amended to increase the term of the judge of the Civil and Domestic Relations Court of Laurens and further provide for his appointment and compensation, by striking the entire section and inserting :

“Section 15-1651.2. The term of office of the judge of the Civil and Domestic Relations Court of Laurens shall be for four years and until his successor is appointed and qualifies ; *provided*, however, that the initial appointment shall be from July 1, 1967 to June 30, 1969. He shall be appointed by the Governor upon recommendation of the Laurens County Bar Association, approved by the Laurens County Legislative Delegation, including the Senator. In the event the recommendation of the bar association is not approved by the legislative delegation, including the Senator, a new recommendation shall be made within ten days. Appointment of the judge shall be made at least thirty days prior to the expiration of the term of the judge in office. No person shall be eligible to serve as judge who has not been a practicing attorney for at least five years prior to his appointment. The judge shall not practice in any court in the county but may practice in any federal court. The salary of the judge shall be ten thousand five hundred dollars annually.

The judge so appointed shall take such oath as may be prescribed by the resident judge of the Judicial Circuit in which Laurens County is located. In case of the absence or inability of the judge to act at the time fixed for holding a term of court or in case of his disqualification for any reason, the resident circuit judge may appoint some suitable person to hold such term or terms of court as may be designated by the resident circuit judge.”

SECTION 2. Section 15-1651.23 added to provide limited criminal jurisdiction.—The Code of Laws of South Carolina, 1962, is amended by adding Section 15-1651.23 to provide for criminal jurisdiction of the Civil and Domestic Relations Court of Laurens in certain cases, to read as follows:

“Section 15-1651.23. The Civil and Domestic Relations Court of Laurens shall have criminal jurisdiction of all nonsupport cases where the defendant waives action by the grand jury and desires to plead guilty. The probation officer assigned to the Circuit Court in Laurens County shall supervise all probation matters for the court.”

SECTION 3. Section 15-1651.8 amended to further define court's jurisdiction.—Section 15-1651.8, Code of Laws of South Carolina, 1962, is amended to further define jurisdiction of the court by striking the entire section and inserting:

“Section 15-1651.8. The Civil and Domestic Relations Court of Laurens County shall have concurrent jurisdiction with the court of common pleas in all civil cases and special proceedings, both at law and in equity not involving titles to real estate in which the amount demanded in the complaint does not exceed the sum of ten thousand dollars and shall further have concurrent jurisdiction in matters involving foreclosure of real estate mortgages and partitions without regard to the amount of the mortgage or the value of the property concerned.

The court shall have concurrent jurisdiction with the court of common pleas in actions relating to the adoption of children, divorce from the bonds of matrimony and alimony, and settlement of property rights, including real property, regardless of the amount of alimony or the property rights settled or the judgment obtained. The court shall have the responsibility and power previously exercised by the Domestic Relations Court of Laurens County and the probate judge of Laurens County in regard to the welfare of minor children and have jurisdiction:

(1) Within the territorial jurisdiction of the court to hear and determine all proceedings to compel the support of a wife, child or stepchild, including the authority to issue temporary orders on behalf of any woman or child whose life or health is immediately in danger, and to provide support and protection for such woman or child; *provided*, that such orders be based upon or accompanied by satisfactory affidavits of the woman, child or other interested person and

such order is accompanied by a rule to show cause answerable in a hearing within five days of the temporary order;

(2) For the protection, guardianship and disposition of neglected or dependent minors in proceedings properly brought before the court for the support of a wife, child or stepchild;

(3) Within the territorial jurisdiction of the court in all cases or proceedings against persons charged with failure to obey an order of the court made pursuant to authority conferred by law; and

(4) In the exercise of its domestic relations jurisdiction, the court shall have countywide jurisdiction and have all powers set forth in Section 15-1225."

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R784, H1459)

No. 556

An Act To Amend Section 46-664 Of The 1962 Code, As Amended, Relating To Gross Weight And Loads For Vehicles, So As To Increase The Permissible Weight Of Double-Axle Vehicles And Prescribe Weight Limitations For Single-Unit Vehicles With Four Or More Axles, And To Amend Section 46-522 Of The 1962 Code, Relating To Vehicles Not Requiring Lamps, So As To Provide Penalties For Operating Such Vehicles.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 46-664 amended to provide further for vehicle weight limits.—Section 46-664 of the 1962 Code, as amended, is further amended, so as to increase the permissible weight of double-axle vehicles and prescribe weight limitations for single-unit vehicles with four or more axles, by striking it out and inserting:

"Section 46-664. The gross weight of a vehicle, or combination of vehicles, shall not exceed the following:

- (a) Single-unit vehicle with two axles 35,000 lbs.
- (b) Single-unit vehicle with three axles 46,000 lbs.
- (c) Single-unit vehicle with four or more axles 63,000 lbs.
- (d) Combination of vehicles with three axles 50,000 lbs.
- (e) Combination of vehicles with four axles 65,000 lbs.
- (f) Combination of vehicles with five or more axles . 73,280 lbs.

The gross weight imposed upon the highway by two or more consecutive axles in tandem articulated from a common attachment to the vehicle and spaced not less than 40 inches nor more than 96 inches apart shall not exceed 36,000 pounds, and no one axle of any such group of two or more consecutive axles shall exceed the load permitted for a single axle. The load imposed on the highway by two consecutive axles, individually attached to the vehicle and spaced not less than 40 inches nor more than 96 inches apart, shall not exceed 36,000 pounds and no one axle of any such group of two consecutive axles shall exceed the load permitted for a single axle. The gross weight imposed upon the highway by all axles of a single unit vehicle with four or more axles shall not exceed the following:

<i>Distance between the extremes of the front and rear axles</i>	<i>Maximum Gross Weight</i>
At least 12 feet	50,000
At least 15 feet	52,000
At least 20 feet	55,500
At least 25 feet	58,500
At least 30 feet	62,000
At least 32 feet	63,500

No vehicles with a tandem axle weight in excess of 32,000 pounds shall be operated or moved upon any highway or section of highway in the Interstate System unless and until the 32,000-pound tandem axle limitation imposed by Title 23, United States Code Section 127, is amended or repealed."

SECTION 2. Section 46-522 amended—penalty added for nighttime use of vehicles not required to have lights.—Section 46-522 of the 1962 Code is amended by adding the following paragraph at the end of the section:

"Any person violating the provisions of this section shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined not more than two hundred dollars or imprisoned for not more than sixty days or both." When so amended, the section shall read:

"Section 46-522. Vehicles which are not kept for use or used at any time when lighted lamps are required by Section 46-521 need not be equipped with the lighting equipment otherwise required in this article for use at such times and it shall be unlawful for any person to drive or move any such vehicle or for the owner to permit such

vehicle to be driven or moved on any highway during such times unless it shall comply with all provisions of this article with respect to lighted lamps and other equipment.

Any person violating the provisions of this section shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined not more than two hundred dollars or imprisoned for not more than sixty days or both."

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R787, H2104)

No. 557

An Act To Provide For The Council-Manager Form Of Government For The City Of Newberry Pursuant To Chapter 7 Of Title 47, Code Of Laws Of South Carolina, 1962.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Council-manager government for City of Newberry authorized.—The City of Newberry is hereby authorized to establish the council-manager form of government in accordance with Chapter 7 of Title 47, Code of Laws of South Carolina, 1962, and to exercise all powers and perform all duties provided for therein.

SECTION 2. Prior acts ratified.—All acts performed by the council-manager form of government of the City of Newberry prior to the effective date of this act are hereby ratified.

SECTION 3. Election and terms prescribed.—The election and terms of office provided for in Section 47-699.22 of the 1962 Code for cities establishing the council-manager form of government are hereby adopted for the City of Newberry and shall govern the election and terms of office for officials of that city when the terms of office of existing officials expire.

SECTION 4. Personnel deemed qualified.—Any person who at the time of enactment of this Act who is presently employed or holding any office or appointment by the City of Newberry, shall be deemed qualified to hold such employment, office, or appointment, notwithstanding the fact that the qualifications stated in Chapter 7,

Title 47, require specific training or education or status of attorney-at-law. No such person shall be discharged by reason of the fact that the requirement of Chapter 7, Title 47, requires specific training or education or status of attorney-at-law.

SECTION 5. Saving clause.—In the event any part of this act is declared unconstitutional, it shall not affect the remaining provisions.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R790, H2148)

No. 558

An Act To Amend Sections 23-193 And 47-1561.1, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Precincts And Wards In Richland County And The City Of Columbia, So As To Redefine Such Voting Precincts.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-193 amended to redefine voting precincts in Richland County.—Section 23-193, Code of Laws of South Carolina, 1962, as amended, is further amended so as to redefine precincts in Richland County, by striking it in its entirety and inserting in lieu thereof the following :

“Section 23-193. In Richland County there shall be the following voting precincts :

(1) *Arcadia Precinct.*—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the center line of Trenholm Road and the Richland School District No. 1-No. 2 boundary line and extending therefrom in a north-westerly direction along the Richland School District No. 1-No. 2 boundary line to a point where it intersects with the Seaboard Air Line Railway's right of way, thence turning and extending therefrom in a northeasterly direction along the Seaboard Air Line Railway's right of way to a point where it intersects with the center line of Decker Boulevard, thence turning and extending therefrom in a southeasterly direction along the center line of Decker Boulevard to a point where it intersects with the center line of State Highway

No. 12, thence turning and extending therefrom in a southwesterly direction along the center line of State Highway No. 12 to a point where it intersects with the center line of Rockbridge Road, thence turning and extending therefrom in a northwesterly direction along the center line of Rockbridge Road to a point where it intersects with the center line of Trenholm Road, thence turning and extending therefrom in a southerly direction along the center line of Trenholm Road to the point of beginning at Trenholm Road and Richland School District No. 1-No. 2 boundary line.

(2) *Ballentine Precinct*.—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the Richland School District No. 1-No. 6 boundary line and the run of the Broad River and extending therefrom in a northwesterly direction along the run of the Broad River to a point where it intersects with the run of Wateree Creek, thence turning and extending therefrom in a southerly direction along the center line of the unimproved road to a point where it intersects with the center line of State Road No. 234, thence turning and extending therefrom in a westerly direction along the center line of State Road No. 234 and continuing in a southerly direction along the center line of State Road No. 216 to a point where State Road No. 216 terminates, thence turning and extending therefrom on a projected straight line south to a point where the line intersects with the Lexington-Richland County line, thence turning and extending therefrom in an easterly direction along the county line of Lexington and Richland counties to a point where it intersects with the Richland School District No. 1-No. 6 boundary line, thence turning and extending therefrom in a northeasterly direction along the Richland School District No. 1-No. 6 boundary line to the point of beginning at the Richland School District No. 1-No. 6 boundary line and the run of the Broad River.

(3) *Blythewood Precinct*.—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the Richland School District No. 1-No. 2 boundary line and Fairfield-Richland County line and extending therefrom in a northeasterly direction along the county line of Fairfield and Richland Counties to a point where it intersects with the Kershaw-Richland County line, thence turning and extending therefrom in a southwesterly direction along the county line of Kershaw and Richland Counties to a point where it intersects with the run of Rice

Creek, thence turning and extending therefrom in a westerly direction along Rice Creek to a point approximately one-quarter of a mile south of State Road No. 1041, thence turning and extending therefrom in a westerly direction along the run of the branch stream direct to the intersection of the center line of U. S. Highway No. 21 and State Highway No. 555, thence turning and extending therefrom in a southeasterly direction along the center line of State Highway No. 555 for a distance of approximately two and one-quarter miles to a point where it intersects with the center line of the unimproved road, thence turning and extending therefrom in a westerly direction along the center line of the unimproved road to a point where it intersects with the center line of U. S. Highway No. 21, thence turning and extending therefrom in a southerly direction along the center line of U. S. Highway No. 21 to a point where it intersects with the Richland School District No. 1-No. 2 boundary line, thence turning and extending therefrom in a northwesterly direction along the Richland School District No. 1-No. 2 boundary line to the point of beginning at the Richland School District No. 1-No. 2 boundary line and Fairfield-Richland County line.

(4) *Brandon Precinct*.—All of that area of the county embraced within the following boundaries: Commencing at the intersection of U. S. Highway No. 76 and the City of Columbia city limits line and extending therefrom in a northeasterly direction along the line of the City of Columbia city limits to a point where it intersects with the boundary of Fort Jackson, thence turning and extending therefrom in an easterly direction along the boundary line of Fort Jackson to a point where it intersects with the center line of Fairmont Drive at Leesburg Road, thence turning and extending therefrom in a southeasterly direction along the center line of Fairmont Drive to a point where it intersects with the center line of Hazelwood Road, thence turning and extending therefrom in a southwesterly direction along the center line of Hazelwood Road to a point where it intersects with the center line of U. S. Highway No. 76, thence turning and extending therefrom in a northwesterly direction along the center line of U. S. Highway No. 76 to the point of beginning at U. S. Highway No. 76 and City of Columbia city limits line.

(5) *College Place Precinct*.—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the run of Crane Creek and the center line of State High-

way No. 215 and extending therefrom in a southerly direction along the center line of State Highway No. 215 to a point where it intersects with the center line of Pond View Road, thence turning and extending therefrom on a straight line in an easterly direction to a point where it intersects with the nearest northwesterly tip of the City of Columbia city limits line, thence turning and extending therefrom in an easterly direction along the line of the City of Columbia city limits and continuing along the line to a point where it intersects with the center line of U. S. Highway No. 21, thence turning and extending therefrom in a northeasterly direction along the center line of U. S. Highway No. 21 to a point where it intersects with the center line of Mason Road, thence turning and extending therefrom in a westerly direction along the center line of Mason Road to a point where it intersects with the center line of U. S. Highway No. 321, thence turning and extending therefrom in a northerly direction along the center line of U. S. Highway No. 321 to a point where it intersects with the run of Crane Creek, thence turning and extending therefrom in a southwesterly direction along the run of Crane Creek to the point of beginning at the run of Crane Creek and State Highway No. 215.

(6) *Cooper Precinct.*—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the center line of Forest Drive and the Richland School District No. 1-No. 2 boundary line and extending therefrom in a northwesterly direction along the Richland School District No. 1-No. 2 boundary line to a point where it intersects with the center line of Trenholm Road, thence turning and extending therefrom in a northerly direction along the center line of Trenholm Road to a point where it intersects with the center line of Rockbridge Road, thence turning and extending therefrom in a southeasterly direction along the center line of Rockbridge Road to a point where it intersects with the center line of State Highway No. 12, thence turning and extending therefrom in a southwesterly direction along the center line of State Highway No. 12 to a point where it intersects with the center line of Jackson Boulevard, thence turning and extending therefrom in a southerly direction along the center line of Jackson Boulevard to a point where it intersects with the center line of Longstreet Road, thence turning and extending therefrom in a southwesterly direction along the center line of Longstreet Road to a point where it intersects with the center line of Forest Drive,

thence turning and extending therefrom in a westerly direction along the center line of Forest Drive to the point of beginning at Forest Drive at the Richland School District No. 1-No. 2 boundary line.

(7) *Dennyside Precinct*.—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the runs of the Broad and Little Rivers and extending therefrom in a northerly direction along the run of Little River to the Richland-Fairfield County line, thence turning and extending therefrom in an easterly direction along the county line of Richland and Fairfield Counties to a point where it intersects with the Richland School District No. 1-No. 2 boundary line, thence turning and extending therefrom in a southeasterly direction along the Richland School District No. 1-No. 6 boundary line to a point where it intersects with the center line of State Highway No. 321, thence turning and extending therefrom in a southerly direction along the center line of State Highway No. 321 to a point where it intersects with the run of Crane Creek, thence turning and extending therefrom in a southwesterly direction along the run of Crane Creek to a point where it intersects with the center line of Interstate Highway No. 20, thence turning and extending therefrom in a southwesterly direction along the center line of Interstate Highway No. 20 to a point where it intersects with the run of the Broad River, thence turning and extending therefrom in a northwesterly direction along the run of the Broad River to the point of beginning at the runs of the Broad and Little Rivers.

(8) *Dentsville Precinct*.—All of that area of the county embraced within the following boundaries: Commencing with the Richland School District No. 1-No. 2 boundary line at the intersection of the Southern and Seaboard Air Lines Railway's right of ways and extending therefrom in a northeasterly direction along the boundary line of Richland School District No. 1-No. 2 to a point where it intersects with the center line of State Road No. 424, thence turning and extending therefrom in a southeasterly direction along the center line of State Road No. 424 to a point where it intersects with the center line of U. S. Highway No. 1, thence turning and extending therefrom in a southwesterly direction along the center line of U. S. Highway No. 1 to a point where it intersects with the center line of Decker Boulevard, thence turning and extending therefrom in a southeasterly direction along the center line of Decker Boulevard to a point where it intersects with the center line of the

Seaboard Air Line Railway's right of way, thence turning and extending therefrom in a southwesterly direction along the Seaboard Air Lines Railway's right of way to a point where it intersects with the Richland School District No. 1-No. 2 boundary line, thence continuing in a southwesterly direction along the boundary line of Richland School District No. 1-No. 2 to the point of beginning at the intersection of the Southern and Seaboard Air Lines Railway's right of ways.

(9) *Eastover Precinct*.—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the center lines of State Highway No. 764 and U. S. Highway No. 76 and extending therefrom in an easterly direction along the center line of U. S. Highway No. 76 to a point where it intersects with the run of the Wateree River, thence turning and extending therefrom in a southerly direction along the run of the Wateree River to a point where it intersects with the run of the Congaree River, thence turning and extending therefrom in a westerly direction along the run of the Congaree River to a point where it intersects with the center line of U. S. Highway No. 601, thence turning and extending therefrom in a northerly direction along the center line of U. S. Highway No. 601 to a point where it intersects with the run of Little Creek, thence turning and extending therefrom in a northwesterly direction along the run of Little Creek to a point where it intersects with the center line of State Road No. 56, thence turning and extending therefrom in a northwesterly direction along the center line of State Road No. 56 to a point where it intersects with the center line of State Road No. 1032, thence turning and extending therefrom in a westerly direction along the center line of State Road No. 1032 to a point where it intersects with the center line of State Road No. 489, thence turning and extending therefrom in a northerly direction along the center line of State Road No. 489 to a point where it intersects with the center line of State Highway No. 48, thence turning and extending therefrom in a westerly direction along the center line of State Highway No. 48 to a point where it intersects with the run of Toms Creek, thence turning and extending therefrom in a northwesterly direction along the run of Toms Creek to a point where it intersects with the center line of State Highway No. 764, thence turning and extending therefrom in a northwesterly direction along the center line of State Highway No. 764 to the point of beginning at State Highway No. 764 and U. S. Highway No. 1.

(10) *Edgewood Precinct*.—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the City of Columbia city limits and the center line of the Seaboard Air Line Railway's right of way located approximately four hundred feet northeast of the intersection of Koon and Farrow Roads and extending therefrom in a northeasterly direction along the center line of the Seaboard Air Line Railway's right of way to a point where it intersects with the center line of Cushman Drive, thence turning and extending therefrom in a southeasterly direction along the center line of Cushman Drive to a point where it intersects with the center line of Two Notch Road, thence turning and extending therefrom in a southwesterly direction along the center line of Two Notch Road to a point where it intersects with the City of Columbia city limits line, thence extending therefrom in a southwesterly direction along the line of the city limits of Columbia and continuing in a clockwise direction along the line to the point of beginning at the City of Columbia city limits and the Seaboard Air Line Railway's right of way located approximately four hundred feet northeast of the intersection of Koon and Farrow Roads.

(11) *Fairlawn Precinct*.—All of that area of the county embraced within the following boundaries: Commencing with the intersection of the center lines of U. S. Highway No. 321 and Sharpe Road and extending therefrom in a northeasterly direction along the center line of Sharpe Road to a point where it intersects with the center line of U. S. Highway No. 21, thence turning and extending therefrom in a northeasterly direction along the center line of U. S. Highway No. 21 to a point where it intersects with the center line of State Road No. 34, thence turning and extending therefrom in a southeasterly direction along the center line of State Road No. 34 to a point where the line extended intersects with the Richland School District No. 1-No. 2 boundary line, thence turning and extending therefrom in a northeasterly direction along the boundary line of Richland School District No. 1—No. 2 and continuing along the line in a counter clock-wise direction to a point where it intersects with the center line of U. S. Highway No. 321, thence turning and extending therefrom in a southerly direction along the center line of U. S. Highway No. 321 to the point of beginning at U. S. Highway No. 321 and Sharpe Road.

(12) *North Forest Acres Precinct*.—All of that area of the county embraced within the following boundaries: Commencing at the inter-

section of the center line of Forest Drive and the run of Gills Creek and extending therefrom in a westerly direction along the center line of Forest Drive to a point where it intersects with the Town of Forest Acres town limits line, thence turning and extending therefrom in a northerly direction along the boundary line of the Town of Forest Acres and continuing in a clock-wise direction to a point where the line intersects with the center line of Forest Drive, thence turning and extending therefrom in a southwesterly direction along the center line of Forest Drive to the point of beginning at Forest Drive and the run of Gills Creek.

(13) *South Forest Acres Precinct.*—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the center line of Forest Drive and the run of Gills Creek and extending therefrom in a southeasterly direction along the run of Gills Creek to a point where it intersects with the City of Columbia city limits, thence turning and extending therefrom in a westerly direction along the boundary line of the Town of Forest Acres and continuing in a clock-wise direction to a point where the line intersects with the center line of Forest Drive, thence turning and extending therefrom in an easterly direction along the center line of Forest Drive to the point of beginning at Forest Drive and the run of Gills Creek.

(14) *Gadsden Precinct.*—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the center lines of the Atlantic Coast Line Railway's right of way and the run of Cedar Creek and extending therefrom in a southwesterly direction along the run of Cedar Creek to a point where it intersects with the center line of State Road No. 734, thence turning and extending therefrom on a north-south line to a point where it intersects with the run of the Congaree River, thence turning and extending therefrom in a southeasterly direction along the run of the Congaree River to a point where it intersects with the center line of U. S. Highway No. 601, thence turning and extending therefrom in a northeasterly direction along the center line of U. S. Highway No. 601 to a point where it intersects with the run of Little Creek, thence turning and extending therefrom in a northwesterly direction along the run of Little Creek to a point where it intersects with the center line of State Road No. 56, thence turning and extending therefrom in a northwesterly direction along the center line of State Road No. 56 to a point where

it intersects with the center line of State Road No. 1032, thence turning and extending therefrom in a westerly direction along the center line of State Road No. 1032 to a point where it intersects with the center line of State Road No. 489, thence turning and extending therefrom in a northerly direction along the center line of State Road No. 489 to a point where it intersects with the center line of State Highway No. 48, thence turning and extending therefrom in a westerly direction along the center line of State Highway No. 48 to a point where it intersects with the run of Toms Creek, thence turning and extending therefrom in a northwesterly direction along the run of Toms Creek to a point where it intersects with the center line of the Atlantic Coast Line Railway's right of way, thence turning and extending therefrom in a northwesterly direction along the center line of the Atlantic Coast Line Railway's right of way to the point of beginning at the Atlantic Coast Line Railway's right of way and the run of Cedar Creek.

(15) *Garners Precinct*.—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the center lines of State Road No. 935 and State Highway No. 262 and extending therefrom in an easterly direction along the center line of State Highway No. 262 to a point where it intersects with the center line of U. S. Highway No. 601, thence turning and extending therefrom in a northerly direction along the center line of U. S. Highway No. 601 to a point where it intersects with the Richland School District No. 1-No. 2 boundary line, thence turning and extending therefrom in an easterly direction along the Richland School District No. 1-No. 2 boundary line to a point where it intersects with the run of the Wateree River, thence turning and extending therefrom in a southwesterly direction along the run of the Wateree River to a point where it intersects with the center line of U. S. Highway No. 76, thence turning and extending therefrom in a westerly direction along the center line of U. S. Highway No. 76 to a point where it intersects with the center line of State Road No. 945, thence turning and extending therefrom in a southwesterly direction along the center line of State Road No. 945 to a point where it intersects with the center line of State Road No. 935, thence turning and extending therefrom in a northerly direction along the center line of State Road No. 935 to the point of beginning at State Road No. 935 and State Highway No. 262.

(16) *Greenview Precinct*.—All of that area of the county embraced within the following boundaries: Commencing with the intersection of the City of Columbia city limits line and the center line of the Seaboard Air Line Railway's right of way located approximately four hundred feet northeast of Koon and Farrow Roads and extending therefrom in a northeasterly direction, thence in a northwesterly direction along the line of the city limits of the City of Columbia to a point where it intersects with the center line of U. S. Highway No. 21, thence turning and extending therefrom in a northeasterly direction along the center line of U. S. Highway No. 21 to a point where it intersects with the center line of Mason Road, thence turning and extending therefrom in a westerly direction along the center line of Mason Road to a point where it intersects with the center line of U. S. Highway No. 321, thence turning and extending therefrom in a northerly direction along the center line of U. S. Highway No. 321 to a point where it intersects with the center line of Sharpe Road, thence turning and extending therefrom in a northeasterly direction along the center line of Sharpe Road to a point where it intersects with the center line of U. S. Highway No. 21, thence turning and extending therefrom in a northeasterly direction along the center line of U. S. Highway No. 21 to a point where it intersects with the center line of State Road No. 34, thence turning and extending therefrom in a southeasterly direction along the center line of State Road No. 34 to a point where the line extended intersects with the Richland School District No. 1-No. 2 boundary line, thence turning and extending therefrom in a southwesterly direction along the boundary line of Richland School District No. 1-No. 2 to a point where it intersects with the Southern and Seaboard Air Line Railway's right of ways, thence turning and extending therefrom in a southwesterly direction along the center line of the Seaboard Air Line Railway's right of way to the point of beginning at the City of Columbia city limits and Seaboard Air Line Railway's right of way.

(17) *Hampton Precinct*.—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the City of Columbia city limits line and the center line of Airline Drive at Airline Drive and S. Ott Road and extending therefrom in a southerly direction parallel to the center line of S. Ott Road to a point where it intersects with the center line of the Atlantic Coast Line Railway's right of way, thence turning and extending

therefrom in a southeasterly direction along the Atlantic Coast Line Railway's right of way to a point where it intersects with the center line of Atlas Road, thence turning and extending therefrom in a northeasterly direction along the center line of Atlas Road to a point where it intersects with the center line of U. S. Highway No. 76, thence turning and extending therefrom in a northwesterly direction along the center line of U. S. Highway No. 76 to a point where it intersects with the City of Columbia city limits line, thence turning and extending therefrom in a counter clock-wise manner along the line of the City of Columbia city limits to the point of beginning at the City of Columbia city limits and Airline Drive and S. Ott Road.

(18) *Hopkins Precinct*.—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the run of Gills Creek and the center line of the Atlantic Coast Line Railway's right of way and extending therefrom in a southeasterly direction along the center line of the Atlantic Coast Line Railway's right of way to a point where it intersects with the run of Cedar Creek, thence turning and extending therefrom in a southerly direction along the run of Cedar Creek to a point where it intersects with the center line of State Road No. 734, thence turning and extending therefrom on a straight line due south to the run of the Congaree River, thence turning and extending therefrom in a southwesterly direction along the run of the Congaree River to a point where it intersects with the run of Gills Creek, thence turning and extending therefrom in a northeasterly direction along the run of Gills Creek and the Atlantic Coast Line Railway's right of way.

(19) *Horrel Hill Precinct*.—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the center line of the Atlantic Coast Line Railway's right of way and State Road No. 960 and extending therefrom in a northeasterly direction along the center line of State Road No. 960 to a point where it intersects with the center line of Old U. S. Highway No. 76, thence turning and extending therefrom in a northwesterly direction along the center line of Old U. S. Highway No. 76 to a point where it intersects with the center line of Benson Road at U. S. Highway No. 76, thence turning and extending therefrom in a northeasterly direction along the center line of Benson Road to a point where it intersects with the center line of Caughman Road, thence turning and extending therefrom in a northwesterly

direction along the center line of Caughman Road to a point where it intersects with the center line of Sunview Circle, thence turning and extending therefrom in a northerly direction along the center line of Sunview Circle to a point where it intersects with the run of Mill Creek, thence turning and extending therefrom in a northerly direction along the run of Mill Creek to a point where it intersects with the center line of Leesburg Road, thence turning and extending therefrom in an easterly direction along the center line of Leesburg Road to a point where it intersects with the center line of State Road No. 935, thence turning in a southerly direction along the center line of State Road No. 935 to a point where it intersects with the center line of State Road No. 945, thence turning and extending therefrom in a southeasterly direction along the center line of State Road No. 945 to a point where it intersects with the center line of U. S. Highway No. 76, thence turning and extending therefrom in an easterly direction along the center line of U. S. Highway No. 76 to a point where it intersects with the center line of State Highway No. 764, thence turning and extending therefrom in a southeasterly direction along the center line of State Highway No. 764 to a point where it intersects with the run of Toms Creek, thence turning and extending therefrom in a southerly direction along the run of Toms Creek to a point where it intersects with the center line of the Atlantic Coast Line Railway's right of way, thence turning and extending therefrom in a northwesterly direction along the center line of the Atlantic Coast Line Railway's right of way to the point of beginning at the Atlantic Coast Line Railway's right of way and State Road No. 960.

(20) *Keenan Precinct*.—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the center line of Two Notch Road and the City of Columbia city limits line and extending therefrom in a southeasterly direction along the line of the City of Columbia city limits to a point where the line intersects with the town limits line of the Town of Forest Acres, thence turning and extending therefrom in a northerly direction along the town limits line of the Town of Forest Acres and continuing in a clock-wise direction to a point where the line intersects with the center line of Spring Branch Road, thence turning and extending therefrom in a northerly direction along the center line of Spring Branch Road to a point where it intersects with the center line of Pinestraw Road, thence turning and extending therefrom in

a northwesterly direction along the center line of Pinestraw Road to a point where it intersects with the center line of Two Notch Road, thence turning and extending therefrom in a northeasterly direction along the center line of Two Notch Road to a point where it intersects with the Richland School District No. 1-No. 2 boundary line, thence turning and extending therefrom in a northwesterly direction along the boundary line of Richland School District No. 1-No. 2 to a point where the Southern and Seaboard Air Line Railway's right of ways intersect, thence turning and extending therefrom in a southwesterly direction along the center line of the Seaboard Air Line Railway's right of way to a point where it intersects with the center line of Cushman Drive, thence turning and extending therefrom in a southeasterly direction along the center line of Cushman Drive to a point where it intersects with the center line of Two Notch Road, thence turning and extending therefrom in a southwesterly direction along the center line of Two Notch Road to the point of beginning at Two Notch Road and the City of Columbia city limits.

(21) *Killian Precinct*.—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the center lines of U. S. Highway No. 1 and State Road No. 1274 and extending therefrom in a northwesterly direction along the center line of State Road No. 1274 to a point where it intersects with the center line of State Road No. 83, thence turning and extending therefrom in a northeasterly direction along the center line of State Road No. 83 to a point where it intersects with the run of Rice Creek, thence turning and extending therefrom in a westerly direction along the run of Rice Creek to a point approximately one-quarter of a mile south of State Road No. 1041, thence turning and extending therefrom in a westerly direction along the run of the branch stream direct to the intersection of the center line of U. S. Highway No. 21 and State Highway No. 555, thence turning and extending therefrom in a southeasterly direction along the center line of State Highway No. 555 for a distance of approximately two and one-quarter miles to a point where it intersects with the center line of the unimproved road, thence turning and extending therefrom in a westerly direction along the center line of the unimproved road to a point where it intersects with the center line of U. S. Highway No. 21, thence turning and extending therefrom in a southerly direction along the center line of U. S. Highway No. 21 to a

point where it intersects with the Richland School District No. 1-No. 2 boundary line, thence turning and extending therefrom in an easterly direction along the boundary line of Richland School District No. 1-No. 2 and continuing in a clock-wise direction to a point where it intersects with the center line of State Road No. 424, thence turning and extending therefrom in a southeasterly direction along the center line of State Road No. 424 to a point where it intersects with the center line of U. S. Highway No. 1, thence turning and extending therefrom in a northeasterly direction along the center line of U. S. Highway No. 1 to the point of beginning at U. S. Highway No. 1 and State Road No. 1274.

(22) *Lykesland Precinct*.—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the center lines of the Atlantic Coast Line Railway's right of way and Atlas Road and extending therefrom in a southeasterly direction along the center line of the Atlantic Coast Line Railway's right of way to a point where it intersects with the center line of State Road No. 960, thence turning and extending therefrom in a northeasterly direction along the center line of State Road No. 960 to a point where it intersects with the center line of Old U. S. Highway No. 76, thence turning and extending therefrom in a northwesterly direction along the center line of Old U. S. Highway No. 76 to a point where it intersects with the center line of Benson Road at U. S. Highway No. 76, thence turning and extending therefrom in a northeasterly direction along the center line of Benson Road to a point where it intersects with the center line of Caughman Road, thence turning and extending therefrom in a northwesterly direction along the center line of Caughman Road to a point where it intersects with the center line of Sunview Circle, thence turning and extending therefrom in a northerly direction along the center line of Sunview Circle to a point where it intersects with the run of Mill Creek, thence turning and extending therefrom in a northerly direction along the run of Mill Creek to a point where it intersects with the center line of Leesburg Road, thence turning and extending therefrom in a westerly direction along the center line of Leesburg Road to a point where it intersects with the center line of Newell Road, thence turning and extending therefrom in a northwesterly direction along the center line of Newell Road to a point where it intersects with the center line of Twin Lakes Road, thence turning and extending therefrom in a southwesterly direction along the

center line of Twin Lakes Road to a point where it intersects with the center line of Fairmont Drive at Leesburg Road, thence turning and extending therefrom in a southeasterly direction along the center line of Fairmont Drive to a point where it intersects with the center line of Hazelwood Road, thence turning and extending therefrom in a southwesterly direction along the center line of Hazelwood Road to a point where it intersects with the center line of U. S. Highway No. 76, thence turning and extending therefrom in a northwesterly direction along the center line of U. S. Highway No. 76 to a point where it intersects with the center line of Atlas Road, thence turning and extending therefrom in a southwesterly direction along the center line of Atlas Road to the point of beginning at the Atlantic Coast Line Railway's right of way and Atlas Road.

(23) *Midway Precinct*.—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the center lines of State Highway No. 12 and Decker Boulevard and extending therefrom in a northwesterly direction along the center line of Decker Boulevard to a point where it intersects with the center line of U. S. Highway No. 1, thence turning and extending therefrom in a northeasterly direction along the center line of U. S. Highway No. 1 to a point where it intersects with the center line of Alpine Road, thence turning and extending therefrom in a southeasterly direction along the center line of Alpine Road to a point where it intersects with the center line of State Highway No. 12, thence turning and extending therefrom in a southwesterly direction along the center line of State Highway No. 12 to the point of beginning at State Highway No. 12 and Decker Boulevard.

(24) *Oakwood Precinct*.—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the center line of Trenholm and Cedar Springs Roads and extending therefrom in a southerly direction along the center line of Trenholm Road to a point where it intersects with the center line of Shorebrook Road, thence turning and extending therefrom in a southeasterly direction along the center line of Shorebrook Road to a point where it intersects with the Richland School District No. 1-No. 2 boundary line, thence turning and extending therefrom in a northwesterly direction and continuing in a counter clock-wise direction along the boundary line of Richland School District No. 1-No. 2 to a point where it intersects with the center line of Two Notch Road, thence turning and extending therefrom in a south-

westerly direction along the center line of Two Notch Road to a point where it intersects with the center line of Pinestraw Road, thence turning and extending therefrom in a southeasterly direction along the center line of Pinestraw Road to a point where it intersects with the center line of Spring Branch Road, thence turning and extending therefrom in a southerly direction along the center line of Spring Branch Road to a point where it intersects with the town limits line of the Town of Forest Acres, thence turning and extending therefrom in a southerly direction along the town limits line of the Town of Forest Acres and continuing in a clockwise direction along the town limits line to a point where it intersects with the center line of Cedar Springs Road, thence turning and extending therefrom in an easterly direction along the center line of Cedar Springs Road to the point of beginning at Trenholm and Cedar Springs Roads.

(25) *Olympia Precinct*.—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the run of the Congaree River and the City of Columbia city limits line and extending therefrom in an easterly direction along the line of the city limits of Columbia and continuing to a point where it intersects with the center line of Airline Drive at Airline Drive and S. Ott Road, thence turning and extending therefrom in a southerly direction parallel to the center line of S. Ott Road to a point where it intersects with the center line of the Atlantic Coast Line Railway's right of way, thence turning and extending therefrom in a southeasterly direction along the center line of the Atlantic Coast Line Railway's right of way to a point where it intersects with the run of Gills Creek, thence turning and extending therefrom in a southerly direction along the run of Gills Creek to a point where it intersects with the run of the Congaree River, thence turning and extending therefrom in a northwesterly direction along the run of the Congaree River to the point of beginning at the run of the Congaree River and the City of Columbia city limits.

(26) *Pontiac Precinct*.—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the center lines of State Highway No. 12 and Alpine Road and extending therefrom in a northwesterly direction along the center line of Alpine Road to a point where it intersects with the center line of U. S. Highway No. 1, thence turning and extending therefrom in a northeasterly direction along the center line of U. S. Highway

No. 1 to a point where it intersects with the center line of State Road No. 1274, thence turning and extending therefrom in a northwesterly direction along the center line of State Road No. 1274 to a point where it intersects with the center line of State Road No. 83, thence turning and extending therefrom in a northeasterly direction along the center line of State Road No. 83 to a point where it intersects with the run of Rice Creek, thence turning and extending therefrom in an easterly direction along the run of Rice Creek to a point where it intersects with the Kershaw-Richland County line, thence turning and extending therefrom in a southeasterly direction along the county line of Kershaw and Richland Counties to a point where it intersects with the run of the Wateree River, thence turning and extending therefrom in a southeasterly direction along the run of the Wateree River to a point where it intersects with the Richland School District No. 1-No. 2 boundary line, thence turning and extending therefrom in a westerly direction along the Richland School District No. 1-No. 2 boundary line to a point where it intersects with the center line of U. S. Highway No. 601, thence turning and extending therefrom in a northerly direction along the center line of U. S. Highway No. 601 to a point where it intersects with the center line of State Road No. 268, thence turning and extending therefrom in a northwesterly direction along the center line of State Road No. 268 to a point where it intersects with State Highway No. 12, thence turning and extending therefrom in a southwesterly direction along the center line of State Highway No. 12 to the point of beginning at State Highway No. 12 and Alpine Road.

(27) *Ridgewood Precinct*.—All of that area of the county embraced braced within the following boundaries: Commencing at the intersection of the run of the Broad River and the center line of Interstate Highway No. 20 and extending therefrom in a northeasterly direction along the center line of Interstate Highway No. 20 to a point where it intersects with the run of Crane Creek, thence turning and extending therefrom in a northeasterly direction along the run of Crane Creek to a point where it intersects with the center line of State Highway No. 215, thence turning and extending therefrom in a southerly direction along the center line of State Highway No. 215 to a point where it intersects with the center line of Pond View Road, thence turning and extending therefrom on a straight line in an easterly direction to a point where it intersects with the nearest

northwesterly tip of the City of Columbia city limits line, thence turning and extending therefrom in a southerly direction along the line of the City of Columbia city limits and continuing along the line in a counter clockwise manner to a point where it intersects with the run of the Broad River, thence turning and extending therefrom in a northwesterly direction along the run of the Broad River to the point of beginning at the run of the Broad River and Interstate Highway No. 20.

(28) *St. Andrews Precinct*.—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the Lexington-Richland County line and the center line of Interstate Highway No. 20 and extending therefrom in a northeasterly direction along the center line of Interstate Highway No. 20 to a point where it intersects with the run of the Broad River, thence turning and extending therefrom in a southerly direction along the run of the Broad River to a point where it intersects with the Lexington-Richland County line, thence turning and extending therefrom in a northwesterly direction along the county line of Lexington and Richland Counties to the point of beginning at the Lexington-Richland County line and Interstate Highway No. 20.

(29) *Satchelford Precinct*.—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the center lines of Trenholm and Shorebrook Roads and extending therefrom in a southeasterly direction along the center line of Shorebrook Road to a point where it intersects with the Richland School District No. 1-No. 2 boundary line, thence turning and extending therefrom in a southeasterly direction along the boundary line of Richland School District No. 1-No. 2 to a point where it intersects with the center line of Forest Drive, thence turning and extending therefrom in a westerly direction along the center line of Forest Drive to a point where it intersects with the Town of Forest Acres town limits line, thence turning and extending therefrom in a northerly direction along the town limits line of the Town of Forest Acres and continuing in a counter-clockwise direction along the town limits line to a point where it intersects with the center line of Cedar Springs Road, thence turning and extending therefrom in an easterly direction along the center line of Cedar Springs Road to a point where it intersects with the center line of Trenholm Road, thence turning and extending therefrom in a southerly direction along the center line of Trenholm Road to the point of beginning at Trenholm and Shorebrook Roads.

(30) *Springville Precinct*.—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the Lexington, Richland and Newberry County lines and extending therefrom in a northerly direction along the county line of Richland and Newberry Counties to a point where it intersects with the run of the Broad River, thence turning and extending therefrom in a southeasterly direction along the run of the Broad River to a point where it intersects with the run of Wateree Creek, thence turning and extending therefrom in a southerly direction along the center line of the unimproved road to a point where it intersects with the center line of State Road No. 234, thence turning and extending therefrom in a westerly direction along the center line of State Road No. 234 and continuing in a southerly direction along the center line of State Road No. 216 to a point where State Road No. 216 terminates, thence turning and extending therefrom on a projected straight line south to a point where the line intersects with the Lexington-Richland County line, thence turning and extending therefrom in a northwesterly direction along the county line of Lexington and Richland Counties to the point of beginning of the Lexington, Richland and Newberry County lines.

(31) *Whitewell Precinct*.—All of that area of the county embraced within the following boundaries: Commencing at the intersection of the Lexington-Richland County line and Richland School District No. 1-No. 6 boundary line and extending therefrom in a northeasterly direction along the Richland School District No. 1-No. 6 boundary line to a point where it intersects with the run of the Broad River, thence turning and extending therefrom in a southeasterly direction along the run of the Broad River to a point where it intersects with the center line of Interstate Highway No. 20, thence turning and extending therefrom in a southwesterly direction along the center line of Interstate Highway No. 20 to a point where it intersects with the Lexington-Richland County line, thence turning and extending therefrom in a northwesterly direction along the county line of Lexington and Richland Counties to the point of beginning of the Lexington-Richland County line and Richland School District No. 1-No. 6 boundary line.

(32) *Columbia*.—Columbia Ward No. 1; Columbia Ward No. 2; Columbia Ward No. 3; Columbia Ward No. 4; Columbia Ward No. 5; Columbia Ward No. 6; Columbia Ward No. 7; Columbia Ward No. 8; Columbia Ward No. 9; Columbia Ward No. 10; Columbia Ward No. 11; Columbia Ward No. 12; Columbia Ward

No. 13; Columbia Ward No. 14; Columbia Ward No. 15; Columbia Ward No. 16; Columbia Ward No. 17; Columbia Ward No. 18; Columbia Ward No. 19; Columbia Ward No. 20; Columbia Ward No. 21; Columbia Ward No. 22; Columbia Ward No. 23; Columbia Ward No. 24 and Columbia Ward No. 25.”

SECTION 2. Section 47-1561.1 amended to redefine wards in City of Columbia.—Section 47-1561.1, Code of Laws of South Carolina, 1962, as amended, is further amended so as to define the wards by striking it in its entirety and inserting in lieu thereof the following:

“Section 47-1561.1. The City of Columbia is divided into the following wards:

(1) *Ward One.*—All of that area of the city embraced within the following boundaries: Commencing at the intersection of the center lines of Blossom and Assembly Streets and extending therefrom in a northerly direction along the center line of Assembly Street to a point where it intersects with the center line of Senate Street, thence turning and extending therefrom in an easterly direction along the center line of Senate Street to a point where it intersects with the center line of Harden Street, thence turning and extending therefrom in a southerly direction along the center line of Harden Street to a point where it intersects with the center line of Wheat Street, thence turning and extending therefrom in a westerly direction along the center line of Wheat Street to a point where it intersects with the center line of Pickens Street, thence turning and extending therefrom in a northerly direction along the center line of Pickens Street to a point where it intersects with the center line of Blossom Street, thence turning and extending therefrom in a westerly direction along the center line of Blossom Street to the point of beginning at Blossom and Assembly Streets.

(2) *Ward Two.*—All of that area of the city embraced within the following boundaries: Commencing at the intersection of the center lines of Harden and Senate Streets and extending therefrom in a westerly direction along the center line of Senate Street to a point where it intersects with the city limits line, thence turning and extending therefrom in a northerly direction along the line of the city limits to a point where it intersects with the center line of Laurel Street extended westerly, thence turning and extending therefrom in an easterly direction along the center line of Laurel Street to a

point where it intersects with the center line of Harden Street, thence turning and extending therefrom in a southerly direction along the center line of Harden Street to the point of beginning at Harden and Senate Streets.

(3) *Ward Three*.—All of that area of the city embraced within the following boundaries: Commencing at the intersection of the center lines of Main Street and Elmwood Avenue and extending therefrom in a westerly direction along the center lines of Elmwood Avenue and Interstate Highway No. 126 to a point where Interstate Highway No. 126 intersects with the city limits line, thence turning and extending therefrom in a northerly direction along the line of the city limits to a point where it intersects with the center line of Sunset Drive, thence turning and extending therefrom in an easterly direction along the center line of Sunset Drive to a point where it intersects with the center line of Main Street, thence turning and extending therefrom in a southerly direction along the center line of Main Street to the point of beginning at Main Street and Elmwood Avenue.

(4) *Ward Four*.—All of that area of the city embraced within the following boundaries: Commencing at the intersection of the center lines of Harden and Laurel Streets and extending therefrom in a westerly direction along the center line of Laurel Street extended westerly at a point where it intersects with the city limits line, thence turning and extending therefrom in a northerly direction along the line of the city limits to a point where it intersects with the centerline of Interstate Highway No. 126, thence turning and extending therefrom in an easterly direction along the center lines of Interstate Highway No. 126 and Elmwood Avenue to a point where it intersects with the center line of Main Street, thence turning and extending therefrom in a northerly direction along the center line of Main Street to a point where it intersects with the center line of Grace Street, thence turning and extending therefrom in an eastern and southeasterly direction along the center line of Grace Street extended to a point where it intersects with the city limits line, thence turning and extending therefrom along the line of the city limits in a westerly direction, thence in a southerly direction, thence in an easterly direction to a point where it intersects with the center line of Harden Street, thence turning and extending therefrom in a southerly direction along the center line of Harden Street to the point of beginning at Harden and Laurel Streets.

(5) *Ward Five*.—All of that area of the city embraced within the following boundaries: Commencing at the intersection of the center lines of Pickens and Heyward Streets and extending therefrom in a westerly direction along the center line of Heyward Street and extending thereon to a point where it intersects with the city limits line, thence turning and extending therefrom in a northerly direction along the line of the city limits to a point where it intersects with the center line of Senate Street extended westerly, thence turning and extending therefrom in an easterly direction along the centerline of Senate Street to a point where it intersects with the center line of Assembly Street, thence turning and extending therefrom in a southerly direction along the center line of Assembly Street to a point where it intersects with the center line of Blossom Street, thence turning and extending therefrom in an easterly direction along the center line of Blossom Street to a point where it intersects with the center line of Pickens Street, thence turning and extending therefrom in a southerly direction along the center line of Pickens Street to the point of beginning at Pickens and Heyward Streets.

(6) *Ward Six*.—All of that area of the city embraced within the following boundaries: Commencing at intersection of the center lines of Covenant and Two Notch Roads and extending therefrom in a northeasterly direction along the center line of Two Notch Road to a point where it intersects with the city limits line, thence turning and extending therefrom in a southeasterly direction along the line of the city limits and continuing in a clock-wise direction along the line of the city limits to a point where it intersects with the center line of Belt Line Boulevard, thence turning and extending therefrom in a northwesterly direction along the center line of Belt Line Boulevard to a point where it intersects with the center line of Covenant Road, thence turning and extending therefrom in a westerly direction along the center line of Covenant Road to the point of beginning at Covenant and Two Notch Road.

(7) *Ward Seven*.—All of that area of the city embraced within the following boundaries: Commencing at the intersection of the center lines of Elmwood Avenue and Harden Street and extending therefrom in a northerly direction along the center line of Harden to a point where it intersects with the center line of the Southern Railway's right of way, thence turning and extending therefrom in a northerly direction along the center line of the Southern Railway's right of way to a point where it intersects with the city limits line,

thence turning and extending therefrom in a westerly direction along the line of the city limits and continuing in a clock-wise direction along the line of the city limits to a point where it intersects with the center line of Two Notch Road, thence turning and extending therefrom in a southwesterly direction along the center line of Two Notch Road to a point where it intersects with the center line of Elmwood Avenue, thence turning and extending therefrom in a westerly direction along the center line of Elmwood Avenue to the point of beginning at Elmwood Avenue and Harden Street.

(8) *Ward Eight*.—All of that area of the city embraced within the following boundaries: Commencing at the intersection of the center lines of Washington and Harden Streets and extending therefrom in a northerly direction along the center line of Harden Street to a point where it intersects with the center line of Elmwood Avenue, thence turning and extending therefrom in an easterly direction along the center line of Elmwood Avenue to a point where it intersects with the center line of Two Notch Road, thence turning and extending therefrom in a southerly direction along the center line of Two Notch Road to a point where it intersects with the center line of Lyon Street, thence turning and extending therefrom in a southeasterly direction along the center line of Lyon Street to a point where it intersects with the center line of Washington Street, thence turning and extending therefrom in a westerly direction along the center line of Washington Street to the point of beginning at Washington and Harden Streets.

(9) *Ward Nine*.—All of that area of the city embraced within the following boundaries: Commencing at the intersection of the center line of Harden and Washington Streets and extending therefrom in an easterly direction along the center line of Washington Street to a point where it intersects with the center line of Manning Avenue, thence turning and extending therefrom in a southerly direction along the center line of Manning Avenue to a point where it intersects with the center line of Gervais Street, thence turning and extending therefrom in an easterly direction along the center line of Gervais Street to a point where it intersects with the center line of King Street, thence turning and extending therefrom in a southerly direction along the center line of King Street to a point where it intersects with the center line of Cherry Street, thence turning and extending therefrom in a northwesterly direction along the center line of Cherry Street to a point where it intersects with the center line of Santee Avenue, thence turning and extending

therefrom in a southwesterly direction along the center line of Santee Avenue to a point where it intersects with the center line of Harden Street, thence turning and extending therefrom in a northerly direction along the center line of Harden Street to the point of beginning at Harden and Washington Streets.

(10) *Ward Ten.*—All of that area of the city embraced within the following boundaries: Commencing at the intersection of the center lines of Pickens and Wheat Streets and extending therefrom in an easterly direction along the center line of Wheat Street to a point where it intersects with the center line of Harden Street, thence turning and extending therefrom in a southerly direction along the center line of Harden Street to a point where it intersects with the center line of Heyward Street, thence turning and extending therefrom in a westerly direction along the center line of Heyward Street to a point where it intersects with the center line of S. Waccamaw Avenue, thence turning and extending therefrom in a southerly direction along the center line of S. Waccamaw Avenue to a point where it intersects with the center line of Kiawah Avenue, thence turning and extending therefrom in an easterly direction along the center line of Kiawah Avenue to a point where it intersects with the center line of Etiwan Avenue, thence turning and extending therefrom in a southerly direction along the center line of Etiwan Avenue to a point where it intersects with the center line of Rosewood Drive, thence turning and extending therefrom in a westerly direction along the center line of Rosewood Drive to a point where it intersects with the center line of S. Marion Street, thence turning and extending therefrom in a northwesterly direction along the line of the city limits to Heyward Street, thence turning and extending from the center lines of S. Marion and Heyward Streets in an easterly direction to a point where it intersects with the center line of Pickens Street, thence turning and extending therefrom in a northerly direction along the center line of Pickens Street to the point of beginning at Pickens and Wheat Streets.

(11) *Ward Eleven.*—All of that area of the city embraced within the following boundaries: Commencing at the intersection of the center lines of Rosewood Drive and S. Maple Street and extending therefrom in a southerly direction along the center line of S. Maple Street to a point where it intersects with the center line of Superior Street, thence turning and extending therefrom in an easterly direction along the center line of Superior Street to a point where it intersects with the center line of S. Holly Street, thence turning and

extending therefrom in a southerly direction along the center line of S. Holly Street, Airport Boulevard, and S. Bonham Street to a point where it intersects with the center line of S. Ott Road, thence turning and extending therefrom in a southerly direction along the center line of S. Ott Road to a point where it intersects with the city limits line at Live Oak Street, thence continuing and extending therefrom in a southerly direction along the line of the city limits and continuing in a clock-wise direction along the line of the city limits to a point where it intersects with the center line of Rosewood Drive, thence turning and extending therefrom in an easterly direction along the center line of Rosewood Drive to a point of beginning at Rosewood Drive and S. Maple Street.

(12) *Ward Twelve*.—All of that area of the city embraced within the following boundaries: Commencing at the intersection of the center lines of Harden Street and Santee Avenue and extending therefrom in a northeasterly direction along the center line of Santee Avenue to a point where it intersects with the center line of Cherry Street, thence turning and extending therefrom in a southeasterly direction along the center line of Cherry Street to a point where it intersects with the center line of King Street, thence turning and extending therefrom in a northerly direction along the center line of King Street to a point where it intersects with the center line of Millwood Avenue, thence turning and extending therefrom in a southeasterly direction along the center line of Millwood Avenue to a point where it intersects with the center line of Maple Street, thence turning and extending therefrom in a southerly direction along the center line of Maple Street to a point where it intersects with the center line of Rosewood Drive, thence turning and extending therefrom in a westerly direction along the center line of Rosewood Drive to a point where it intersects with the center line of Etiwan Avenue, thence turning and extending therefrom in a northerly direction along the center line of Etiwan Avenue to a point where it intersects with the center line of Kiawah Avenue, thence turning and extending therefrom in a westerly direction along the center line of Kiawah Avenue to a point where it intersects with the center line of S. Waccamaw Avenue, thence turning and extending therefrom in a northerly direction along the center line of S. Waccamaw Avenue to a point where it intersects with the center line of Heyward Street, thence turning and extending therefrom in an easterly direction along the center line of Heyward Street to a point where it intersects with the center line of Harden Street, thence turning and

extending therefrom in a northerly direction along the center line of Harden Street to the point of beginning at Harden Street and Santee Avenue.

(13) *Ward Thirteen*.—All of that area of the city embraced within the following boundaries: Commencing at the intersection of the center lines of Maple and Monroe Streets and extending therefrom in an easterly direction along the center line of Monroe Street to a point where it intersects with the center line of Kilbourne Road, thence turning and extending therefrom in a southerly direction along the center line of Kilbourne Road to a point where it intersects with the center line of Live Oak Street, thence turning and extending therefrom in a westerly direction along the center line of Live Oak Street to a point where it intersects with the center line of S. Ott Road, thence turning and extending therefrom in a northerly direction along the center line of S. Ott Road to a point where it intersects with the center line of S. Bonham Road, thence turning and extending therefrom in a southwesterly direction along the center lines of S. Bonham Road, Airport Boulevard and S. Holly Street to a point where it intersects with the center line of Superior Street, thence turning and extending therefrom in a westerly direction along the center line of Superior Street to a point where it intersects with the center line of S. Maple Street, thence turning and extending therefrom in a northerly direction along the center line of S. Maple Street to the point of beginning at Maple and Monroe Streets.

(14) *Ward Fourteen*.—All of that area of the city embraced within the following boundaries: Commencing at the intersection of the center lines of Maple and Devine Streets and extending therefrom in an easterly direction along the center line of Devine Street to a point where it intersects with the center line of Kilbourne Road, thence turning and extending therefrom in a southerly direction along the center line of Kilbourne Road to a point where it intersects with the center line of Monroe Street, thence turning and extending therefrom in a westerly direction along the center line of Monroe Street to a point where it intersects with the center line of Maple Street, thence turning and extending therefrom in a northerly direction along the center line of Maple Street to the point of beginning at Maple and Devine Streets.

(15) *Ward Fifteen*.—All of that area of the city embraced within the following boundaries: Commencing at the intersection of the

center lines of Manning Avenue and Forest Drive and extending therefrom in an easterly direction along the center line of Forest Drive to a point where it intersects with the city limits line, thence turning and extending therefrom in a southerly direction along the line of the city limits to a point where it intersects with the rear property line of real estate facing eastward on Eastminister Drive, thence continuing in a southerly direction along the rear property line of real estate facing eastward on Eastminister Drive to a point where the property line extended intersects the center line of Trenholm Road, thence turning and extending therefrom in a westerly direction along the center line of Trenholm Road to a point where it intersects with the center line of Daly Street, thence turning and extending therefrom in a southerly direction along the center line of Daly Street to a point where it intersects with the center line of Webster Street, thence turning and extending therefrom in a westerly direction along the center line of Webster Street to a point where it intersects with the center line of Gladden Street, thence turning and extending therefrom in a northerly direction along the center line of Gladden Street to a point where it intersects with the center line of King Street, thence turning and extending therefrom in a northerly direction along the center line of King Street to a point where it intersects with the center line of Gervais Street, thence turning and extending therefrom in a westerly direction along the center line of Gervais Street to a point where it intersects with the center line of Manning Avenue, thence turning and extending therefrom in a northerly direction along the center line of Manning Avenue, to the point of beginning at Manning Avenue and Forest Drive.

(16) *Ward Sixteen*.—All of that area of the city embraced within the following boundaries: Commencing at the intersection on the center lines of Devine Street and Millwood Avenue and extending therefrom in a northwesterly direction along the center line of Millwood Avenue to a point where it intersects with the center line of Daly Street, thence turning and extending therefrom in a northerly direction along the center line of Daly Street to a point where it intersects with the center line of Trenholm Road, thence turning and extending therefrom in an easterly direction along the center line of Trenholm Road for approximately 20 feet, thence turning and extending therefrom in a northerly direction a distance of approximately 400 feet along the rear property line of real estate facing eastward on Eastminister Drive to a point where it intersects the east-west city limits line, thence turning and extending therefrom in an

easterly direction along the line of the city limits to a point where it intersects with the center line of Belmont Drive extended, thence turning and extending therefrom in a southerly direction along the center line of Belmont Drive to a point where it intersects with the center line of Kilbourne Road, thence turning and extending therefrom in a westerly direction along the center line of Kilbourne Road to a point where it intersects with the center line of Devine Street, thence turning and extending therefrom in a westerly direction along the center line of Devine Street to the point of beginning at Devine Street and Millwood Avenue.

(17) *Ward Seventeen*.—All of that area of the city embraced within the following boundaries: Commencing at the intersection of the center line of Kilbourne Road and the city limits line at Rosewood Drive and extending therefrom in a northerly direction along the center line of Kilbourne Road and continuing in a clock-wise direction along Kilbourne Road to a point where it intersects with the city limits line, thence turning and extending therefrom in a westerly direction along the line of the city limits to the point of beginning at Kilbourne Road and the city limits line.

(18) *Ward Eighteen*.—All of that area of the city embraced within the following boundaries: Commencing at the intersection of the center lines of Two Notch Road and Covenant Road and extending therefrom in an easterly direction along the center line of Covenant Road to a point where it intersects with the center line of Belt Line Boulevard, thence turning and extending therefrom in a southerly direction along the center line of Belt Line Boulevard to a point where it intersects with the city limits line, thence turning and extending therefrom in a southwesterly direction along the line of the city limits to a point where it intersects with the center line of Forest Drive, thence turning and extending therefrom in a westerly direction along the center line of Forest Drive to a point where it intersects with the center line of Manning Avenue, thence turning and extending therefrom in a southerly direction along the center line of Manning Avenue to a point where it intersects with the center line of Washington Street, thence turning and extending therefrom in a westerly direction along the center line of Washington Street to a point where it intersects with the center line of Lyon Street, thence turning and extending therefrom in a northwesterly direction along the center line of Lyon Street to a point where it intersects with the center line of Two Notch Road, thence turning and extending therefrom in a northerly direction along the center

line of Two Notch Road to the point of beginning at Two Notch and Covenant Roads.

(19) *Ward Nineteen*.—All of that area of the city embraced within the following boundaries: Commencing at the intersection of the center lines of N. Main Street and the Seaboard Airline Railway's right of way and extending therefrom in a northeasterly direction along the center line of the Seaboard Airline Railway's right of way to a point where it intersects with the center line of Columbia College Drive, thence turning and extending therefrom in a southeasterly direction along the center line of Columbia College Drive to a point where it intersects with the center line of Seaboard Avenue, thence turning and extending therefrom in a northeasterly direction along the center line of Seaboard Avenue to a point where it intersects with the city limits line, thence turning and extending therefrom in a southerly direction along the line of the city limits and continuing in a clock-wise direction along the line of the city limits to a point where it intersects with the center line of Grace Street extended, thence turning and extending therefrom in a northwesterly direction along the center line of Grace Street to a point where it intersects with the center line of N. Main Street, thence turning and extending therefrom in a northerly direction along the center line of N. Main Street to the point of beginning at N. Main Street and the Seaboard Airline Railway's right of way.

(20) *Ward Twenty*.—All of that area of the city embraced within the following boundaries: Commencing at the intersection of the center lines of N. Main Street and the Seaboard Airline Railway's right of way and extending therefrom in a northerly direction along the center line of N. Main Street to a point where it intersects with the center line of Sunset Drive, thence turning and extending therefrom in a westerly direction along the center lines of Sunset Drive and Broad River Road to a point where it intersects with the city limits line, thence turning and extending therefrom in a northerly direction along the line of the city limits to a point where it intersects with the center line of Clement Road and Duke Avenue, thence turning and extending therefrom in an easterly direction along the center line of Duke Avenue to a point where it intersects with the center line of Monticello Road, thence turning and extending therefrom in a northerly direction along the center line of Monticello Road to a point where it intersects with the center line of Wildwood Avenue, thence turning and extending therefrom in an easterly

direction along the center line of Wildwood Avenue to a point where it intersects with the center line of N. Main Street, thence turning and extending therefrom in a northeasterly direction along the center lines of N. Main Street to a point where it intersects with the center line of Morgan Street, thence turning and extending therefrom in a southeasterly direction along the center line of Morgan Street to a point where it intersects with the center line of Colonial Drive, thence turning and extending therefrom in a northeasterly direction along the center line of Colonial Drive to a point where it intersects with the center line of Albermarle Street, thence turning and extending therefrom in a southeasterly direction along the center line of Albermarle Street to a point where it intersects with the center line of the Seaboard Airline Railway's right of way, thence turning and extending therefrom in a southwesterly direction along the center line of the Seaboard Airline Railway's right of way to the point of beginning at N. Main Street and the Seaboard Airline Railway's right of way.

(21) *Ward Twenty-One*.—All of that area of the city embraced within the following boundaries: Commencing at the intersection of the center line of Fairfield Road and the city limits line and extending therefrom in a southwesterly direction along the center line of Fairfield Road and Main Street to a point where it intersects with the center line of Morgan Street, thence turning and extending therefrom in a southeasterly direction along the center line of Morgan Street to a point where it intersects with the center line of Colonial Drive, thence turning and extending therefrom in a northeasterly direction along the center line of Colonial Drive to a point where it intersects with the center line of Albermarle Street, thence turning and extending therefrom in a southeasterly direction along the center line of Albermarle Street to a point where the center line of Albermarle Street extended intersects the city limits line, thence turning and extending therefrom in a southeasterly direction along the line of the city limits and continuing in a counter clock-wise direction along line of the city limits to the point of beginning at Fairfield Road and the city limits line.

(22) *Ward Twenty-Two*.—All of that area of the city embraced within the following boundaries: Commencing at the intersection of the center lines of Monticello Road and Duke Avenue and extending therefrom in a westerly direction along the center lines of Duke Avenue and Clement Road to a point where it intersects with the

city limits line, thence turning and extending therefrom in a northerly direction along the line of the city limits and continuing in a clock-wise direction along the line of the city limits to a point where it intersects with the center line of Fairfield Road at Clarendon Street, thence turning and extending therefrom in a southwesterly direction along the center line of Fairfield Road and N. Main Street to a point where it intersects with the center line of Wildwood Avenue, thence turning and extending therefrom in a westerly direction along the center line of Wildwood Avenue to a point where it intersects with the center line of Monticello Road, thence turning and extending therefrom in a southerly direction along the center line of Monticello Road to the point of beginning at Monticello Road and Duke Avenue.

(23) *Ward Twenty-Three*.—All of that area of the city embraced within the following boundaries: Commencing at the intersection of the center lines of Millwood Avenue and King Street and extending therefrom in a northerly direction along the center line of King Street to a point where it intersects with the center line of Senate Street, thence turning and extending therefrom in an easterly direction along the center line of Senate Street to a point where it intersects with the center line of Gladden Street, thence turning and extending therefrom in a southerly direction along the center line of Gladden Street to a point where it intersects with the center line of Webster Street, thence turning and extending therefrom in an easterly direction along the center line of Webster Street to a point where it intersects with the center line of Daly Street, thence turning and extending therefrom in a southerly direction along the center line of Daly Street to a point where it intersects with the center line of Millwood Avenue, thence turning and extending therefrom in a southeasterly direction along the center line of Millwood Avenue to a point where it intersects with the center line of Devine Street, thence turning and extending therefrom in a westerly direction along the center line of Devine Street to a point where it intersects with the center line of Maple Street, thence turning and extending therefrom in a northerly direction along the center line of Maple Street to a point where it intersects with the center line of Millwood Avenue, thence turning and extending therefrom in a northwesterly direction along the center line of Millwood Avenue to the point of beginning at Millwood Avenue and King Street.

(24) *Ward Twenty-Four*.—All of that area of the city embraced within the following boundaries: Commencing at the intersection of

the center lines of Kilbourne Road and Belmont Drive and extending therefrom in a northerly direction along the center line of Belmont Drive to a point where Belmont Drive extended intersects the city limits line, thence turning and extending therefrom in an easterly direction along the line of the city limits to a point where it intersects with the center line of Trenholm Road, thence turning and extending therefrom in a southwesterly direction along the center line of Trenholm Road to a point where it intersects with the center line of Whittaker Drive, thence turning and extending therefrom in a southerly direction along the center line of Whittaker Drive to a point where it intersects with the center line of Kilbourne Road, thence turning and extending therefrom in a northwesterly direction along the center line of Kilbourne Road to the point of beginning at Kilbourne Road and Belmont Drive.

(25) *Ward Twenty-Five*.—All of that area of the city embraced within the following boundaries: Commencing at the intersection of the center lines of Kilbourne Road and Whittaker Drive and extending therefrom in a northerly direction along the center line of Whittaker Drive where it intersects with the center line of Trenholm Road, thence turning and extending therefrom in an easterly direction along the center line of Trenholm Road to a point where it intersects with the city limits line, thence turning and extending therefrom in an easterly direction along the line of the city limits and continuing in a clock-wise direction along the line of the city limits to a point where it intersects with the center line of Kilbourne Road, thence turning and extending therefrom in a northwesterly direction along the center line of Kilbourne Road to the point of beginning at Kilbourne Road and Whittaker Drive.”

SECTION 3. Interim voting provided for.—In any election held after the effective date of this act as to elections and prior to May 1, 1968:

(A) Qualified registered electors who hold valid certificates which will expire April 30, 1968 and who have not re-registered at least thirty days prior to a particular election shall vote at the precinct to which the 1958-1968 registration books have been assigned; and

(B) Qualified electors possessing valid 1968-1978 registration certificates issued at least thirty days prior to such an election shall vote at the precinct in which they are registered.

SECTION 4. Time effective.—This act shall take effect September 1, 1967 as to registration and re-registration of electors and October 1, 1967 as to any election.

Approved the 12th day of July, 1967.

(R792, H2166)

No. 559

An Act To Provide A Ward System Of Municipal Government For The Municipality Proposed To Be Formed By The Consolidation Of Atlantic Beach, Cherry Grove Beach, Crescent Beach, Ocean Drive Beach And Windy Hill Beach In Horry County; To Provide For The Election Of Wardens And A Mayor; To Provide For The Adoption Of A Consolidated Municipality Name; To Make Provision For A Municipal Government If Two Or More Adjacent Municipalities Vote To Consolidate Or Be Annexed; And To Repeal Act No. 404 Of The Acts Of 1962, Relating To A Previous Plan Of Consolidation.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings.—Proposals are under consideration for the possible consolidation of two or more of the municipalities including Atlantic Beach, Cherry Grove Beach, Crescent Beach, Ocean Drive Beach and Windy Hill Beach, to be based on the provisions of Article 2 of Title 47, Code of Laws of South Carolina, 1962, relating to petitions and elections for extension, consolidation or reduction of corporate limits.

SECTION 2. Ward system—wards defined.—In the event that there should be a favorable vote for the consolidation or annexation of any two or more adjacent municipalities listed in Section 1 into a single municipal corporation, the new single municipal corporation, when so consolidated or enlarged, shall have a ward system of government. The present corporate limits of each municipality shall constitute a separate ward and, in the event that all five municipalities consolidate, there shall be five wards, as follows :

(1) Atlantic Ward: The limits of which shall be the present limits of the Town of Atlantic Beach;

(2) Cherry Grove Ward: The limits of which shall be the present limits of the Town of Cherry Grove Beach;

(3) Crescent Ward: The limits of which shall be the present limits of the Town of Crescent Beach;

(4) Ocean Drive Ward: The limits of which shall be the present limits of the Town of Ocean Drive; and

(5) Windy Hill Ward: The limits of which shall be the present limits of the Town of Windy Hill.

SECTION 3. Number of wards determined by referendum.—

In the event that all five of the municipalities do not vote in favor of consolidation, but any two or more adjacent municipalities do vote for consolidation, the number of wards and the area embraced therein shall correspond to the municipalities which do vote to consolidate.

SECTION 4. Governing body prescribed—terms—elections.—

The municipality created by such consolidation or annexation shall be governed by a council consisting of the mayor and six councilmen or wardens. The mayor shall be elected at large and at least one warden shall be elected from each ward, with any other warden to be elected at large or in such other manner as may be agreed upon in the terms of the consolidation of the municipalities. The terms of office of the mayor and of the wardens shall be for two years and until their successors shall have been elected and qualify, and may be scheduled in alternate years so that one-half of the council membership, except the mayor, shall be elected every year if so stipulated on consolidation or by subsequent ordinance.

SECTION 5. Time of election.—Upon certification by the Secretary of State that the consolidation or annexation has taken place, based on a favorable vote in a consolidation or annexation election, the Horry County Commissioners of Election shall, as soon as practicable, order an election for the purpose of choosing a mayor and councilmen for the new municipality and wards.

SECTION 6. Interim government.—During the interval between the completion of the consolidation or annexation and the date when the newly-constituted municipal government shall prepare and adopt ordinances or a municipal code, the governing body and the laws of the newly-created municipality shall be such as shall be agreed upon between the councils of the towns being consolidated, and any laws enacted pursuant to such agreements prior to the adoption of a new municipal code by the succeeding municipal government shall have the full force and effect of law.

SECTION 7. Name of new municipality.—In any election held on the proposed consolidation or annexation, or both, the Commissioners of Election for Horry County may make provision for submitting to the voters the matter of choice of a name for the new municipality.

SECTION 8. Conditioned upon referendum.—The provisions of this act as they relate to the establishment of a ward form of municipal government shall take effect only if and when there is proper certification by the Secretary of State of a favorable vote for annexation or consolidation by at least two adjacent towns of those designated in Section 1 of this act and that the election is not contested.

SECTION 9. Act 404 of 1962 repealed.—Act No. 404 of 1962 is repealed.

SECTION 10. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R794, H2100)

No. 560

An Act To Amend Section 21-3412, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Election Of School Trustees In Lexington County, So As To Change The Time Requirements For The Filing Of Affidavits Of Qualifications.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 21-3412 amended to change requirements for filing of Lexington County school trustees.—Section 21-3412, Code of Laws of South Carolina, 1962, as amended by Act No. 1043 of 1964, is further amended by striking beginning on line fourteen “on or before the second Tuesday in February of the year in which the election is to be held” and insert “at least twenty days prior to the date of the holding of the election”. When so amended, the section shall read:

“Section 21-3412. Upon receipt of a petition signed by twenty per cent of the qualified voters of any school district directed to the county board of education, the board shall order an election to be

held on the same day as the General Election in November of the year before in which the term of the trustee expires for the purpose of nominating a trustee or trustees. The person receiving the highest number of votes shall be declared the nominee. The county superintendent of education shall prepare the ballots, name the managers and designate the polling precincts. Polls shall be open between the hours of eight A. M. and seven P. M. Qualifications to vote in the election shall be the same as required by the general election laws of this State. All candidates must be qualified voters and must file an affidavit to that effect with the county superintendent of education at least twenty days prior to the date of the holding of the election. As soon as reasonable following any election held under the provisions of this section the county board of education shall meet, canvass the ballots, declare the results, and commission the nominee as a trustee."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R796, H2127)

No. 561

An Act To Provide That The Town Of Fort Mill In York County May Levy An Annual Tax Not Exceeding Sixty Mills.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Tax levy—Town of Fort Mill.—Notwithstanding the provisions of Section 47-241, Code of Laws of South Carolina, 1962, the Town Council of the Town of Fort Mill in York County may levy an annual tax of not exceeding sixty mills upon all taxable property within the corporate limits of the town for the general operation of the town.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R797, H1231)

No. 562

An Act To Transfer Certain Land In Greenville County From Hillandale Fire District To Parker Water And Sewer Subdistrict Of The Greater Greenville Sewer District.

Whereas, the General Assembly finds that the tract of land described hereinafter in this act is situate in Hillandale Fire District of Greenville County, South Carolina and is directly adjacent and contiguous to Parker Water and Sewer Subdistrict of the Greater Greenville Sewer District; and such tract of land cannot be furnished sewage disposal by Hillandale Fire District but can be furnished sewage disposal by Parker Water and Sewer Subdistrict Commission; and a substantial portion of such land has been acquired by Hartness, Inc. for the purpose of erecting a new bottling plant; and in connection with the operation of such plant it is necessary to have sewage disposal; and

Whereas, Hillandale Fire District has no outstanding bonded indebtedness; and the Hillandale Fire District Commission is willing to have such property transferred from Hillandale Fire District to Parker Water and Sewer Subdistrict and has previously agreed to such transfer; and only two owners of land are involved in this tract, namely, Hartness, Inc. and Paris Mountain Holiness Baptist Church, and both are desirous of being transferred from Hillandale Fire District to Parker Water and Sewer Subdistrict. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Land transfer authorized — Greater Greenville Sewer District.—The following tract of land is hereby removed from Hillandale Fire District and placed within the Parker Water and Sewer Subdistrict of the Greater Greenville Sewer District and subject to all levies and special assessments of such subdistrict and such district:

All that piece, parcel or lot of land located on State Park Road commencing with the intersection of said State Park Road and Crestwood Drive and running thence N. 64-05 E. 181.65 feet; thence N. 55-57 E. 237.88 feet; thence N. 55-57 E. 237.88 feet; thence N. 47-53 E. 167.88 feet; thence N. 42-47 E. 319.34 feet; thence N. 38-34 E. 221.38 feet; thence N. 81-50 W. 37.02 feet; thence N. 81-50 W. 2,251.88 feet; thence S. 5-00 E. 500 feet; thence S. 80-15 E. 490.32 feet; thence S. 56-35 E. across Central Court 33.45 feet; thence S. 56-35 E. 235.45

feet; thence S. 56-35 E. 173.0 feet; thence N. 60-39 E. 350 feet to a point in the center of Crestwood Drive; thence along the center of Crestwood Drive S. 33-25 E. 130 feet; thence S. 28-20 E. 177.28 feet; thence still along the center of Crestwood Drive S. 24-15 E. 163.48 feet to the point of beginning, containing 26.36 acres, more or less.

Being the same property conveyed to Hartness, Inc. by deed dated November 20, 1965 and recorded in the R. M. C. office for Greenville County in Deed Book 788 at Page 447.

Also:

All that piece, parcel or lot of land in the County of Greenville, State of South Carolina containing 1.98 acres, more or less, beginning at an iron pin in the center of Crestwood Drive and running thence along Crestwood Drive S. 33-25 E. 130 feet; thence continuing with the center of Crestwood Drive S. 28-20 E. 177.28 feet; thence S. 60-39 W. 15.52 feet; continuing thence S. 60-39 W. 188.70 feet; running thence N. 56-33 W. 281.22 feet; thence N. 56-35 W. 57 feet; thence N. 60-39 E. 350 feet to the center of Crestwood Drive, the point of beginning.

Being the same property conveyed to Trustees of Paris Mountain Holiness Baptist Church by deed recorded in the office of the R. M. C. for Greenville County in Deed Book 785 at Page 327 on October 9, 1965.

Also:

That tract of land conveyed to the Trustees of Paris Mountain Holiness Baptist Church by deed of J. E. Beattie recorded in Deed Book LLL at Page 237 in the office of the R. M. C. for Greenville County, South Carolina dated January 2, 1904. The above properties are designated on the Greenville County Block Book as Tracts 441-1-7, 441-1-7.1, P39-1-14, 173.2-1-1.

SECTION 2. Auditor and tax collector to change records.—The Auditor and the Tax Collector for Greenville County are authorized and directed to make the appropriate changes in the records of their offices.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R798, H2138)

No. 563**An Act To Provide That All Fees And Commissions Collected By The Sheriff Of Edgefield County Shall Be Deposited In The General Fund Of The County.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Edgefield County sheriff to deposit fees in general fund.—Notwithstanding any other provisions of law the Sheriff of Edgefield County shall turn over to the treasurer of the county all fees and commissions collected by his office to be deposited in the general fund of the county. The sheriff shall keep an accurate record of all fees and commissions collected by his office and a copy of such record shall be made available to the Edgefield County Council.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R799, H2139)

No. 564**An Act To Amend Section 65-1523, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Specific Property Exemptions From Taxation Of The Dorchester Masonic Lodge In North Charleston, So As To Change The Name To The Dorchester Building Association.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1523 amended—Dorchester Masonic Lodge name changed to Dorchester Building Association.—The item added to Section 65-1523, Code of Laws of South Carolina, 1962, relating to the Dorchester Masonic Lodge in North Charleston is amended so as to change the name to the Dorchester Building Association by striking it out and inserting in lieu thereof the following :

“() All property of the Dorchester Building Association in North Charleston shall be exempt from all local taxes.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R800, H2144)

No. 565**An Act To Provide That The Uniform Act Regulating Traffic On The Highways Shall Be Applicable To Private Roads In Beaufort County Under Certain Conditions.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Uniform Traffic Regulation Act applicable to certain private Beaufort County roads—procedure.—The provisions of Chapter 7 of Title 46 of the 1962 Code comprising the uniform act regulating traffic on the highways in this State shall be applicable to private roads in Beaufort if the owner, including any corporation or homeowners association holding title to community roads excluding those holding easements over such roads, shall file a written consent stating that the undersigned is the owner of the private road shown on an attached plat or plats and consents to the application of the provisions of such chapter for purposes of highway safety on such private roads. When there are two owners abutting such road both shall consent to the application of such chapter. In the event there are more than two owners, the provisions of this chapter shall apply when a majority of those owners of the total front footage abutting such road shall consent thereto. The consent shall be executed with the same formalities as a deed and with the plat shall be filed with the clerk of court for the county in which the private road is located and with the Sheriff of Beaufort County. Such filing shall not constitute a dedication of such roads to the public nor shall it constitute permission by the owner for the public to use such roads. The written consent shall become effective thirty days from the date it is filed with the clerk of court.

SECTION 2. Termination of consent.—The owner, his heirs, successors or assigns may terminate such consent by filing a notice of termination simultaneously with the clerk of court and the Sheriff.

SECTION 3. Form of notice.—The notice of termination shall contain the following:

(a) A statement that the undersigned is the owner of the private roads shown on the attached plat and that he terminates his consent for the provisions of Chapter 7 of Title 46 of the 1962 Code to apply to the private roads. *Provided*, that when there are two owners abutting such road both shall consent to the termination of the provisions of such chapter as they apply to such road. In the event

there are more than two owners, if a majority of those owners of the total front footage abutting such road consent thereto the provisions of this chapter shall not apply.

(b) The notice of termination shall be executed with the same formality required for the execution of a deed.

SECTION 4. Effective date of termination.—The notice of termination shall become effective thirty days from the date of filing with the clerk of court for the county in which the land lies.

SECTION 5. Cannot terminate for certain roads.—The termination shall not affect those portions of Chapter 7 of Title 46 of the 1962 Code which applied to private roads prior to the filing of the consent.

SECTION 6. Speed limits.—The speed limits on private roads covered within by this act shall be established as follows:

(a) The owner of the private roads shall submit proposed speed limits to the Sheriff, and shall obtain the Sheriff's written approval of such speed limits, which shall be filed with the formalities set forth in Section 1, with the clerk of court, and then posted within thirty days by signs identical to, or similar to, those used on public roads.

(b) After filing with the clerk the speed limits shall become effective as soon as they are posted on signs, and thereafter may be enforced by the S. C. State Highway Patrol, officers of the Sheriff's department and State constables appointed by the Governor, in addition to any other persons having authority to take out warrants or make arrests.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

An Act To Provide For Charges For Legal Advertising In Newspapers In Greenwood County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Legal advertising charges—Greenwood County.—Notwithstanding the provisions of Section 10-1308, Code of Laws

of South Carolina, 1962, newspapers in Greenwood County publishing legal advertisements shall be paid one dollar per inch per insertion or the rate charged the general public for publishing comparable matter.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R802, H2147)

No. 567

An Act To Amend Section 43-981, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Constables And Compensation Thereof In Richland County, So As To Provide That The Richland County Board Of Administrators May Authorize The Appointment Of Certain Constables, And To Repeal Section 43-980, Code Of Laws Of South Carolina, 1962, Relating To Expenses Of Certain Magistrates In Richland County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 43-981 amended—Richland County Board of Administrators may appoint certain constables.—Section 43-981 of the 1962 Code, as amended, is further amended so as to provide that the Richland County Board of Administrators may authorize the appointment of certain constables by striking the first paragraph and inserting in lieu thereof the following :

“Magistrates may appoint such salaried constables and constables without pay as are authorized by the Richland County Board of Administrators.”

When amended the section shall read as follows :

“Section 43-981. Magistrates may appoint such salaried constables and constables without pay as are authorized by the Richland County Board of Administrators.

The Director of the Check Clearing House may also appoint two additional constables who shall serve without cost to the county.”

SECTION 2. Section 43-980 repealed.—Section 43-980 of the 1962 Code is repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R807, H2142)

No. 568

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 65-1743.1, To Provide For The Election Of The County Auditor In Greenville County And Authorize The Auditor To Appoint A Deputy Auditor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1743.1 added — Greenville Auditor elected—may appoint deputy.—The Code of Laws of South Carolina, 1962, is amended to provide for the election of the county auditor in Greenville County and to authorize the auditor to appoint a deputy auditor by adding Section 65-1743.1, to read as follows :

“Section 65-1743.1. Notwithstanding the provisions of Section 65-1951, in Greenville County the auditor shall be elected in the general election for a term of four years and until his successor is elected and qualifies. The initial election of the auditor shall be in the general election next preceding the expiration of the term of office for which appointed and thereafter at each general election next preceding the expiration of the term of office of the incumbent auditor. The auditor shall take office on the first day of July following his election. The auditor shall furnish such bond as is required by law. The auditor may appoint a deputy auditor, whose salary shall be determined and paid as is provided by law for other county employees. The deputy shall furnish bond in an amount equal to one-half the amount required for the county auditor.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R808, H2143)

No. 569

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 65-1953.1, To Provide For The Election Of The County Treasurer In Greenville County And Authorize The Treasurer To Appoint A Deputy Treasurer.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1953.1 added—Greenville County Treasurer to be elected—may appoint deputy.—The Code of Laws of

South Carolina, 1962, is amended to provide for the election of the county treasurer in Greenville County and authorize the treasurer to appoint a deputy treasurer by adding Section 65-1953.1 to read as follows:

"Section 65-1953.1. Notwithstanding the provisions of Section 65-1951, in Greenville County the treasurer shall be elected in the general election for a term of four years and until his successor is elected and qualifies. The initial election of treasurer shall be in the general election of 1970 and thereafter at each general election next preceding the expiration of the term of office of the incumbent treasurer. The treasurer shall take office on the first day of July following his election. The treasurer shall furnish such bond as is required by law. The treasurer may appoint a deputy treasurer whose salary shall be determined and paid as is provided by law for other county employees. The deputy shall furnish bond in an amount equal to one-half the amount required for the county treasurer."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R809, H2165)

No. 570

An Act To Create The Greenwood County Court Library Commission For The Purpose Of Establishing And Operating A Law Library In Greenwood County; To Provide For Its Powers And Duties; And To Provide Costs Therefor.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Greenwood County Court Library Commission created.—There is hereby created the "Greenwood County Court Library Commission" consisting of three members who shall be appointed by the Greenwood County Bar Association from its practicing members in good standing. The first commissioners shall be appointed for terms of one, two and three years, respectively, and their successors for terms of three years each. Each shall hold office until his successor has been appointed. Vacancy in an unexpired term shall be filled in the same manner for the unexpired portion of the term only. All commissioners shall serve without pay, and shall not serve consecutively more than one term.

SECTION 2. Organization.—The commission shall organize by the election of a chairman, secretary and such other officers as may be deemed expedient. Its meetings shall be held at the call of the chairman, a majority of its members, or on request of a majority of the Greenwood County Bar or the Greenwood County Legislative Delegation.

SECTION 3. Powers and duties.—The commission shall establish and exercise exclusive control over a Law Library in Greenwood County to be known as the "Greenwood County Court Library". It shall maintain the library for the use and benefit of the courts of Greenwood County and the judges thereof, visiting judges, the officials of Greenwood County, and the members of the Greenwood County Bar Association as hereinafter provided. The commission shall make and promulgate such rules, regulations and orders providing for the use, management, control and operation of the library as it may deem proper and advisable. It may accept donations of books, funds and other property for the use and benefit of the library, dispose of books and other equipment deemed unnecessary or obsolete, purchase books and other necessary material and make any expenditure which it may deem reasonable and necessary for the proper upkeep and orderly management of the library, including a reasonable salary for a librarian if necessary, out of the annual funds appropriated for this purpose and the funds received under the provisions of Section 4 of this act.

SECTION 4. Rules and regulations.—The commission shall frame rules and regulations permitting the use of the library by the members of the Greenwood County Bar Association who are in good standing. One of such regulations shall require the payment of an annual charge to be determined by the commission; no member of the Bar shall be permitted to use the library until this has been paid. The commission may fix and assess fines for violation of the rules and regulations promulgated for the operation of the Library and may deny the use thereof to any member of the Bar failing to comply therewith.

SECTION 5. Reports.—The commission shall make annual reports to the Greenwood County Bar Association, the Legislative Delegation and the Finance Board on the conduct of the library, including a detailed statement as to the receipt and disbursement of funds.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R811, H2150)

No. 571

An Act To Create The Edgefield County Water And Sewer Authority.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Edgefield County Water and Sewer Authority created—purpose stated.—There is hereby created a body corporate and politic to be known as the Edgefield County Water and Sewer Authority, hereinafter sometimes referred to as the "Authority." Its service area shall include all of Edgefield County, excluding any area within an incorporated municipality. It shall be the function of the Authority to acquire supplies of fresh water, capable of being used for industrial and domestic purposes, and to distribute such water, in the manner herein provided, for industrial and domestic use within its service area. To that end, it shall be empowered to construct such reservoirs, diversion dams, impounding dams or dikes, canals, conduits, aqueducts, tunnels, water distribution facilities, water mains and water lines, as in the opinion of the Authority may be deemed necessary, and to acquire such land, rights of way, easements, machinery, apparatus and equipment as shall be deemed useful therefor.

SECTION 2. Composition — terms — appointment.—The Authority shall be composed of five members, who shall be resident electors of Edgefield County and who shall be appointed by the Governor, upon the recommendation of a majority of the members of the Edgefield County Council with the approval of the House Delegation. Of those originally appointed, two shall be appointed for terms of two years, two for terms of four years and one for a term of six years. Upon the termination of the terms of the original members, their successor shall be appointed by the Governor, in the same manner as is provided for the original appointment, for terms of six years. Any vacancy occurring by reason of death, resignation or otherwise shall be filled for the remainder of the unexpired term by appointment of the Governor in the same manner as is pro-

vided for the original appointment. All members of the Authority shall hold office until their successors shall have been appointed and shall have qualified.

SECTION 3. Compensation.—The members of the Authority shall receive no compensation, but may be reimbursed for any actual expenses incurred in connection with the business of the Authority.

SECTION 4. Organization.—The Authority shall convene and organize by electing one of their number as chairman, a second as vice-chairman, and a third as secretary. The terms of office of the foregoing officers of the Authority shall be for such period as the Authority shall determine in its bylaws.

SECTION 5. Reports.—The secretary of the Authority shall from time to time file in the office of the Clerk of Court for Edgefield County appropriate certificates showing the personnel of the Authority and the duration of the terms of the respective members.

SECTION 6. Limitations.—To the end that the Authority shall not unduly compete with the existing publicly operated water systems in the county, the Authority shall not sell water to be used by persons or private corporations within the corporate limits of such municipalities or areas now served by municipalities without the consent of the municipal officers of such municipalities, nor shall it sell water elsewhere than in Edgefield County, such county being hereby defined to be the service area of the Authority.

SECTION 7. Powers and duties.—The Authority shall be fully empowered to acquire, construct, operate, maintain, improve and extend facilities which would enable it to obtain fresh water in large volume, and to distribute and sell the same, subject to the limitations set forth in Section 6 of this act, to persons, firms, corporations, municipal corporations, political divisions, and the United States Government, or any agencies thereof, at any point within its service area. To that end, the Authority shall have the following powers :

- (1) To have perpetual succession.
- (2) To sue and be sued.
- (3) To adopt, use and alter a corporate seal.
- (4) To define a quorum for its meetings.
- (5) To establish a principal office.
- (6) To make bylaws for the management and regulation of its affairs.

(7) To build, construct, maintain and operate canals, aqueducts, ditches, tunnels, culverts, flumes, conduits, mains, pipes, dikes, dams and water reservoirs.

(8) To impound fresh water in lakes or reservoirs.

(9) To build, construct, maintain and operate water distribution systems for the distribution of water for domestic or industrial use and from time to time enlarge and extend such systems.

(10) To acquire and operate any type of machinery, appliances or appurtenances, necessary or useful to discharge the functions committed to the Authority by this act.

(11) To accept gifts or grants of services, properties or moneys from the United States, or any of its agencies, under such conditions as the United States, or such agency shall prescribe.

(12) Subject to the provisions of Section 6 of this act, to sell water for industrial or domestic use.

(13) To prescribe rates and regulations under which water shall be sold for domestic and industrial use.

(14) Subject to the provisions of Section 6 of this act, to enter into contracts for the sale of water, upon such terms as the parties thereto shall approve, with persons, private corporations, municipal corporations, public bodies, public agencies and with the United States Government or any agencies thereof.

(15) To prescribe such regulations as it shall deem necessary to protect from pollution all water in its canals, aqueducts, reservoirs or distribution systems.

(16) To make contracts of all sorts and to execute all instruments necessary or convenient for the carrying on of the Authority.

(17) To lease or sell and convey lands, or interests therein.

(18) To make use of county and State highway rights of way in which to lay pipes and lines, in such manner and under such conditions as the appropriate officials in charge of such rights of way shall approve.

(19) Subject always to the limitations of Section 4, Article VIII of the Constitution, to make use of the streets and public ways of any incorporated municipality for the purpose of laying pipes and lines.

(20) To alter and change county and State highways wherever necessary in order that it may discharge the functions committed to it, in such manner and under such conditions as the appropriate officials in charge of such highways shall approve.

(21) To acquire, by purchase, gift, or through the exercise of eminent domain, all land, interests therein, easements, rights of way which the Authority shall deem necessary to enable it to fully and adequately discharge all functions committed to it. The power herein granted shall be deemed to include the power to acquire protective areas of land adjacent to any of its facilities.

(22) To exercise the power of eminent domain for any corporate function. The power of eminent domain may be exercised through any procedure prescribed by Chapter 3, Title 25, of the 1962 Code, or by following the procedure for the exercise of eminent domain by the State Highway Department, prescribed by Article 2, Chapter 3, Title 33, of the 1962 Code, as such statutes are now constituted or as they may afterwards be constituted following any amendments thereto.

(23) To appoint officers, agents, employees and servants, to prescribe the duties of such, to fix their compensation, and to determine if and to what extent they shall be bonded for the faithful performance of their duties.

(24) To make contracts for construction, engineering, legal and other services, with or without competitive bidding.

(25) To borrow money and to make and issue negotiable bonds, notes and other evidences of indebtedness, payable from all or any part of the revenues derived from the operation of its facilities. The sums borrowed may be those needed to pay all costs incident to the construction and establishment of the facilities, and any extension, addition, and improvement thereto, including engineering costs, construction costs, the sum needed to pay interest during the period prior to which the facilities, or any extension, addition or improvement thereto shall be fully in operation, and self-liquidating, such sum as is needed to supply working capital to place the facilities in operation, and all other expenses of any sort that the Authority may incur in establishing, extending and enlarging the facilities. Neither the faith and credit of the State, nor of any county, municipality, or political subdivision of the State shall be pledged for the payment of the principal and interest of the obligations and there shall be on the face of each obligation a statement, plainly worded to that effect. Neither the members of the Authority nor any person signing the obligations shall be personally liable thereon. To the end that a convenient procedure for borrowing money may be prescribed, the Authority shall be fully empowered to avail itself of all power granted by Article 6,

Chapter 4, Title 59 of the 1962 Code, and by Chapter 6, Title 59 of the 1962 Code, as now or hereafter constituted, it being the intent of this provision that further amendments and modifications of these Code provisions shall be deemed to amend and revise correspondingly the powers granted by this section. In exercising the power conferred upon the Authority by such Code provisions, the Authority may make all pledges and covenants authorized by any provision thereof, and may confer upon the holders of its securities all rights and liens authorized by such Code provisions. Specifically, and notwithstanding contrary provisions in any of such Code provisions, if contrary provisions there be, the Authority may:

(a) Covenant and agree that upon it being adjudged in default as to the payment of any installment of principal or interest upon any obligation issued by it or in default as to the performance of any covenant or undertaking made by it, that in such event, the principal of all obligations of such issue may be declared forthwith due and payable, notwithstanding that any of them may not have then matured;

(b) Confer upon a corporate trustee the power to make disposition of the proceeds from all borrowings and of all revenues derived from the operation of the facilities, in accordance with and in the order of priority prescribed by the resolutions adopted by the Authority as an incident to the issuance of any notes, bonds or other types of securities;

(c) Declare that such obligations and the interest thereon shall be exempt from all State, county, municipal, school district, and all other taxes or assessments, direct or indirect, general or special, whether imposed for the purpose of general revenue or otherwise. This provision shall be deemed a part of the contract, inuring to the benefit of all holders or beneficiaries of its securities;

(d) Dispose of its obligations at public or private sale, and upon such terms and conditions as it shall approve;

(e) Make such provision for the redemption of any obligations issued by it prior to their stated maturity, with or without premium, and on such terms and conditions as the Authority shall approve;

(f) Covenant and agree that any cushion fund established to further secure the payment of the principal and interest of any obligations shall be in a fixed amount;

(g) Limit or prohibit free service to any person, firm, corporation, municipal corporation, or any subdivision or division of the State;

(h) Prescribe the procedure, if any, by which the terms of the contract with the holders of its obligations may be amended, the number of obligations whose holders must consent thereto, and the manner in which such consent shall be given ;

(i) Prescribe the events of default and the terms and conditions upon which all or any obligations shall become or may be declared due before maturity, and the terms and conditions upon which such declaration and its consequences may be waived.

(26) To do all other acts and things necessary or convenient to carry out any function or power committed or granted to the Authority.

(27) To build, acquire, construct, operate and maintain such sewage facilities as shall, in the opinion of the Authority, be necessary for the district and economically practicable.

SECTION 8. Rates.—The rates charged for services furnished by the Authority shall not be subject to supervision or regulation by any State bureau, board, commission or like instrumentality or agency thereof.

SECTION 9. Tax exempt.—All property of the Authority shall be exempt from all ad valorem taxes levied by the State, county or any municipality, division, subdivision or agency thereof, direct or indirect.

SECTION 10. Fiscal year—audits.—The Authority shall conduct its affairs on the fiscal year basis employed by the State, viz., its fiscal year shall begin on July first of each year and shall end on the thirtieth day of June of the succeeding year. As shortly after the close of its fiscal year as may be practicable, an audit of its affairs shall be made by certified public accountants, of good standing, to be designated by the Authority. Copies of such audits, incorporated into an annual report of the Authority, shall be filed in the office of the Clerk of Court for Edgefield County, and with the Secretary of State.

SECTION 11. Penalties—prohibited acts.—It shall be unlawful for any person to willfully injure or destroy, or in any manner hurt, damage, tamper with, or impair the facilities of the Authority, or any part of such facilities, or any machinery, apparatus or equipment of the Authority, or to pollute the water in any part of its service area, or to obtain water therefrom except in accordance with the regulations promulgated by the Authority. Any person so offending shall be deemed guilty of a misdemeanor and upon conviction

tion shall be fined not less than ten dollars nor more than one hundred dollars, or shall be imprisoned for not more than thirty days at the discretion of the court, and shall be further liable to pay all damages suffered by the Authority.

SECTION 12. Disposition of revenue.—All revenues derived by the Authority from the operation of its facilities, which may not be required to discharge covenants made by it in issuing bonds, notes or other obligations authorized by this act, shall be disposed of by the Authority from time to time for purposes germane to the functions of the Authority, or in such other manner as the General Assembly may, by proper enactment, direct.

SECTION 13. Contractual authority.—All municipalities, public bodies and public agencies operating water district systems in and adjacent to Edgefield County shall be fully empowered to enter into contracts to buy water from the Authority. Such contracts shall extend over such period of time and shall contain such terms and conditions as shall be mutually agreeable to the Authority, and to the contracting municipality, public body or public agency. No municipality or other agency operating water systems shall extend its present facilities beyond the corporate limits without prior written approval of the Authority.

SECTION 14. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Sections 65-3540, 65-3540.1, 65-3540.2, 65-3540.3, 65-3540.4, 65-3540.5, 65-3540.6, 65-3540.7 And 65-3540.8, So As To Provide For Valuation, Assessment, Reassessment And Equalization Of Real And Personal Property In Greenwood County And To Repeal Article 18, Chapter 25 Of Title 65, Code Of Laws Of South Carolina, 1962, Relating To The Board Of Assessors And The Board Of Tax Appeals In Greenwood County And Act No. 392, Acts And Joint Resolutions, 1963, Relating To Assessment And Equalization Of Property In Greenwood County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-3540 added to create office of Tax Assessor for Greenwood County.—The Code of Laws of South Carolina, 1962, is amended so as to create the office of tax assessor for Greenwood County by adding Section 65-3540 to read as follows :

“Section 65-3540. There is hereby created the office of the Tax Assessor for Greenwood County, who shall be appointed by the Governor upon the recommendation of a majority of the members of the county legislative delegation including the Senator for a term of four years or until his successor is appointed and qualifies. The first term shall be from July 1, 1967, until June 30, 1971. The salary of such tax assessor shall be as provided in the annual county appropriations act.”

SECTION 2. Section 65-3540.1 added to designate powers and duties.—The Code of Laws of South Carolina, 1962, is amended to designate the powers and duties of the tax assessor by adding Section 65-3540.1 to read as follows :

“Section 65-3540.1. (a) The tax assessor shall be responsible for the valuation, assessment and reassessment of all property for tax purposes. He shall take measures to place all taxable property in the county on the tax books. Notwithstanding any other provisions of law, the auditor shall on or before the first Tuesday of March, or as soon thereafter as may be practicable in each year, lay before the tax assessor the returns of all property, both real and personal, made to him or by him where owner or his agent fails to make a return, together with a list of all property, both real and personal, which he can discover that has not been previously returned or listed for taxation, as required by law.

(b) The tax assessor shall have charge of the valuation, assessment, and reassessment of all property for tax purposes and shall have the following additional powers and duties :

1. To keep the tax system up-to-date and maintain a current system of maps, cards, and records with respect to the valuation, assessment and reassessment of all property for tax purposes ; and adjust the records from time to time to reflect shifting or changing value of the property.

2. To employ personnel to assist him in his duties when salaries and expenses for such personnel have been provided for by appropriate authority.

3. To impartially and fairly assess and reassess the value of all property for tax purposes and enter such valuation upon the returns and lists furnished by the auditor. The tax assessor shall deliver the returns and lists, with such valuations, to the auditor on or before the second Tuesday in April or as soon thereafter as may be practicable, in each year.

4. To require any person to make a return of his property at any time when such return has not been made as provided for by law.

The assessor shall not reduce the aggregate assessment of real and personal property below the aggregate assessment as returned to or by the county auditor."

SECTION 3. Section 65-3540.2 added—assessor's valuation to be adopted by auditor.—The Code of Laws of South Carolina, 1962, is amended to provide that the valuations of the assessor shall be adopted by the county auditor by adding Section 65-3540.2 to read as follows:

"Section 65-3540.2. The returns and lists of taxable property, with the valuations fixed thereon by the tax assessor shall be adopted by the county auditor for the purpose of taxation for the ensuing year and shall be permanently entered of record by him upon the tax books of the county."

SECTION 4. Section 65-3540.3 added—notice of increased assessments and appeals.—The Code of Laws of South Carolina, 1962, is amended to provide for notices of assessment increases and appeals from such assessments by adding Section 65-3540.3 to read as follows:

"Section 65-3540.3. Whenever the valuation and assessment of any property is fixed by the tax assessor, at a sum greater by one hundred dollars more than the amount returned by the owner or his agent, or whenever any property is valued and assessed for taxation which has not been previously returned or assessed, the tax assessor shall on or before the third Monday in March or as soon thereafter as may be practicable in the year in which the valuation and assessment is made, give to the owner of such property or his agent written notice thereof. The notice may be served upon the owner or his agent personally, or by mailing it to such person or his agent at his last known place of residence. The owner or his agent, if he objects to the valuation and assessment, may appeal to the county board of equalization, and the appeal shall be heard by the county board of equalization."

SECTION 5. Section 65-3540.4 added—Board of Equalization created—composition—appointment—terms.—The Code of Laws of South Carolina, 1962, is amended to create the Board of Equalization for Greenwood County by adding Section 65-3540.4 to read as follows:

“Section 65-3540.4. There is hereby created the county board of equalization composed of three members as follows: the tax assessor, the county engineer, and one person to be appointed by the Governor upon a recommendation of a majority of the members of the Greenwood County Legislative Delegation, including the Senator. The term of office of the appointed member shall be for four years or until his successor is appointed and qualifies except that the term of the first appointed member shall be from the date of his appointment by the Governor after the approval of this act until June 30, 1971. The member so appointed shall draw compensation as provided in the Greenwood County Supply Bill. Two members of the board shall constitute a quorum for the transaction of business. The tax assessor shall serve as chairman of the board, and in his absence the appointed member shall serve as chairman.”

SECTION 6. Section 65-3540.5 added — assessment appeals.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-3540.5 to provide for assessment appeals to the board of equalization and provide procedures for such appeals to read as follows:

“Section 65-3540.5. (a) The board of equalization shall hear all appeals from the assessments and reassessments of property by the tax assessor. When there has been an increase in the assessment of any property of one hundred dollar or more above the return made by the owner or his agent or if the property owner fails to make a return to the auditor or whenever property is first assessed, the notice of such valuation and assessment shall be served upon the owner or his agent personally or by mailing to the owner at his last known place of residence. The owner, if he objects to the valuation and assessment, may appeal to the board of equalization. The deposit in the mail of the notice to the owner or his agent shall be sufficient notice of such valuation and assessment. Within ten days after personal service of the notice or after depositing it in the mail, the owner or his agent must appeal to the board of equalization for a hearing by written notice delivered to the tax assessor. Unless notice is given within ten days, the assessment, reassessment and valuation of the

property fixed by the tax assessor shall be final and shall be used in the return and the list for tax purposes.

(b) In the event the owner or his agent appeals from the assessed or reassessed value of any property as fixed by the tax assessor, the tax assessor shall set a time for the hearing of the appeal. In the absence of the tax assessor an assistant acting in his office in consultation with the board of equalization shall set a time for the hearing. The board of equalization may prescribe rules of procedure and policies governing the hearing. The board of equalization may confirm, decrease, or increase any assessment, reassessment or valuation. Any such determination shall be final and used by the auditor on the returns and lists for tax purposes, except that any owner or his agent may appeal from the determination to the board of tax appeals and to the South Carolina Tax Commission."

SECTION 7. Section 65-3540.6 added—Board of Tax Appeals created.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-3540.6 to create the board of tax appeals which shall read as follows:

"Section 65-3540.6. There is hereby created in Greenwood County a Board of Tax Appeals, which shall consist of five resident freeholders of the county who shall be appointed by the Governor upon recommendation of a majority of the county legislative delegation. The members shall hold office for a term of four years and until their successors have been appointed and qualify. Vacancies shall be filled for the unexpired term in the manner of the original appointment. The board shall organize by electing one member as chairman and one as secretary."

SECTION 8. Section 65-3540.7 added—appeals from Board of Equalization.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-3540.7 to provide for appeals from the board of equalization which shall read as follows:

"Section 65-3540.7. All appeals from the Board of Equalization of the county shall be to the board of tax appeals and from the board of tax appeals to the South Carolina Tax Commission."

SECTION 9. Section 65-3540.8 added — appellate procedures prescribed.—The Code of Laws of South Carolina, 1962, is amended by adding Section 65-3540.8 to prescribe the appellate procedure for appeals to the board of tax appeals which shall read as follows:

"Section 65-3540.8. Any property owner or his agent who desires to appeal a decision or action of the board of equalization, shall within ten days of his receipt of notice of the action or decision he desires to appeal, file with the board of tax appeals his written notice of appeal stating the grounds for appeal. A copy of the appeal notice shall also be delivered to the tax assessor. Within ten days after receipt by the tax assessor of the copy of the notice of appeal, the tax assessor shall transmit to the board of tax appeals a copy of the proceedings leading to the action or decision appealed from, together with a copy of the testimony if any was taken. Thereupon the board of tax appeals shall fix a time and place for the hearing of appeal and shall give written notice to the appellant and to the tax assessor for the board of equalization not less than five days in advance of the day fixed for the hearing. At the hearing, both the appellant and the board of equalization shall have the right to be heard, and the board of tax appeals may inspect the property under consideration, and receive any other relevant evidence offered by either party. Upon the hearing of the appeal, the board of tax appeals shall either confirm, increase or reduce the valuation of assessment complained of."

SECTION 10. Interim procedures prescribed.—The present Greenwood County Board of Assessors and Board of Tax Appeals shall continue to serve and perform all duties assigned to them through December 31, 1967 and until that time shall continue with assessment and reassessment for the taxable year 1967. On January 1, 1968 the duties previously performed by the board of tax assessors and the board of tax appeals shall devolve upon the agencies and offices established by this act and those agencies shall assume assessment and equalization responsibilities for the taxable year 1968 and thereafter and for any duties relating to prior years requiring action or decisions after January 1, 1968. The tax assessor and the boards whose positions are created by this act shall be appointed and may begin work on assessments for the taxable year 1968 when this act becomes effective.

SECTION 11. Notice.—To facilitate the changes prescribed in this act, the tax assessor is authorized to mail to property owners tentative findings of his office with regard to property valuations during 1967 as information only but not as an official notice of assessment. The property owner upon receipt of the communication from the tax assessor may obtain a conference with the assessor for the purpose of furnishing information leading to a satisfactory final assessment.

SECTION 12. Acts and Code sections repealed.—Article 18, Chapter 25 of Title 65, Code of Laws of South Carolina, 1962 and Act No. 392, Acts and Joint Resolutions of South Carolina, 1963 are repealed effective December 31, 1967.

SECTION 13. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R813, H2162)

No. 573

An Act To Create A County Council As The Governing Body Of Greenville County And To Provide For Its Membership, Powers And Duties.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. County council created as governing body of Greenville County.—There is hereby created a County Council for Greenville County which shall constitute the governing body for the county, with the powers, duties and functions as herein provided.

SECTION 2. Purpose.—The purpose of this act, and more specifically the creation of a Greenville County Council, is:

(a) To create a more efficient and effective form of local government to serve the people of Greenville County.

(b) To separate from the county legislative delegation the duties and responsibilities for county governmental administration, local legislative action and fiscal responsibility.

(c) To clearly define responsibility for the overall coordination and operation of all county governmental operations with all units of county government to be responsible to the County Council for the establishment of fiscal and budgetary policies and procedures.

(d) To provide more effective representation to the citizens of Greenville County at both the county and State levels.

(e) To provide a county governing body legally equipped to effectively deal with the many problems resulting from the rapid population growth and urbanization presently being experienced in the county.

SECTION 3. Composition—terms of members—election.—The County Council shall be composed of one member from each coun-

cil district who shall be a resident of his district and who shall be elected from the county at large. The members of the Council shall serve for four year terms and until their successors have been elected and qualify, except of those first elected the members who are residents of the even-numbered districts shall serve initial terms of two years. Members of the Council shall be elected in the general election, the first of which shall be in 1968. The members shall take office on the first Tuesday following their election. County commissioners now in office shall continue to serve until the new Council members are elected and qualify at which time their offices shall be abolished. In the event of a vacancy on the Council occurring by reason of death, resignation or removal, the vacancy shall be filled for the remainder of the unexpired term by special election. *Provided*, that where such unexpired term is for a period of less than one year the vacancy shall not be filled until the next general election.

SECTION 4. Chairman.—The County Council shall select one of its number to serve as chairman for a term of two years at the initial meeting of the Council in January following each general election. Any vacancy in chairmanship shall be filled for the unexpired portion of the term. The Council may designate a person to serve as clerk to record its proceedings and perform such additional duties as the Council may describe.

SECTION 5. Compensation.—The compensation of each member of the County Council shall be the sum of two thousand four hundred dollars per year, except that the Chairman shall receive three thousand dollars per year.

SECTION 6. Meetings.—The Council shall meet twice each calendar month at such time and place as it may determine for the transaction of official business, and special meetings may be held at such other times as the Chairman may direct; *provided*, that no special meeting at which official business is transacted shall be held unless the Chairman notifies all Council members and gives three days public notice showing the hour, date, and place set for such meetings. Six members of the Commission shall constitute a quorum for the transaction of official business.

SECTION 7. Ordinances and resolutions.—No ordinance, resolution, code or policy shall be passed unless at least six members of the Council shall have voted for its approval or passage. Any pro-

posed ordinance or resolution shall be presented and read to the Council at two consecutive regular meetings before the Council shall vote for its passage. Each ordinance or resolution of the Council shall be published in full at least once in a newspaper of general circulation in the county at least five days before the effective date thereof.

SECTION 8. Proceedings recorded.—All proceedings of the County Council shall be recorded, and minutes kept, and annually all ordinances and resolutions of the Council passed during the preceding twelve months shall be printed and made available for public distribution through the office of the Council.

SECTION 9. Powers.—The County Council may act in reference to such matters of local concern within the county as herein provided and, to that end, shall have the following powers:

- (a) To adopt, use and alter a corporate seal.
- (b) 1. To acquire by purchase or gift real property in the name of the county.
 - 2. To acquire tangible personal property and supplies.
 - 3. To lease, sell or otherwise dispose of real and personal property in the name of the county, including all such property now owned by the county; *provided*, always, that no lease or sale shall be effected except upon sealed proposals after notice thereof has been given by published advertisement at least once not less than seven days prior to the occasion fixed for the opening of bids.
- (c) To make contracts and to execute all instruments necessary or convenient for carrying out the functions committed to it.
- (d) To exercise the powers of eminent domain in accordance with the procedure provided by the general laws of South Carolina for municipalities, the State Highway Department, and railroad corporations.
- (e) To levy taxes not in excess of fifteen and one-half mills in any one fiscal year and make appropriations for corporate purposes, including the construction and maintenance of public roads, buildings, and bridges; the maintenance and support of prisoners; the compensation of jurors, county officers, and employees; the payment of court expenses, litigation, and quarantine; the support of paupers; the payment of past indebtedness; and for ordinary county purposes.
- (f) To provide for a uniform system of ad valorem property tax assessment throughout the county.

(g) To provide for the collection, receipt, custody, allocation, and disbursement of funds accruing to the county from whatever source derived.

(h) To provide within the county special services such as water lines, sewage disposal, fire protection, and refuse or garbage collection and disposal facilities, and to assess the persons benefited in amounts sufficient to cover the expenses of providing such services.

(i) To incur indebtedness in anticipation of the collection of taxes which have been levied.

(j) To issue bonds, pledging the faith and credit of the county for purposes authorized by and within the limits prescribed by the Constitution of this State. Bonds issued pursuant to this section shall mature serially in such manner as the Council may provide. They may contain provisions permitting their redemption prior to their stated maturity at premium figures. The Council shall determine the rates of interest such bonds may bear, the method of their execution and sale, and all other matters incident to the proper issuance and delivery of such bonds, and order the levy and collection of ad valorem taxes upon all taxable property in the county without limitation as to rate or amount sufficient to provide for the payment of the principal and interest on such bonds.

(k) To enter into agreements on matters of local concern with agencies and instrumentalities of the Federal Government, the State Government, political subdivisions of the State, and educational, charitable and eleemosynary organizations or institutions.

(l) To prescribe methods and procedures of budgeting and accounting for all county officers, departments, agencies, commissions or boards.

(m) To direct and coordinate all administrative activities, including the purchase and procurement of materials, supplies, and equipment; to direct the development of an annual budget and capital improvement program; to control the expenditure of appropriated funds; to generally supervise and direct the programs of all county departments, agencies, boards, and commissions; and to be responsible for the establishment of county personnel policies including the employment and discharge of department heads and the implementation of the county personnel and salary classification plan.

(n) To supervise and regulate the various departments of the county, and to create such other agencies and departments as may be deemed advisable and prescribe their duties and functions and to alter or transfer the duties and functions of existing officers, agencies,

or departments; but nothing contained herein shall affect the method of electing the sheriff, the supervisor, the coroner, the clerk of court, the probate judge, the master in equity, the county judge, the county solicitor, the judge of the Greenville County Juvenile and Domestic Relations Court, the magistrates, the members of the Board of Trustees of the Greenville County School District, or the method of selecting the grand and petit juries, and their powers and functions shall not be altered or infringed by the provisions of this act. Except as above provided, the Council shall elect, for such terms as it may set, and shall perform all functions related to the recommendation or appointment of boards or commissions as were formerly vested in the Greenville County Legislative Delegation; *provided*, however, that the duties, functions, and tenure in office of board and commission members who, by election or appointment, are serving for a term of years upon the effective date of this act, shall not be altered or infringed prior to the expiration of such term. The respective department heads, boards, and commissions shall have the right to employ and discharge their subordinate employees, but subject to such rules and regulations as the Council may prescribe with respect to qualifications, pay grades, tenure, seniority, retirement, and other matters affecting the employment rights of county officers and employees.

(o) To establish policies affecting the selection, appointment, compensation, dismissal and other matters in the control of the administrative employees of the county government.

(p) To exercise all the powers vested by law in the existing county board of commissioners.

(q) To exercise all the powers necessary to fulfill county responsibilities in matters of sanitation, law enforcement and public welfare.

SECTION 10. Council districts defined.—Greenville County is hereby divided into nine county council districts composed of election precincts, as follows: District 1—3, 4, 5, 6, 12, 13, 14, 15, 44, 45 and Greer Precincts 1, 2, 3, 4, 5, 6; District 2—16, 17, 18, 36, 37, 38, 39, 40, 41, 42, 43, 46, 47; District 3—Greenville City Ward 4 Precinct 3; 60, 63; 64 (Mauldin No. 1); 65 (Mauldin No. 2); 66, 67, 68 (Simpsonville No. 1), 69 (Simpsonville No. 2), 78 (Fountain Inn No. 1), 79 (Fountain Inn No. 2), 74, 75, 76, 77; District 4—48, 57, 58, 59, 61, 62, 70, 71, 72, 73; District 5—Greenville City Ward 4 Precincts 1 and 2; Greenville City Ward 6 Precincts 1, 2, 3, 4; Greenville City Ward 5 Precincts 1 and 4; Dis-

trict 6—Greenville City Ward 5 Precincts 2 and 3; 25, 26, 24, 49, 50, 51, 52, 53, 54, 55, 56; District 7—Greenville City Ward 3 Precincts 1, 2, 3, 4; Greenville City Ward 2 Precincts 1, 2, 3; District 8—20, 21, 22, 23, 19, 32; 9 (Travelers Rest No. 1), 10 (Travelers Rest No. 2), 11 (Travelers Rest No. 3), 7, 8, 1, 2; District 9—Greenville City Ward 1 Precincts 1, 2, 3; 27, 28, 29, 30, 33, 34, 35, 31.

SECTION 11. Powers of municipalities not impaired.—Nothing in this act shall be construed to abridge or effect the powers of any municipality or political subdivision within the county.

SECTION 12. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R814, H2163)

No. 574

An Act To Amend An Act Of 1967, Bearing Ratification No. 429, Relating To Receipts For Money Collected On Behalf Of Orangeburg County, So As To Provide Certain Exceptions.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Act 312 of 1967 amended—exceptions to triplicate receipt requirements.—Section 1 of an act of 1967, bearing Ratification No. 429, is amended, to provide certain exceptions regarding receipts, by adding the following paragraph at the end thereof:

“The provisions of this act shall not apply to the treasurer or the tax collector of the county who use a form prescribed by law nor shall it apply to the judge of the Juvenile and Domestic Relations Court of Orangeburg County who is hereby authorized to execute receipts for funds paid to his office in duplicate only and retain the duplicate copy in his office. The probate judge shall also continue to use the serially numbered receipts for marriage license fees and shall not be subject to the provision of this act for such licenses.”

The section when amended shall read:

“Section 1. All public officials in Orangeburg County, except State, municipal and school district officials, shall give a receipt for all moneys collected in connection with the performance of their duties. Such receipts shall be made out in triplicate. One shall be

given to the person from whom the money is collected, one shall be given to the county treasurer and one shall be retained by the issuing official.

Such receipts shall be furnished by the county treasurer and paid for from the general fund of the county. The issuing official shall keep his copies of the receipts for a period of five years.

The provisions of this act shall not apply to the treasurer or the tax collector of the county who use a form prescribed by law nor shall it apply to the judge of the Juvenile and Domestic Relations Court of Orangeburg County who is hereby authorized to execute receipts for funds paid to his office in duplicate only and retain the duplicate copy in his office. The probate judge shall also continue to use the serially numbered receipts for marriage license fees and shall not be subject to the provision of this act for such licenses."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R817, H2114)

No. 575

An Act To Amend Section 51-316.4, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Powers And Duties Of The Hartsville Community Center Building Commission, So As To Further Authorize The Borrowing Of Money And To Provide Payment Thereof, And To Amend Section 51-316.6, Code Of Laws Of South Carolina, 1962, Relating To The Authorized Tax Levy To Pay Bonded Indebtedness Of The Hartsville Community Center Building Commission, So As To Limit The Amount Of Millage Which Shall Be Levied.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 51-316.4 amended to authorize further borrowing by Hartsville Community Center Building Commission.—Item (11) of Section 51-316.4 of the 1962 Code is amended so as to authorize the Hartsville Community Center Building Commission to borrow an amount not exceeding fifty thousand dollars and to provide payment thereof by striking on line five "twenty-five" and inserting "fifty" and by striking on line eight "ten" and inserting "twenty". The item when amended shall read as follows:

“(11) To borrow money from time to time as may be needed for the maintenance, repair, modernization, improvements and additions to buildings and properties operated by or under the control of the Hartsville Community Center Building Commission to an aggregate total amount at any one time not exceeding fifty thousand dollars and to pledge as security for the loan any income or revenues by way of rental charges or otherwise; *provided*, however, that no loan shall be made for a term in excess of twenty years from the date of the loan.”

SECTION 2. Section 51-316.6 amended to limit tax millage.—

Section 51-316.6 of the 1962 Code is amended so as to limit the amount of millage which shall be levied by the Darlington County Auditor on all taxable property in Hartsville township by striking on line six “such millage” and inserting “not to exceed two mills” and by striking the period at the end thereof and adding the following: “which shall be used to repay any loan incurred by the Commission and for the upkeep of the buildings of the Commission.” The section when amended shall read as follows:

“Section 51-316.6. In addition to the amount of rents and revenues collected and available from the use of any buildings sufficient to pay the outstanding bonded indebtedness of any bonds heretofore issued pursuant to 1934 Act No. 1046 (1934 (38) 1907) and any interest thereon, the auditor of Darlington County shall levy annually upon all of the taxable property in Hartsville township not to exceed two mills as the Commission may direct. The amount collected under the tax levy authorized in this section shall be collected by the treasurer of the county and deposited by the treasurer in a special account in a bank or banks and shall only be withdrawn on warrants of the Commission which shall be used to repay any loan incurred by the Commission and for the upkeep of the buildings of the Commission.”

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R818, S202)

No. 576

An Act To Amend Section 65-1540.1, Code Of Laws Of South Carolina, 1962, Providing For Tax Exemptions For Certain Manufacturing Or Processing Establishments In Beaufort County So As To Include Certain Facilities To House Agricultural Products In The Exemption.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1540.1 amended—tax exemption for agricultural storage facilities—Beaufort County.—Section 65-1540.1, Code of Laws of South Carolina, 1962, relating to tax exemptions for certain manufacturing or processing establishments in Beaufort County, is amended by striking it in its entirety and inserting in lieu thereof the following, so as to include certain facilities to house agricultural products in the exemption:

“Section 65-1540.1. In Beaufort County all new manufacturing or processing establishments or additions to existing manufacturing or processing establishments and all new or improved processing, storage or warehousing facilities for agricultural products shall be exempt from all county taxes except for school purposes, for five years from the time of the establishment of or addition or improvement thereto if the capital investment is not less than one hundred thousand dollars and the establishment or addition thereto provides employment for not less than ten persons.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R819, S615)

No. 577

An Act Authorizing The City Council Of Clinton In Laurens County To Enter Into A Contract For Group Hospitalization, Medical Benefits And Pension Plan On Behalf Of The City Employees; And To Further Provide For Such Insurance.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Clinton City Council authorized to enter medical contracts.—For the mutual benefit of the employees of the City

of Clinton in Laurens County, the City Council of Clinton is hereby authorized to enter into a contract with some reputable insurance company which shall furnish group hospitalization, medical benefits or a pension plan for city employees.

SECTION 2. Participation voluntary.—Participation by each employee shall be voluntary on his part and nothing contained in this act shall in any way obligate such employee to participate in any group insurance plan or pension plan.

SECTION 3. City to contribute.—The city shall contribute to the cost of the group insurance or pension plan authorized in this act, which sum shall be provided for in the annual budget of the City of Clinton.

SECTION 4. Deductions.—The city shall deduct from the pay of each employee participating in the group insurance plan or the pension plan the sum which he is required to pay, which in turn shall be turned over to the insurance company having the coverage.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R820, S591)

No. 578

An Act To Amend Section 23-167, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Voting Precincts In Clarendon County, So As To Redefine Such Precincts.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Clarendon County voting precincts defined.—Section 23-167, Code of Laws of South Carolina, 1962, as amended, is further amended so as to redefine the voting precincts in Clarendon County by striking the section and inserting :

“Section 23-167. In Clarendon County there shall be the following voting precincts :

Summerton Precinct No. 1.—Beginning at a point where U. S. Highways 301 and 15 cross Lake Marion; thence along U. S. 301 and 15 in a northeastern direction into the Town of Summerton where the highway is known as Church Street to a point that inter-

sects Main Street, also known as U. S. 301; thence in a northeastern direction along U. S. 301 to the intersection of Interstate 95; thence in a southwestern direction to an unnumbered county road that dead ends at I-95, which is that road next to and just east of county highway 38; thence along this unnumbered road, meandering southwardly to county road 127; thence in a westerly direction to an unnumbered county road approximately one-half mile east of Davis Crossroads; thence along said road, meandering southwardly to Lake Marion, thence westerly along the shores of Lake Marion to the point of beginning.

Summerton Precinct No. II.—Beginning at a point on the shores of Lake Marion near Persanti Island, which would be in line with the dead end of county road 41; thence along county road 41 in a northeasterly direction to the intersection of county road 26; thence easterly into Summerton to the intersection of county road 26 and U. S. Highway 15 at the place where U. S. 301 and U. S. 15 intersect; thence south and southwesterly along U. S. 301 and U. S. 15 to the point where the highway crosses Lake Marion; thence along the shores of Lake Marion in a northwesterly direction to the point of beginning.

Summerton Precinct No. III.—Beginning at a point west of Summerton at the intersection of county road 26 and county road 41, known as Belser's Crossroads; thence along county road 41 northwest beyond the intersection of county road 128, to a county road which passes south of Andrew Chapel; thence along said road, meandering northeast to county road 258; thence north along road 258 to county road 306; thence northeast along road 306 to the intersection of county road 224; thence west along road 224 to a point three-fourths of a mile east of the intersection of county road 224 and county road 41; thence in a northeasterly direction to the point where Sammy Swamp crosses an unnumbered county road, which connects county road 41 with U. S. Highway 15; thence in a northern direction along Sammy Swamp to a point one and one-third miles southeast of a point south of Curtis Pond where the Sumter-Clarendon County lines form a right angle; thence in a southeastern direction to the point where I-95 intersects county road 101; thence along I-95 in a southerly direction to its intersection with U. S. Highway 301; thence along U. S. Highway 301 in a southwesterly direction to its intersection with U. S. Highway 15 and county road 26; thence in a westerly direction along county road 26 to the point of beginning.

Panola Precinct.—Beginning at the intersection of State Road 57 and State Road 224; thence in a meandering southwestern direction on State Road 57 to the intersection with State Road 306; thence along road 306 in a southwestern direction to the intersection with State Road 258; thence in a southeasterly direction along road 258 about one-half mile to an unnumbered county road; thence in a southwestern direction on the unnumbered county road to the intersection of State Road 41; thence on State Road 41 in a southeasterly direction to the intersection of State Road 26; continuing on State Road 41 in a southwestern direction, continuing across State Road 76 to Lake Marion; thence along Lake Marion in a northwestern direction approximately two miles to the School District S-2 line; thence along the school district line in a northeastern direction to the point where Big Branch crosses State Road 26; thence along Big Branch in a meandering northeastern direction to Mount Hope Church and then northwest across State Road 41 to a point on State Road 224, about three-fourths of a mile east of the intersection of State Roads 224, 41 and 60; thence along State Road 224 in an eastern direction to the point of beginning.

Calvary Precinct.—Beginning at the intersection of Sammy Swamp and the Sumter-Clarendon County line; thence along Sammy Swamp in a meandering southeastern direction to the point the swamp crosses an unnumbered county road, linking State Road 41 and U. S. Highway 15; thence from such crossing in a southwestern direction along the line of School District S-2 across State Road 224 about three-fourths of a mile east of the intersection of State Roads 224, 60 and 41; thence in a southwestern direction by Mount Hope Church to Big Branch; thence along Big Branch in a southwestern direction to where it crosses county road 26; thence along School District S-2 line in a southwestern direction to Lake Marion; thence along shore of Lake Marion in a northwestern direction to the Sumter-Clarendon County line; thence along Sumter-Clarendon County line in a generally northeastern and eastern direction to point of beginning.

Paxville Precinct.—Beginning at the intersection of Sammy Swamp on the Sumter-Clarendon County line; thence along said line in a northerly direction and then in an easterly direction to a point one-eighth of a mile west of the intersection of county road 61 and the Sumter-Clarendon line; thence in a southerly direction to the intersection of an unnumbered road and county road 365; thence

along said unnumbered road in a southerly direction to the intersection of an unnumbered road which connects state highway 261 and county road 51; thence along said unnumbered road in an easterly direction to county road 51; thence along county road 51 in a southerly direction to state highway 261; thence in a southeasterly direction along state highway 261 to the intersection of county road 100; thence along county road 100 in a southwesterly direction about one mile to an unnumbered road; thence along said unnumbered road in a southeasterly direction to the intersection of an unnumbered road intersecting county road 391; thence in a southerly direction on county road 391 to the intersection of county road 79; thence in a southwesterly direction along county road 79 for a distance of one and four-tenths miles to a point; thence in a northwesterly direction in a straight line to the point of beginning.

Home Branch Precinct.—Beginning at the intersection of Pocatigo River and the Sumter-Clarendon County line and continuing in a southeasterly direction to the confluence of Sammy Swamp; thence along Sammy Swamp in a southwesterly direction to its intersection with state highway 261; thence in a westerly direction to the intersection of county road 51; thence along county road 51 in a northeasterly direction to the intersection of an unnumbered road connecting county road 51 with state highway 261; thence along said unnumbered road in a westerly direction to an unnumbered road which connects with county road 365; thence along said unnumbered road in a northerly direction across county road 365 and continuing north in a straight line to a point on the Sumter-Clarendon County line one-eighth of a mile west of the intersection of county road 61 with the county line; thence along said county line in an easterly direction to the point of beginning at Pocotaligo River.

Davis Station Precinct.—Beginning at a point where I-95 intersects county road 101; thence in a southeasterly direction across U. S. 301 along the school district line east of county road 125 to a point intersecting county road 25, one mile west of Jordan, continuing in a southeasterly direction to the northernmost point of Wyboo Creek; thence south to Lake Marion; thence west along the shores of Lake Marion to an unnumbered road; thence northerly along said road to St. James Church; thence northwesterly to the intersection with county road 127, approximately one-half mile east of Davis Crossroads; thence easterly to an unnumbered road; thence

in a meandering northern direction to I-95; thence northeasterly along I-95 to the point of beginning.

Manning Precinct No. I.—Beginning at the point Pocotaligo River crosses U. S. Highway 301; thence along the run in a meandering southeasterly direction three and three-fourths miles; thence in a southerly direction across Bear Creek to the point where unnumbered road runs into U. S. 521; thence along said unnumbered county road in a southeasterly direction to the intersection of another unnumbered road; thence in a southwesterly direction along said unnumbered road to the intersection of county road 262; thence in a generally westerly direction to county road 48; thence in a northerly direction to U. S. 521; thence on 521 in a northwesterly direction into the City of Manning to the intersection of U. S. 301; thence in a north-northeasterly direction on U. S. 301 to the point of beginning.

Manning Precinct No. II.—Beginning at a point in the City of Manning at the intersection of Mill Street and Boyce Street; thence in an easterly direction along Boyce Street and its continuance as U. S. 521 to the intersection of county road 48; thence in a southerly direction beyond the intersection of county road 262 to an unnumbered county road to Goodwill Church, being in a southwesterly and westerly direction, and continuing in a westerly direction to State Highway 261; thence in a northerly direction to the City of Manning where State Highway 261 becomes Mill Street, and continuing to the point of beginning.

Manning Precinct No. III.—Beginning at the intersection of West Harvin Street and State Highway 260; thence along State Highway 260 in a southerly direction to the intersection of State Road 63; thence in a northwesterly direction to the first unnumbered road in a southwesterly direction intersecting State Road 62; thence along the school district line in a northwesterly direction to the intersection of State Road 125 and U. S. 301; thence along U. S. 301 into the City of Manning, where it becomes West Harvin Street, in a northeasterly direction to the point of beginning.

Manning Precinct No. IV.—Beginning at a point where Sammy Swamp crosses State Highway 261; thence in a southeasterly direction along State Highway 261 into the City of Manning, where said highway becomes West Boyce Street, to the intersection of Mill Street; thence along Mill Street in a southerly direction to the intersection of West Harvin Street; thence along West Harvin Street and U. S. 301 in a southwesterly direction to the school district line

south of the intersection of county road 101; thence along school district line in a northwesterly direction to county road 79; thence along county road 79 in a northeasterly direction to the intersection of county road 392; thence along county road 392 in a northerly direction to an unnumbered county road and along said county road in a northwesterly direction to an intersection with county road 100; thence along county road 100 to the point of beginning.

Manning Precinct No. V.—Beginning at the point Sammy Swamp runs into Pocotaligo River; thence in a southeasterly direction along Pocotaligo River to the point it crosses U. S. Highway 301; thence along U. S. Highway 301 into the City of Manning to the intersection with Boyce Street; thence in a westerly and northwesterly direction on West Boyce Street (also State Highway 261) to the intersection of Sammy Swamp; thence in a northeasterly direction along Sammy Swamp to the point of beginning.

Alcolu Precinct.—Beginning at the Sumter-Clarendon County line at a point where Black River crosses the county line; thence in a meandering southerly direction along Black River to I-95; thence along I-95 in a southwesterly direction to county road 49; thence in a southerly direction along county road 49 to the intersection of U. S. Highway 301; thence along U. S. 301 in a southwesterly direction to Pocotaligo River; thence along Pocotaligo River in a northwesterly direction to the Sumter-Clarendon line; thence along said county line in a northeasterly direction to the point of beginning.

Harmony Precinct.—Beginning at the intersection of I-95 and Black River; thence in a southeasterly direction to the intersection of Black River with Pocotaligo River; thence along Pocotaligo River in a meandering westerly line to the intersection with U. S. Highway 301; thence along U. S. 301 in a northerly direction to the intersection of I-95; thence in a northeasterly direction along I-95 to the point of beginning.

Wilson-Foreston Precinct.—Beginning at a point on Pocotaligo River about one and one-fourth miles west of the confluence of Bear Creek and Pocotaligo River; thence along Pocotaligo River in a meandering easterly direction to the Williamsburg-Clarendon County line; thence in a southwesterly direction along said county line to Santee River; thence in a straight line due north to the intersection of county road 48 and an unnumbered county road leading to Green Hill Church; thence along said unnumbered road in a meandering northern direction to the intersection of county

road 211 at a point about one and one-half miles east of Baggette Crossroads; thence along county road 211 in a westerly direction to Baggette Crossroads; thence in a northwesterly direction in a straight line to a point where county road 25 crosses Deep Creek; thence in a northwesterly direction in a straight line to a road passing Providence Church; thence in a northerly direction along said road to the intersection with U. S. Highway 521; thence in a northerly direction in a straight line to the point of beginning.

Bloomville Precinct.—Beginning at the intersection of county road 211 and county road 262, known as Baggette Crossroads; thence along county road 211 in an easterly direction about one and one-half miles to an unnumbered county road; thence along said unnumbered county road in a generally southerly direction to an unpaved road which extends in a southeasterly direction from the intersection of county roads 262 and 263; thence along the unpaved road in a easterly direction about one mile to the intersection of an unnumbered road; thence along said unnumbered road in a generally southerly direction to its intersection with county road 48; thence across said county road 48 in a continued southerly direction in a straight line to Santee River; thence along Santee River in a southwesterly direction to a point directly south of the intersection of a continuation of county road 63 and a road known as the Old River Road; thence in a northerly direction to county road 63 and along county road 63 in a northwesterly direction to the intersection of State Highway 260; thence in a northerly direction along State Highway 260 about one and one-fourth miles to a point; thence in an easterly direction in a straight line to the Goodwill Church Road; thence to county road 48 and in a northerly direction thereon to county road 262; thence along county road 262 to an unnumbered county road in an easterly direction to the intersection of a road near Providence Church; thence in a southeasterly direction to a point where an extension of county road 25 crosses Deep Creek, continuing in a southeasterly direction to the point of beginning.

Jordan Precinct.—Beginning at the intersection of state highway 260 and county road 63; thence along county road 63 in a southeasterly direction to a point where the road forks; thence along the western fork in a southwesterly direction to the intersection of a road known as the Old River Road, continuing across the road in a southerly direction in a straight line to Santee River; thence along Santee River in a westerly direction to Wyboo Creek; thence along

Wyboo Creek to its northernmost tip; thence along the school district line crossing county road 25 about one mile west of the village of Jordan; continuing in a northwesterly direction on the school district line to an unnumbered county road connecting county road 62 with county road 63; thence along said unnumbered road in a northeasterly direction to county road 63; thence along county road 63 in a southeasterly direction to the point of beginning.

Sardinia-Gable Precinct.—Beginning at a point where Newman Branch crosses the Sumter-Clarendon County line; thence in a meandering southerly direction along Newman Branch to the intersection with county road 104; thence in a southeasterly direction parallel to U. S. Highway 527, but approximately one-half mile east thereof, to a point where county road 40 intersects with U. S. Highway 527; thence generally southwest to a point on Black River one-half mile south of the intersection of Black River with county road 40; thence in a meandering northwesterly direction along the Black River to the Sumter-Clarendon County line; thence along said county line in a northeasterly direction to the point of beginning.

New Zion Precinct.—Beginning at a point on the Sumter-Clarendon County line where Newman Branch intersects the line; thence in a southerly direction along Newman Branch to the point where the branch intersects county road 104; thence south in a straight line to a point on county road 36 one-fourth mile east of the intersection of state highway 527 and county road 36; thence generally northeast along county road 36 to a point one mile south of the intersection of county road 36 and county road 122; thence northeast across county road 122 to a point on Newman Branch one-half mile due east of county road 36; thence along Newman Branch generally east of the intersection of county road 122 and an unnumbered road which connects with county road 36; thence generally northeast in a straight line to the intersection of an unnumbered road and county road 37; thence southeast along county road 37 to a point approximately one-half mile west of the intersection of county road 37 and county road 19; thence north approximately one-half mile to Pudding Swamp; thence meandering generally northwest along the run of Pudding Swamp and county road 36; thence north on county road 36 approximately three-fourths of a mile to a bridge; thence west one-eighth of a mile to a point; thence south to Pudding Swamp; meandering northwest along said swamp and following its westernmost tributary to county road 37 at the intersection of said road with

an unnumbered road; thence along the unnumbered road in a westerly direction and extending to the Sumter-Clarendon County line; thence along the county line generally southwest to the point of beginning.

Barrows Mill.—Beginning at a point where Douglas Swamp intersects the Clarendon-Williamsburg County line; thence north along Douglas Swamp to its confluence with Pudding Swamp; thence west along Pudding Swamp for a distance one-half mile; thence southwest to county road 37; thence west on county road 37 to the first unnumbered county road; thence south on said unnumbered county road for a distance of one-half mile; thence southwest approximately one-half mile to the intersection of county road 122 and an unnumbered road that connects county road 122 with county road 36; thence along Newman Branch meandering north and then west to a point one-half mile east of county road 36; thence in a straight line southwest across road 122 and an unnumbered road to a point one mile south of the intersection of county road 36 and county road 122; thence southwest on county road 36 to a point one-eighth of a mile east of the intersection of county road 36 and state highway 527; thence south in a straight line to the intersection of state highway 527 and county road 40; thence east in a straight line to the point where the Williamsburg-Clarendon County line forms an angle; thence northwest along said county line to the point of beginning.

Turbeville Precinct.—Beginning at a point on the Sumter-Clarendon County line seven-eighths of a mile southwest of the intersection of U. S. Highway 378 and the county line; thence along said county line in a northeasterly direction to the intersection of Horse Branch; thence along Horse Branch in a meandering southerly and southwesterly direction to a point three-fourths of a mile south of county road 106; thence in a southwesterly direction in a straight line to a bridge on county road 36 approximately one-fourth of a mile north of the intersection of county road 36 and county road 45; thence west one-eighth of a mile to a point; thence south paralleling county road 36 one-eighth of a mile west of said road to Pudding Swamp; thence generally north meandering along Pudding Swamp and its westernmost tributary to county road 37; thence west to the point of beginning at the Sumter-Clarendon County line.

Hicks Precinct.—Beginning at a point of intersection of Douglas Swamp and the Florence-Clarendon County line; thence along Douglas Swamp in a meandering southerly direction to the con-

fluence of Horse Branch and Pudding Swamp; thence in a meandering westerly direction to the point these waters separate; thence along Pudding Swamp to county road 36; thence north on county road 36 to a bridge approximately one-half mile south of the intersection of county road 36 and county road 45; thence east in a straight line to Horse Branch; thence in a meandering northerly direction to the county line; thence east and south along the county line to the point of beginning.

Oakdale Precinct.—Beginning at a point on Black River one-half mile south of the point where Black River intersects county road 40; thence in an easterly direction to the intersection of county road 40 and state highway 527; thence in an easterly direction in a straight line to the point the Williamsburg-Clarendon County line forms an angle; thence in a southerly direction along the county line to Black River; thence in a meandering westerly direction along the Black River to the confluence of Pocotaligo River and Black River; thence in a northwesterly direction, meandering along Black River to the point of beginning.

Barrineau Precinct.—Beginning at the intersection of Douglas Swamp and the Clarendon-Florence County line; thence in an easterly direction along the county line to the Clarendon-Williamsburg County Line; thence along the county line in a southwesterly direction to the intersection of Douglas Swamp and the Clarendon-Williamsburg County line; thence in a meandering northerly direction along Douglas Swamp to the point of beginning.

A county map showing the precinct boundaries as described in this section shall be filed in the office of the Clerk of Court for Clarendon County and shall be available for public inspection."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R822, S529)

No. 579

An Act To Provide For Magistrates' Jurors In Cherokee County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Jury selection — Cherokee County magistrates' courts.—In Cherokee County, magistrates' jurors shall be selected in the following manner :

The jury boxes in the Magistrate's Court shall be prepared each year by the Jury Commission as constituted by law. Such boxes shall contain two apartments, designated as A and B respectively. The Commission shall prepare and place each year in apartment A of each of such boxes the names of not less than three hundred residents, qualified electors of good moral character and eligible to jury duty. After so placing such names, they shall lock the boxes and place them in the custody of the magistrates in Gaffney and Blacksburg. One box shall be placed in the custody of the magistrate in Gaffney and the other box in the custody of the magistrate in Blacksburg.

The sheriff, constable or other officer appointed by the magistrate shall draw from the jury box the names of eighteen respectable voters of the vicinity. He shall deliver the names to the magistrate, who shall put them in a box and shake them together and the officer shall draw out one, and the person so drawn shall be one of the jurors unless challenged by either party. The officer shall proceed until he shall have drawn six who shall not have been challenged. Neither party shall be allowed more than six challenges. But, if the first twelve drawn shall be challenged and the parties do not agree to a choice, the last six shall be the jury. When any of the six jurors so drawn cannot be had or are disqualified by law to act in the case, and the parties do not supply the vacancy by agreement, the officer shall proceed to prepare in the manner before directed, ballots for three times the number of the deficit which shall be disposed of as above provided.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R824, S621)

No. 580

An Act To Amend Section 23-174, Code Of Laws Of South Carolina, 1962, As Amended, Relating To Voting Precincts In Florence County, So As To Further Define Such Precincts.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Voting precincts—Florence County—further defined.—Section 23-174, Code of Laws of South Carolina, 1962, as amended, is further amended so as to add Brookgreen, Lake City No. 3 and Lake City No. 4 Precincts in Florence County, to delete Liberty and McCutcheon Precincts, and to further define certain precincts in the City of Florence and those in Lake City by striking the section in its entirety and inserting in lieu thereof the following :

“Section 23-174. In Florence County there shall be the following voting precincts: Back Swamp; Brookgreen; Cartersville; Claussen; Coles Cross Roads; Cowards No. 1; Cowards No. 2; Ebenezer; Effingham; Elim; Evergreen; Florence No. 1; Florence No. 2; Florence No. 3; Florence No. 4; Florence No. 5; Florence No. 6; Florence No. 7; Florence No. 8; ACL Shops; Friendfield; Glennwood; Greenwood; Hannah; High Hill; James Cross Roads; Johnsonville; Kingsburg; Lake City No. 1; Lake City No. 2; Lake City No. 3; Lake City No. 4; Leo; Mars Bluff; McAllister Mill; Oak Grove; Olanta; Pamplico; Prospect; Quinby; Salem; Scranton; Stone; Tans Bay; Timmons ville; and Vox.

The following precincts shall include the respective areas hereafter described :

Brookgreen—All that area bounded on the north by the county line separating Darlington and Florence Counties to its intersection with State Highway—Secondary 356; on the east by the center line of State Highway—Secondary 356 thence southerly to the center line of the Television Road known as the extension of Irby Street (State Highway—Secondary 343) thence along the center line of Television Road to the corporate limits of the City of Florence; on the south by the corporate limits of the City of Florence making an arc to its intersection with the Atlantic Coast Line Railroad and thence along the Atlantic Coast Line Railroad to its intersection with the center line of Hoffmeyer Road; on the west by the center line of Hoffmeyer Road to the county line separating Florence and Darlington Counties.

The place of polling shall be the Main Administration Building of the Pee Dee Experiment Station.

Florence No. 3—All that area bounded on the north by the corporate limits of the City of Florence from the Atlantic Coast Line Railroad to the intersection with the center line of Irby Street Extension; on the east by the center line of Irby Street Extension and Irby Street to its intersection with the center line of Cheves Street; on the south by the center line of Cheves Street to its intersection with the semicircle of King and Gregg Streets; thence along the center line of King Street to its intersection with the center line of Franklin Drive; on the west by the center line of Franklin Drive to the right of way of the Atlantic Coast Line Railroad.

The place of polling shall be the National Guard Armory on Evans Street, Florence, South Carolina.

Florence No. 5—All that area bounded on the north by the Atlantic Coast Line Railroad; on the west by Cashua Drive; on the south by Palmetto Street; and on the east by Franklin Drive, all within the corporate limits of the City of Florence.

The place of polling shall be the Florence County Health Center.

Florence No. 6—All that area bounded on the north by Palmetto Street; on the south and west by Cherokee Road; and on the east by Franklin Drive, all within the corporate limits of the City of Florence.

The place of polling shall be Royall School.

Florence No. 7—All that area bounded on the north by the center line of Cherokee Road from the center line of the Old Timmons ville Road (now Cashua Drive) to its intersection with the center line of Edisto Drive; on the east by the center line of Edisto Drive to its intersection with the center line of Second Loop Road; thence along the center line of the Second Loop Road to its intersection with the center line of Marsh Avenue thence along the center line of Marsh Avenue to the corporate limits of the City of Florence; on the south by the corporate limits of the City of Florence to the center line of the Old Timmons ville Road (now Cashua Drive); on the west by the center line of the Old Timmons ville Road (now Cashua Drive) to the center line of Cherokee Road.

The place of polling shall be Moore Junior High School, Florence, South Carolina.

Florence No. 8—All that area bounded on the north by the center line of Cherokee Road from its intersection with the center line of

Edisto Drive to its intersection with the center line of U. S. Highway 301; on the east by the center line of U. S. Highway 301 to the corporate limits of the City of Florence; on the south by the corporate limits of the City of Florence to the intersection with the center line of Marsh Avenue; on the west by the center line of Marsh Avenue to its intersection with the center line of the Second Loop Road, thence along the center line of the Second Loop Road to the center line of Edisto Drive to the center line of Cherokee Road.

The place of polling shall be Briggs Elementary School, Florence, South Carolina.

Greenwood—Greenwood, Witherspoon, Hewitt, Tara Village Developments and all that area immediately adjacent thereto.

The place of polling shall be Greenwood Elementary School.

Lake City No. 1—All that area bounded on the north by the center line of Main Street from its intersection with the Atlantic Coast Line Railroad thence easterly along the center line of Main Street Extension; thence in an easterly direction down and being bounded on the east by the center line of Main Street Extension and the center line of State Highway 341 to its intersection with the center line of State Highway—Secondary 67; thence along the center line of State Highway—Secondary 67 to the county line of Florence and Williamsburg Counties; thence along and being bounded on the south by said county line to its intersection with the Atlantic Coast Line Railroad; thence in a northerly direction along and being bounded on the west by the right of way of the Atlantic Coast Line Railroad to the center line of Main Street.

The place of polling shall be the Fire Department of the City of Lake City, South Carolina.

Lake City No. 2—All that area bounded on the north by the center line of U. S. Highway 378 from its intersection with the right of way of the Atlantic Coast Line Railroad for a distance of three miles thence in an easterly direction in a straight line to the intersection of State Highway—Secondary 85 and State Highway—Secondary 150; on the east by a straight line in a southwesterly direction to the intersection of State Highway—Secondary 461 and State Highway—Secondary 460; thence down the center line of State Highway—Secondary 460 to the center line of State Highway 341; thence up the center line of State Highway 341 to the center line of Main Street and thence along Main Street to the Atlantic Coast

Line Railroad, and thence up the Atlantic Coast Line Railroad to the center line of U. S. Highway 378.

The place of polling shall be the Fire Department of the City of Lake City, South Carolina.

Lake City No. 3—All that area bounded on the north by the center line of the bypass of U. S. Highway 378 beginning at the intersection of U. S. Highway 378 and the county line of Florence and Williamsburg Counties to the intersection of the bypass of U. S. Highway 378 and the Atlantic Coast Line Railroad; thence in a southerly direction down the right of way of the Atlantic Coast Line Railroad to the center line of Thomas Street in the City of Lake City; on the south by and in a westerly direction down the center line of Thomas Street to the center line of Country Club Road and thence down the center line of Country Club Road to the point of intersection with the county line of Florence and Williamsburg Counties; thence along and bounded on the west by said county line to its intersection with the center line of U. S. Highway 378.

The place of polling shall be J. Paul Truluck High School, Lake City, South Carolina.

Lake City No. 4—All that area bounded on the north by the center line of Country Club Road beginning at the intersection of Country Club Road and the county line of Florence and Williamsburg Counties; thence in an easterly direction to the center line of Thomas Street; thence down the center line of Thomas Street to the right of way of the Atlantic Coast Line Railroad; thence in a southerly direction down and bounded on the east by the right of way of the Atlantic Coast Line Railroad to its intersection with the county line of Florence and Williamsburg Counties and thence in a westerly and northwesterly direction and bounded on the southwest by the intersection of the county line with the center line of Country Club Road.

The place of polling shall be J. Paul Truluck High School, Lake City, South Carolina.

Quinby—All electors residing in Quinby Estates, Quinby Forest and all that area immediately adjacent thereto shall vote at Quinby."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R825, S544)

No. 581

An Act To Create A Planning And Promotion Board For The Town Of Surfside Beach In Horry County And Provide For Its Powers And Duties If The Referendum Provided Herein Results Favorably Thereto.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Surfside Beach Planning and Promotion Board created.—There is hereby created the "Surfside Beach Planning and Promotion Board" for all the area included in the corporate limits of the Town of Surfside Beach in Horry County.

SECTION 2. Appointment—terms of office.—The board shall consist of five members who shall reside within the Town of Surfside Beach. They shall be appointed by the Governor, upon the recommendation of the town council and the mayor of the Town of Surfside Beach, for terms of three years and until their successors are appointed and qualify, except that of the members first appointed one shall be appointed for one year, two shall be appointed for two years and two shall be appointed for three years. The members of the board shall be eligible for reappointment, and vacancies shall be filled in the manner of the original appointment for the unexpired portion of the term.

SECTION 3. Meetings.—The board shall hold its first meeting as soon as practicable after its appointment and shall elect a chairman from its membership. The board shall meet at such times and places as may be determined by the chairman. The members of the board shall serve without compensation.

SECTION 4. Powers and duties.—The board shall have the following powers and duties:

(1) To administer and be responsible for all funds it may receive for the purpose of providing a program to encourage the location of industry and promote and advertise tourist facilities.

(2) To make recommendation to the mayor and town council for physical development and redevelopment of Surfside Beach.

(3) To cooperate with the State Development Board, all towns, Chambers of Commerce, business and travel leagues, civic clubs, churches and all other groups and agencies to promote the advertisement and development of Surfside Beach.

(4) To accept gifts or grants of funds from public or private sources to carry out the purposes of this act.

(5) To engage in such other activities as will encourage promotion and further development of Surfside Beach.

SECTION 5. Referendum.—An election shall be held on such date as the town council of the Town of Surfside Beach may determine to determine the wishes of the qualified electors of the Town of Surfside Beach as to whether a planning and promotion board for the Town of Surfside Beach shall be created. Ballots shall be provided at the various voting precincts in the town with the following question written or printed thereon:

“Do you favor the creation of the Planning and Promotion Board for the Town of Surfside Beach?

Yes ☐

No ☐

Those voting in favor of the question shall deposit a ballot with a check or cross mark in the square opposite the word ‘Yes’ and those opposed to the question shall deposit a ballot with a check or cross mark in the square opposite the word ‘No’.”

The election shall be conducted as provided by law for municipal elections and the results of the election shall be certified to the clerk of court of Horry County and to the Secretary of State. If a majority of the qualified electors of the Town of Surfside Beach voting in the election vote in favor of the question, Sections 1 through 3 of this act shall immediately take effect.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R826, S553)

No. 582

An Act To Create A Court Inferior To The Circuit Court To Be Known As The “Williamsburg County Civil Court” And Provide For Its Powers And Duties.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Williamsburg County Civil Court established.—
A court to be known as the “Williamsburg County Civil Court”,

hereinafter referred to as the civil court, is hereby established for all the area of Williamsburg County except that portion of the county inundated by the waters of the Black River. The court shall assume the jurisdiction provided for in this act on July 1, 1968.

SECTION 2. Judge.—The judge of the civil court shall be an attorney who is a resident of the area within the jurisdiction of the court with at least five years' experience in the practice of law. He shall be commissioned by the Governor, upon the recommendation of a majority of the members of the county bar association residing within the jurisdiction of the court for at least two years preceding the recommendation of the bar, and shall hold office for four years and until his successor is appointed and qualifies. The judge, before entering upon the duties of his office, shall take the same oath of office as required by law for circuit judges and shall be commissioned in the same manner as circuit judges. He shall receive an annual salary of twelve thousand dollars, to be paid from the general fund of the county, and shall not be permitted to engage in the practice of law.

In case of the absence of the judge for disqualification, disability or for any other reason, the Governor, at the request of the permanent judge or a majority of the county bar association, may appoint a qualified person to conduct the business of the court for any term or hear any special matter. The acting judge shall receive such *per diem* as is allowed for special judges appointed to serve in the court of common pleas.

SECTION 3. Court stenographer.—An official stenographer for the court shall be appointed by the judge, who shall hold office at the pleasure of the judge. The stenographer shall furnish transcripts to any litigants, for which he may charge to the requesting party such fees as are appropriate. The official stenographer shall also serve as secretary to the judge and be compensated by the county for services in both capacities.

SECTION 4. Duties of clerk.—The clerk of the circuit court shall be ex officio clerk of the civil court and shall keep calendars, minutes and records of the civil court and the causes pending therein. He shall attend and perform such duties as clerk as are required of him by law as clerk of the circuit court. Judgments recovered in the civil court shall be entered of record and recorded in the same books as judgments of the circuit court. The clerk shall make up, before each

term of court, a jury issue docket on which shall be placed all matters to be tried before a jury, under the pleadings, at least seven days before the commencement of the term. For services performed as clerk of the civil court, the clerk shall receive such fees in civil matters as are now allowed him by law.

SECTION 5. Sheriff to attend—bailiffs appointed.—The sheriff of the county shall attend upon all sessions of the civil court, shall be subject to the orders thereof and shall execute the orders, writs and mandates of the court as is required of him with reference to the circuit court. For all such services he shall receive the same compensation allowed by law for similar service in the circuit court; *provided*, that for serving each venire in the civil court he shall be allowed the sum of thirty dollars.

The presiding judge of the civil court may appoint not more than two bailiffs to attend upon the court and execute the orders thereof. The bailiffs shall not be retained in attendance upon the court longer than the exigencies of the business of the court shall require and they shall receive such compensation as may be provided by law.

SECTION 6. Jurisdiction.—The civil court shall have jurisdiction to try and determine all civil cases, both at law and in equity, in which the amount claimed does not exceed the sum of fifteen thousand dollars and in all other civil cases and special proceedings, both at law and in equity, proceedings for the annulment of marriages, proceedings for the custody and adoption of children and proceedings brought for the purpose of procuring a change of name in which there is no money demand or in which the right involved cannot be monetarily measured. In proceedings for the foreclosure of real estate mortgages, as well as in proceedings involving other interest-bearing obligations, the monetary jurisdiction of the court shall be determined by the principal amount due on the debt sued upon on the date of the commencement of the action, exclusive of interest and attorneys' fees.

The civil court shall have concurrent jurisdiction with the court of common pleas of the county in actions relating to divorce from the bonds of matrimony and in the matter of alimony and property rights connected with such divorce actions, regardless of the amount involved, if one of the parties to the divorce action shall have been a resident of the county within the jurisdictional territory of the court for one year. The court shall have no criminal jurisdiction.

SECTION 7. Jurisdiction.—As to all cases and special proceedings within the jurisdiction of the civil court and pending therein, the judge shall have the same jurisdiction with reference thereto, both in open court and at chambers, as is possessed by circuit judges over cases pending in the circuit courts in which they are presiding or in the circuit in which they are resident, and the judge may grant writs of injunction and habeas corpus and punish any person guilty of any act in contempt of the court. The court shall have concurrent jurisdiction with the circuit court on appeals in civil cases from magistrates' courts.

SECTION 8. Form of pleadings.—The same forms of pleading and the same rules of practice and evidence shall obtain in the civil court as are provided by law for the conduct and trial of civil cases in the circuit courts.

SECTION 9. Terms of court.—The court shall conduct its sessions in the county courthouse in Kingstree and shall hold eight terms of court annually, with each term lasting one week. The exact date for scheduling terms shall be determined by the judge, coordinating with the county bar association, except that no terms shall be scheduled for July or August. The court shall continue in session at each of its terms until the business before it has been disposed of and shall be open for the trial of cases from the beginning to the end of each of the terms. The judge of the court shall maintain open court at all times for the hearing of causes without a jury, providing that during the month of August of each year there shall be no session of the court.

Whenever it shall satisfactorily appear to the judge that the public interest requires the holding of a special term of court, he may order a special term to be held. Notice of the holding of the special term shall be given as the judge may by order provide and the order shall be entered upon the records of the clerk of court.

All cases shall be tried in their order on the docket unless changed or varied by the court for its convenience and in the furtherance of justice.

SECTION 10. Juries and jurors.—The board of jury commissioners, as constituted by law in Williamsburg County for the drawing of jurors for the circuit courts, shall constitute the board of jury commissioners for the drawing of jurors for the civil court and the law relating to the qualifications, drawing and summoning of jurors

for attendance upon the circuit court shall apply to the qualifications, drawing and summoning of jurors for the civil court; *provided*, that no less than twenty-four persons shall be drawn and summoned to appear at the same time at any session of the civil court unless the court shall otherwise order.

The jurors drawn and summoned shall appear and attend the sessions of the court until excused or discharged by the judge presiding. Service as a juror in the court shall be held to exempt a juror from service in the civil court or in the circuit court for the same year.

Juries in the civil court shall consist of six persons. In drawing the jury twelve shall be drawn with each side allowed to strike three.

Jurors in attendance upon the sessions of the court shall receive the same compensation as jurors in attendance upon the circuit court. Witnesses in attendance upon the civil court shall receive the same compensation as witnesses in attendance upon the sessions of the circuit court.

SECTION 11. Appeals.—Appeals shall be taken from the civil court in all cases direct to the Supreme Court and shall be presented in the same manner and under the same rules as are prescribed for appeals from the circuit courts.

SECTION 12. Cost of court operation.—The entire cost of the operation of the court to Williamsburg County during any one fiscal year shall not exceed the sum of twenty-five thousand dollars.

SECTION 13. Fees.—Upon filing of the summons and pleadings, the plaintiff shall deposit with the clerk of court the sum of twenty dollars, and before the commencement of the trial the defendant shall deposit the sum of twenty dollars with the clerk of court. Upon completion of the trial the deposit of the prevailing party shall be returned to him. The deposit of the other party shall be deposited in the general fund of the county.

SECTION 14. Transfer of cases.—Any case or cases pending in the court of common pleas at the time of the effective date of this act may be transferred to this court upon request of the plaintiff's attorney. The amount sued for in such cases shall be reduced to come within jurisdiction of this court.

SECTION 15. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R828, S609)

No. 583**An Act To Create The Berkeley County Library.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Berkeley County Library created—eleemosynary corporation.—There is hereby created an eleemosynary corporation under the control of the State, to be known as the Berkeley County Library, which shall have all the powers conferred upon such corporation by this act and other applicable laws of this State.

SECTION 2. Board.—The corporation shall be managed by a board of trustees, consisting of nine members, to be appointed by the Governor upon the recommendation of the Berkeley County Legislative Delegation, who shall serve without compensation. The terms of the members shall be for four years and until their successors are appointed and qualify. Vacancies shall be filled in the manner of the original appointment for the unexpired portion of the term only. Members of the board shall not serve consecutively for more than two terms and shall be subject to removal for cause by the appointing power.

SECTION 3. Organization of board.—The board shall elect a chairman, a vice chairman, a secretary, a treasurer, and such other officers as may be deemed necessary and may make such rules and regulations for the conduct of its business, not inconsistent with law. The board may require of its treasurer and librarian a suitable bond for the faithful performance of their respective duties. The board shall meet at least four times annually and hold such other meetings as it deems necessary.

SECTION 4. Powers and duties.—The board shall have the exclusive control and management of the Berkeley County Library and shall employ a librarian qualified by training and experience to conduct and administer public library service, and may employ, direct, and discharge any such employees as it may consider advisable, at its pleasure. No member of the board or relative of a board member shall be employed.

SECTION 5. Additional powers and duties.—The Berkeley County Library may, by way of amplification and classification but without limiting the generality of powers conferred on it by Section 1: (1) purchase, lease, hold and dispose of real estate and personal

property; (2) acquire books and other informational material and provide for their circulation throughout each and all sections of the county; (3) accept donations of land, services, materials, books and other things for the establishment and equipping of libraries; (4) enter into agreements for the suitable designation and markings of equipment, rooms, buildings and other library facilities to commemorate the memory of individuals; (5) cooperate or enter into contracts with any State or Federal agency when by so doing it will receive substantial aid in carrying out the purposes of the library; (6) enter into contracts with other counties to operate regional or joint libraries and facilities; (7) generally to do all things necessary and proper to establish, equip, maintain and operate a county library system.

SECTION 6. Provide books, etc.—The board of trustees shall provide and make available to the citizens of Berkeley County good books and informational material. The board shall establish a headquarters library and may establish branches and units in various communities and operate one or more bookmobiles over routes to be determined by the board, acquire books and other informational material, facilities and equipment, and make such rules and regulations, not inconsistent with law, as it may deem necessary to insure the effective and efficient maintenance and operation of a county library system.

SECTION 7. Board members not to contract with board.—No member of the board of trustees shall contract with the board and any such attempted contract shall be void.

SECTION 8. Reports.—The board shall annually, after July first or before September first of each year, make a report of its activities, showing in summary form its receipts and expenditures, the libraries and bookmobile routes operated by it, the number of books, periodicals and other property owned by it, the character of the service rendered to the people of the county, including the number making use of its service, and such other pertinent facts as would show its activities during the preceding fiscal year. Reports shall be filed in the office of the clerk of court for the county and copies shall be furnished each member of the county legislative delegation.

SECTION 9. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R831, H1501)

No. 584

An Act To Create An Ambulance Service District In Horry County And To Provide A Penalty For Unauthorized Operation Of Ambulances.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Horry ambulance district created.—The Horry Ambulance District is hereby created and shall include all of Horry County. The governing body of the county shall act as the governing body of the district.

SECTION 2. Plan—franchises authorized.—The governing body shall study requirements of the county and the costs of operating a countywide ambulance service. When a practicable plan has been devised, the governing body is authorized to implement such plan, including the grant of a franchise or franchises to private concerns or hospitals to furnish ambulance service under such terms and conditions as it shall deem necessary.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R834, H2175)

No. 585

An Act To Authorize The McCormick County Board Of Registration To Define The Boundaries Of Voting Precincts In The County And File The Definitions As Public Information And Provide For New Voter Registration In The County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Board of registration to define McCormick County precincts.—The McCormick County Board of Registration is hereby authorized and directed to define the boundaries of voting precincts in the county as listed in Section 23-186 of the 1962 Code, as amended.

The definition of boundaries shall be written out in a form acceptable for recording and shall also be designated on a county map.

Both the written boundary descriptions and the map showing precinct boundaries shall be filed in the office of Clerk of Court for

McCormick County and in the office of the Board of Registration and be available for public inspection at reasonable times. The written precinct definitions shall also be published in a newspaper of general circulation in the county at least once. The Board of Registration shall consult with the county attorney in the preparation of precinct descriptions.

For their services rendered pursuant to the provisions of this act, members of the Board of Registration shall receive such mileage and per diem as is provided by law for boards, committees and commissions.

SECTION 2. Place of registration and voting.—All voters in McCormick County shall register and vote at the precincts to be defined in this act which are located nearest to their places of residence.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R835, H2151)

No. 586

An Act To Exempt The James F. Byrnes Academy In Florence County From Taxation.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. James F. Byrnes Academy tax exempt.—All property, both real and personal, of the James F. Byrnes Academy in Florence County shall be exempt from all county and municipal taxes.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R836, H2170)

No. 587

An Act To Amend Act No. 1000 Of 1966, Which Created The Union County-City Carnegie Public Library, So As To Change The Name Of The Library.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act 1000 of 1966 amended to change name of Union Library.—The name of the Union County-City Carnegie Public Library created pursuant to Act No. 1000 of 1966 is changed to the Union Library.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R837, H2184)

No. 588

An Act To Amend Section 14-3201, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Board Of Road Commissioners For Richland County, So As To Reconstitute The Board And Define The Districts From Which Board Members Shall Be Elected.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-3201 amended—Board of Road Commissioners for Richland County reconstituted—districts.—Section 14-3201, Code of Laws of South Carolina, 1962, as amended, is further amended by striking it in its entirety and inserting in lieu thereof the following :

“Section 14-3201. There is created a Board of Road Commissioners for Richland County which shall be composed of four members. One member of the board shall be elected from each of the districts defined below by the qualified electors of the district. Each member shall be a resident of the district from which he is elected.

Northwest District—That area composed of precincts in Richland County known and designated as follows: Ballentine, Dennyside, Ridgewood, St. Andrews, Springville and Whitewell.

North District—That area composed of precincts in Richland County known and designated as follows: Arcadia, Blythewood,

College Place, Cooper, Dentsville, Fairlawn, Greenview, Killian, Midway and Pontiac.

Center District—That area composed of precincts in Richland County known and designated as follows: Edgewood, Keenan, North Forest Acres, Oakwood, Olympia, Satchelford, South Forest Acres and Wards 1 through 25 (Columbia).

South District—That area composed of precincts in Richland County known and designated as follows: Brandon, Eastover, Gadsden, Garners, Hampton, Hopkins, Horrell Hill and Lykesland. The road commissioners shall hold office coterminously with the county supervisor and shall hold office until their successors are elected and qualify. In case of a vacancy before the expiration of the term for which elected, the successor in office shall be appointed for the unexpired portion of the term by the Governor, upon the recommendation of a majority of the county legislative delegation, including a majority of the resident Senators."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R840, H2181)

No. 589

An Act To Amend Section 14-400.393, Code Of Laws Of South Carolina, 1962, Relating To The Powers And Duties Of The Lee County Development Board, So As To Provide Additional Powers.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-400.393 amended to give additional powers to Lee County Development Board.—Section 14-400.393 of the 1962 Code is amended, so as to provide additional powers for the Lee County Development Board, by adding at the end:

"The Board may enter into contracts, may own, sell, hold, lease or convey real estate and shall have such other powers as may be necessary to carry out the purposes of this article."

The section when amended shall read:

"Section 14-400.393. The Board shall have full authority to make all necessary surveys of Lee County, seek the listing of all

available industrial sites in Lee County and have prepared and published a brochure showing and describing the many advantages which Bishopville, Lynchburg and other areas of Lee County have to offer to new industries and make recommendations which it believes are necessary in its work of obtaining additional industries for the county.

The Board may enter into contracts, may own, sell, hold, lease or convey real estate and shall have such other powers as may be necessary to carry out the purposes of this article."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R841, H2185)

No. 590

An Act To Provide For The Composition And Selection Of Juries In The Magistrates' Courts In McCormick County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Composition and selection of magistrates' juries McCormick County.—Notwithstanding the provisions of Sections 43-94 and 43-116, Code of Laws of South Carolina, 1962, juries in magistrates' courts in McCormick County shall be selected in the following manner :

(1) In both civil and criminal cases, the magistrate shall draw from the jury box twenty-two names and provide a list of the names drawn to each of the contending parties in civil cases, and to the prosecution and the defendant in criminal cases.

The names shall be numbered from one to twenty-two, with numbers nineteen through twenty-two designated as alternates.

(2) To determine the jury of six, each side shall strike six of the names numbered one through eighteen, striking alternately, and shall strike one of the alternates numbered nineteen through twenty-two.

(3) The jury shall consist of the six remaining names from numbers one through eighteen, and the alternates shall be the two remaining from numbers nineteen through twenty-two.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R842, H2177)

No. 591**An Act To Provide For Costs And Fees In The Probate Court For Laurens County; To Provide For The Disposition Of The Fees; And To Repeal Act No. 1027 Of 1964 Relating Thereto.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Laurens County Probate Court fees.—The costs and fees in the Probate Court for Laurens County shall be as provided in this act. Any fees or costs not specifically covered by this act shall be as provided by the general law.

SECTION 2. Probate fees.—For the appointment and qualification of an administrator, legal guardian or committee, administrator with will annexed, administrator d. b. n., c. t. a., temporary administrator, ancillary administrator, executor or other person acting in a fiduciary capacity, including proof of will in common form with affidavit of one witness; filing, indexing, recording pleadings, including the qualification hearing and issuance of two certificates verifying appointment, along with the warrant of appraisal, the cost shall be fifteen dollars.

SECTION 3. Fiduciary fees.—For receiving, filing, auditing, and approving the final return of a fiduciary, one final settlement hearing, for an order of settlement or distribution, for an order of discharge to the fiduciary, recording of final settlement pleadings and including the cost of one certified copy of the final return and discharge, the cost shall be fifteen dollars.

SECTION 4. Fees based on size of estate.—All estates of a value of twenty-five hundred dollars to seventy-five hundred dollars, one-half of the listed fees in Sections 2 and 3 shall be charged. All estates of a value of seventy-five hundred to fifty thousand dollars, the fees listed in Sections 2 and 3 shall be charged. All estates of a value of fifty thousand dollars to one hundred thousand dollars, the fees shall be double the fees listed in Sections 2 and 3. All estates of a value of one hundred thousand dollars to two hundred thousand dollars, fees shall be triple the fees listed in Sections 2 and 3. All estates from two hundred thousand dollars to three hundred thousand dollars, the fees shall be four times the amount listed in Sections 2 and 3. All estates of a value from three hundred thousand dollars to four hundred thousand dollars, the fees shall be five times the amount of the fees listed in Sections 2 and 3. All estates of a value in excess of four hundred

thousand dollars shall be six times the fees listed in Sections 2 and 3. In computing values on estates, both personal and real property are to be considered.

SECTION 5. Land sale fees.—Land sale proceedings in the Probate Court, as authorized and provided for in Sections 19-491 through 19-503 of the 1962 Code, ten dollars. For receiving land sale funds and distributing same to administrator, executor, or other fiduciary, or payment for claims or liens against property sold, as well as cost of sale, a charge of two per cent if under three hundred dollars. If over three hundred dollars, a charge of two per cent on the first three hundred dollars and one per cent on the balance.

SECTION 6. Miscellaneous probate fees.—(a) For filing, auditing, and approving, indexing and recording each annual or semiannual return filed by a fiduciary, three pages or less, and including certification on one copy, three dollars, for each additional page seventy-five cents.

(b) Copying any paper in connection with an estate administration: if typed or photostated, seventy-five cents per page; if Thermo-faxed or produced from other similar machine, twenty-five cents per page.

(c) Certifying copy of any single item, instrument or paper in connection with an estate administration, one dollar.

(d) Certificates of administration, one dollar each.

(e) Certifying appeal record, five dollars.

(f) Proof of will or codicil in due and solemn form of law, including cost of hearing not to exceed one day, and inclusive of order or decree of adjudication, fifteen dollars; for each additional hearing in connection with proof of will or codicil, for one-half day or less, six dollars. This does not include the cost of taking the testimony in connection with the proof.

(g) For each additional hearing on any issue in connection with the qualifications or administration of an estate, of one-half day or less, the cost, exclusive of testimony cost, shall be six dollars for each half-day.

(h) Proceedings for allotment and admeasurement of dower: under two hundred dollars, seven dollars; over two hundred dollars but under one thousand dollars, ten dollars; over one thousand dollars, ten dollars plus one per cent of excess over one thousand dollars.

(i) For receiving and filing each petition and issuing order, two dollars.

(j) For petition and order appointing a guardian ad litem for purposes other than in connection with qualifications or final settlement of estates, two dollars.

(k) Dedimus, three dollars.

(l) Entry of caveat or withdrawing same, two dollars.

(m) Filing real estate report with clerk of court, twenty-five cents.

(n) Consent of service, etc., two dollars.

(o) For exemplified, authenticated or certified copy of any probate court record or proceeding of three pages or less, three dollars; for each additional page, fifty cents.

(p) Swearing witness, twenty-five cents.

(q) Marriage license application, one dollar; marriage certificate, one dollar.

(r) For filing and indexing an estate record or pleading received from courts outside of Laurens County, five dollars.

The fees set forth in Section 6 shall not be increased or decreased because of the size of the estate of the deceased.

SECTION 7. Disposition of fees.—All fees heretofore listed and collected by the Probate Court, as well as any fees collected under the general law, if any, shall be paid over to the Laurens County Treasurer; however, the usual fees which have, in the past, been retained by the Probate Judge for compensation for services rendered, shall be continued to be retained by him and they are not considered Probate Court Fees.

SECTION 8. Past due fees.—On any estate in which costs are past due and have not been collected by the Probate Judge for Laurens County, all certificates of administration issued by the court shall be issued under joint control with the Probate Judge for Laurens County and any funds collected under the certificates shall be applied first to the payment of the administration costs due.

SECTION 9. Act 1027 of 1964 repealed.—Act No. 1027 of 1964 is repealed.

SECTION 10. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R844, H2178)

No. 592**An Act To Authorize The Town Of Fountain Inn To Furnish Fire Protection Beyond Its Corporate Limits.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Fountain Inn may extend fire protection.—The Town of Fountain Inn may furnish fire protection beyond its corporate limits and may contract for the furnishing of such fire protection.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R845, H2194)

No. 593**An Act To Establish A Board Of Rural Fire Control For Saluda County And To Provide For Its Powers And Duties.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Saluda County Board of Rural Fire Control.—There is hereby established a board of Rural Fire Control for Saluda County to be composed of five members appointed by the Governor upon the recommendation of a majority of the legislative delegation. All members shall be qualified electors of the county and shall reside in an area to be served by Saluda County Fire Control System. Their terms of office shall be for four years and until their successors are appointed and qualify and they may succeed themselves. Any vacancy occurring shall be filled for the unexpired term in the manner of the original appointment. The members of the board shall serve without compensation but shall receive nine cents per mile to and from meetings of the board. Within fifteen days after their appointment and receipt of their commissions, they shall organize by selecting one of their members as chairman and one as secretary. The chairman may call meetings from time to time as business of the board demands. The board may determine the place of meetings and prescribe the rules for the administration of this act.

SECTION 2. Powers and duties.—The board shall investigate the needs of communities in the county for fire-fighting equipment. It

shall establish priorities for receipt of the equipment based upon the need for fire-fighting equipment of the community. It shall purchase fire-fighting equipment for the communities according to the priorities established and upon compliance with the provisions of this act. Should a station for which equipment has been provided become in-operative, the board is authorized to remove all equipment and to use it for the best interest of the department.

SECTION 3. Conditions for receiving equipment.—Before a community shall be eligible to receive fire-fighting equipment it shall:

(1) Have fifteen volunteers to take training as furnished by the State Department of Education.

(2) Convey a lot for the erection of a fire house for Saluda County rural fire department. The lot shall have at least a one-half acre adequate water supply and an access to paved roads.

(3) Construct a fire house upon the lot conveyed in Item (2) of this section which shall not be smaller than 32' by 48' of concrete or brick construction, with concrete floors, metal type roof, sealed, overhead doors, metal window frames and equipped for oil or gas heat.

(4) Have a plan furnished by the board and cost of maintenance and upkeep of firehouse and all equipment shall be paid from the Saluda County Fire Control Fund.

The provisions of this section relative to the size of lots or building shall not apply to existing fire stations or the lots upon which they are located.

SECTION 4. Equipment purchase.—The Saluda County Board of Rural Fire Control shall upon compliance by a community with the provisions of Section 3 and in accordance with the priorities established by the board as limited by the appropriation herein after provided, purchase a fire-fighting unit for the community and such other equipment as may be necessary for the efficient operation of a rural fire department. Fire-fighting units purchased by authority of this act shall be equipped with standard equipment and be as nearly uniform as possible, so as to allow interchange and coordinated use in an emergency and economical maintenance and upkeep. All equipment purchased under the provisions of this act shall remain the property of Saluda County. The community for which the equipment is purchased shall have the sole responsibility for the use, operation, and housing of the equipment. The board in purchasing fire-fighting

equipment shall expend equal amounts for such purchases for each community receiving equipment under the provisions of this act in so far as may be possible.

SECTION 5. Location of equipment.—The respective communities assigned fire-fighting equipment shall be established and assigned areas of fire control responsibility throughout Saluda County by the Fire Control Board, so as to obtain the maximum fire coverage of the entire county commensurate with the personnel used in the available. All services rendered, including the personnel used in the fighting or controlling of fires, shall be without cost or charge to the person requesting such service. All members of the fire departments of Saluda County may direct and control traffic at the scene of any fire in any area of the county and enforce the law of this State.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R846, H2196)

No. 594

An Act To Dissolve The Planning Board Of Greenwood Metropolitan District, To Devolve Its Duties Upon The Greenwood County Planning Board, And To Provide For Its Membership.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Powers of Greenwood Metropolitan Planning Board devolved upon county planning board.—The Planning Board of the Greenwood Metropolitan District of Greenwood County, created under the provisions of Title 14, Chapter 8, Article 20, Code of Laws of South Carolina, 1962, is hereby dissolved and all the powers and duties of such board are hereby devolved upon the Greenwood County Planning Board as created under the provisions of Chapter 8, Title 14, Code of Laws of South Carolina, 1962.

SECTION 2. Size of county planning board.—Notwithstanding the provisions of Section 14-355, Code of Laws of South Carolina, 1962, the Greenwood County Planning Board shall consist of not less than nine nor more than fifteen members.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R847, H2197)

No. 595

An Act To Amend Section 15-757, Code Of Laws Of South Carolina, 1962, Relating To Stenographers For The Richland County Court, So As To Provide For Their Appointment, Compensation And Duties.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 15-757 amended regarding appointment, compensation and duties of Richland County court stenographers.—Section 15-757 of the 1962 Code is amended so as to provide for the appointment, compensation and duties of stenographers for the Richland County Court by striking the section and inserting :

“Section 15-757. The senior judge shall appoint for the county court such official stenographers as may, from time to time, be authorized by the governing body of the county. Such stenographers shall attend upon the sessions of the court and perform such duties in connection therewith as are performed by the stenographers in the circuit court. For their services each such stenographer shall receive such compensation as is provided for by the governing body of the county.

Each stenographer shall furnish to either of the judges of the county court, when required, a copy of any proceeding without cost; but when any record or copy of any proceeding is requested by any person other than the judges, the stenographer concerned shall receive the regular fees allowed for such, which sum shall be retained by the stenographer.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R850, H1603)

No. 596

An Act To Amend Section 47-232, Code Of Laws Of South Carolina, 1962, Relating To The Powers Conferred Upon Policemen In Certain Municipalities, So As To Extend The Powers Of The Policemen In The City Of Conway To Include The Policing Of The Conway Ball Park And Stadium.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 47-232 amended to extend jurisdiction of Conway police.—Section 47-232, Code of Laws of South Carolina, 1962, is amended by adding the following proviso at the end thereof: "*Provided*, that the policemen in the City of Conway are authorized to police and patrol the Conway ball park and stadium and the highways leading to and from such area." The section when amended shall read as follows:

"Section 47-232. Any such city or town council may appoint or elect as many policemen, regular or special, as may be necessary for the proper government of such city or town and may fix their salaries and prescribe their duties. But in cities in which boards of police commissioners have been established by law the election or appointment of the police officers and men of such cities shall be governed by the provisions of law pertaining to such board of police commissioners for such cities.

Such policemen shall be sworn in and vested with all the powers and duties conferred by law upon constables, in addition to the special duties imposed upon them by council. But such powers shall not be exercised beyond the limits of such city or town, except at railroad and bus stations located within one mile of the corporate limits of such city or town. At such railroad and bus stations and within three hundred yards thereof their jurisdiction shall be concurrent with that of peace officers of the county wherein such stations and territory within three hundred yards thereof are located. *Provided*, that the policemen in the City of Conway are authorized to police and patrol the Conway ball park and stadium and the highways leading to and from such area."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R851, H1726)

No. 597

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 43-821.1, So As To Provide For Bonds Of Magistrates In Horry County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 43-821.1 added to provide for Horry County magistrates' bonds.—The Code of Laws of South Carolina, 1962, is amended by adding Section 43-821.1 which shall read as follows :

“Section 43-821.1. The magistrates of Horry County shall be bonded in the following amounts: Conway and Bucks Township, Dogwood Neck Township and Little River Township, ten thousand dollars each; and Dog Bluff and Galivants Ferry Township, Floyds Township, Green Sea Township, Simpson Creek Township and Bayboro Township, ten thousand dollars each. The premiums on the bonds shall be paid for by the county treasurer out of the general funds of the county. The county's claim shall be prior to all other claims against the magistrates' bonds.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R854, H2054)

No. 598

An Act To Increase The Membership Of The City Of Florence Planning Commission And Provide For Appointments.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. City of Florence Planning Commission—membership increased.—Notwithstanding the provisions of Section 47-1022, Code of Laws of South Carolina, 1962, the City of Florence Planning Commission shall consist of eleven members, at least two of whom shall be members or representatives of firms which are members of the Florence Board of Realtors, and four of whom shall be members of and be nominated by the Home Builders Association of the Greater Pee Dee; *provided*, that the four members nominated by the Association shall vote only on matters affecting that area within the

jurisdiction of the commission lying beyond the city limits of the City of Florence. All nominations made by the Association shall be subject to rejection, for good cause, by resolution of the City Council of the City of Florence and additional nominations shall be made to the extent necessary until all such vacancies are filled.

SECTION 2. No successive reappointment.—No member of the commission shall be eligible for reappointment for two years following the date of expiration of his current appointment.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R855, H2121)

No. 599

An Act To Create The Little River Recreational Commission In Horry County And To Prescribe Its Powers And Duties.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Little River Recreational Commission created.—There is hereby created the Little River Recreational Commission which shall be a body corporate and shall encompass that area of Horry County proposed for incorporation in the Town of Little River. The commission shall consist of three members who shall be appointed by the Governor upon the recommendation of a majority of the Horry County Legislative Delegation, including the Senator. The members shall serve for terms of four years and until their successors are appointed and have qualified except, of those members first appointed, one shall serve for a term of two years, which shall be determined by lot at the first meeting of the commission after appointment. Upon determination of the terms of those who shall serve first on the commission, the chairman shall notify the Secretary of State who shall forthwith issue commissions.

The commission shall meet as soon as practical after appointment and shall elect one of its members as chairman and such other officers as the commission may deem necessary. The term of the chairman shall be for one year and he may succeed himself. The commission shall hold regular meetings at such times and places as it may designate; *provided*, that at least four public meetings shall be held each year.

SECTION 2. Powers and duties.—The commission is authorized to accept title to property situated in its area in either fee simple or with such reversionary clauses as may be mutually agreed upon, whereby the title to lands shall revert to the grantor upon certain specific conditions. The commission is authorized to accept any gifts or federal grants believed to be useful for recreational purposes and the decision of the commission to accept a gift shall be final. The commission is also authorized to enter into leases with the owners of land and to enter into contracts as may be considered desirable in carrying out the purposes of this act, including, but not limited to, agencies of the State and Federal governments.

SECTION 3. Further duties.—The commission shall operate recreational programs and be charged with the care, management, control and development of all property acquired, whether by deed of conveyance or by lease, and shall have full authority to regulate the use of the property by rules and regulations which shall be published in a newspaper of general circulation in Horry County and also posted in a conspicuous place on the property. All park and recreational facilities under control of the commission shall be developed to their greatest potential for educational and recreational purposes.

SECTION 4. No salary—may disburse funds.—Members of the commission shall receive no salary. The commission is authorized to disburse any funds which it might acquire, either by gift or by appropriation of the General Assembly, or otherwise, which shall be paid out on vouchers signed by the chairman of the commission.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R856, H2140)

No. 600

An Act To Amend Act No. 892, Acts And Joint Resolutions Of South Carolina, 1966, Relating To The Board Of Fire Control For Chester County, So As To Further Provide For Its Membership.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act 892 of 1966 amended to make provision for membership of Chester County Board of Fire Control.—Section 1 of Act No. 892 of 1966 is amended so as to change the provisions relating to the appointment of the members to the Board of Fire Control for Chester County by inserting after the word “qualify.” on line seven “*Provided*, that two shall be residents of Chester Township, one of whom shall be a resident of the City of Chester and both shall be recommended by the City Council of the City of Chester to the delegation; one from Lewisville or Landsford Townships; one from Rossville Township; and one from Hazelwood, Blackstock, Hallsellville or Baton Rouge Townships.”

The section, when amended, shall read as follows:

“Section 1. For the purpose of fire protection and control in the County of Chester, a Board of Fire Control for Chester County, hereinafter referred to as the board, is hereby established. The board shall consist of five members, who shall be appointed by the Governor upon the recommendation of the legislative delegation representing Chester County, for terms of office of four years and until their successors are appointed and qualify. *Provided*, that two shall be residents of Chester Township, one of whom shall be a resident of the City of Chester and both shall be recommended by the City Council of the City of Chester to the delegation; one from Lewisville or Landsford Townships; one from Rossville Township; and one from Hazelwood, Blackstock, Hallsellville or Baton Rouge Townships. Vacancies on the board shall be filled in the manner of the original appointment for the unexpired term. Members may succeed themselves. The members of the board shall receive such per diem and mileage as authorized by law for boards, commissions and committees for each day in which they are engaged in the business of the board.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

An Act To Amend Act No. 871, Acts And Joint Resolutions Of The General Assembly, 1952, As Amended, Creating The Great Falls Police Commission, So As To Provide For The Residence And Election Of The Commissioners.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act 871 of 1952 amended to provide for residence and election of Great Falls Police Commission.—Section 2 of Act No. 871 of 1952, as amended is further amended by striking the section in its entirety and inserting in lieu thereof the following :

“Section 2. The Great Falls Police Commission shall consist of three members who shall be qualified electors and residents of the Rossville Township, and they shall be elected by the qualified electors of the township. The terms of office of the members of the commission serving on the effective date of this act shall be extended until their successors are elected and have qualified. Their successors shall be elected in the general election immediately following the expiration date of the term for which appointed, and they shall take office the second Tuesday in January immediately following their election.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R858, H2180)

No. 602

An Act To Amend Section 43-961, Code Of Laws Of South Carolina, 1962, Relating To Magistrates In Richland County, So As To Further Designate Such Magistrates And To Provide For Magisterial Districts; And To Repeal Sections 43-962 Through 43-974 And Section 43-977, Code Of Laws Of South Carolina, 1962, Relating To The Description Of Magisterial Districts In Richland County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 43-961 amended to redesignate magisterial districts in Richland County.—Section 43-961 of the 1962 Code is amended so as to redesignate magistrates in Richland County and to provide for their respective districts by striking the section in its entirety and inserting in lieu thereof the following :

“Section 43-961. There shall be magistrates and their respective magisterial districts composed of precincts in Richland County known and designated as follows: Eastover Magisterial District—Eastover

Precinct, Garners Precinct; Gadsden Magisterial District—Gadsden Precinct; Hopkins Magisterial District—Hopkins Precinct; Horrell Hill Magisterial District—Horrell Hill Precinct; Lykesland Magisterial District—Lykesland Precinct, Brandon Precinct, Hampton Precinct; Olympia Magisterial District—Olympia Precinct, Ward 5 Precinct, Ward 10 Precinct, Ward 11 Precinct; Dutch Fork Magisterial District—St. Andrews Precinct, Whitewell Precinct, Ballentine Precinct, Springville Precinct; Upper Magisterial District—Ward 21 Precinct, Ridgewood Precinct, College Place Precinct, Greenview Precinct, Fairlawn Precinct, Dennyside Precinct; Blythewood Magisterial District—Blythewood Precinct; Pontiac Magisterial District—Pontiac Precinct, Killian Precinct; Dentsville Magisterial District—Dentsville Precinct, Midway Precinct, Arcadia Precinct; Waverly Magisterial District—Ward 6 Precinct, Ward 7 Precinct, Ward 8 Precinct, Ward 9 Precinct, Ward 12 Precinct, Ward 13 Precinct, Ward 14 Precinct, Ward 15 Precinct, Ward 16 Precinct, Ward 17 Precinct, Ward 18 Precinct, Ward 23 Precinct, Ward 24 Precinct, Ward 25 Precinct, Edgewood Precinct, Keenan Precinct, Oakwood Precinct, North Forest Acres Precinct, South Forest Acres Precinct, Cooper Precinct, Satchelford Precinct; Columbia Magisterial District—Ward 1 Precinct, Ward 2 Precinct, Ward 3 Precinct, Ward 4 Precinct, Ward 19 Precinct, Ward 20 Precinct, Ward 22 Precinct.”

SECTION 2. Time effective.—This act shall take effect September 1, 1967.

Approved the 17th day of July, 1967.

(R863, H1984)

No. 603

An Act To Provide A System Of County Government For Barnwell County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Board of Commissioners for Barnwell County created as governing body.—There is hereby created for Barnwell County a system of county government which shall be known as the Board of Commisssioners of Barnwell County and it shall have all the powers and duties as set forth in this act.

SECTION 2. Composition and election of board—meetings—organization.—The duties, powers, functions and authority of the county government shall be vested in a Board of Commissioners. The Board shall be composed of five members, to be elected in the general election of 1968, for four years to begin the second Tuesday in January, 1969. Four of the members of the Board shall be elected from the school districts of the county as follows: One member shall be a resident of Blackville School District No. 19; one member shall be a resident of Williston School District No. 29; two members shall be residents of Barnwell School District No. 45; and one member shall be a resident of the county. All candidates for the office of Board of Commissioners shall be voted on by the qualified electors of the county at large. The terms of the members first elected shall be staggered, with the three receiving the highest number of votes to serve for terms of four years and the two receiving the next lowest number of votes to serve for terms of two years. The Board shall elect a chairman from its membership. The term of office of the chairman shall be for two years.

Each vacancy in the office of a member of the Board occurring by reason of the expiration of such term of office shall be filled in the general election next preceding the expiration date of that term of office. In the event of a vacancy on the Board occurring by reason of death, resignation or removal, the vacancy shall be filled for the remainder of the unexpired term by appointment by the Governor on the recommendation of a majority of the remaining members of the Board, except that if the unexpired portion of the term is more than two years, then the vacancy shall be filled in the next general election.

All qualified electors of the county may vote in primaries to select candidates for the Board regardless of party affiliation, and without obligation to support nominees of the primary in the general election.

The chairman shall serve as chief executive officer of the county. The Board may designate a person to serve as clerk to the Board to record its proceedings and perform such additional duties as the Board may prescribe.

The Board shall elect a chairman and such other officers as it may deem necessary and appoint a clerk who shall serve as secretary to the Board and perform such other duties as may be assigned. Meetings of the Board shall be held in the county office building or such other location as may be designated by the Board on the first Tuesday of each month at ten o'clock a. m. and at such other

times as the chairman or a majority of the Board may deem advisable except that for any special meeting Board members shall receive a twenty-four hour notice of the time and place of such meeting. Three members of the Board shall constitute a quorum for the transaction of official business. All meetings shall be open to the public except the Board, by majority vote, may go into executive session.

SECTION 3. Powers and duties of board.—To provide for the appointment of a county manager or supervisor to serve as the chief administrative officer for the county who shall carry out the policies and directions of the Board, direct and coordinate all administrative activities, direct the development of a budget for submission to the county board, and control the expenditure of appropriated funds, and who shall be required to furnish such bond as the Board deems proper. The Board shall not employ as business manager any person who is a member or has been a member of the Board within the past two years.

SECTION 4. Appointive powers of board.—To exercise all powers of appointment and recommendations for appointments made by the Governor which were exercised by the Senator and the members of the House of Representatives representing the county, the Senate, or the county legislative delegation prior to the effective date of this act, except those provided for in the Constitution. *Provided, however,* that nothing herein contained shall be construed to abridge or affect the powers of any municipality or incorporated township or political subdivision within the county.

SECTION 5. Ordinances.—No ordinance of the Board which levies a tax, or appropriates monies, or incurs bonded indebtedness shall be valid unless the provision shall have been read at three meetings of the Board and shall be published in a newspaper of general circulation in the county at least twenty days before the final reading, except an ordinance providing for the issuance of bonds pledging in any manner the taxing power of Barnwell County in which case Section 6, subsection 9 shall be complied with. All ordinances or resolutions of the Board shall be published in full at least once in a newspaper of general circulation in the county at least five days before the effective date. All proceedings of the Board shall be recorded, and annually all ordinances and resolutions passed during the preceding twelve months shall be printed and made available for distribution through the office of the Board.

SECTION 6. Additional powers.—In addition to the foregoing duties and powers, the board is hereby empowered to legislate in reference to such matters of local concern within Barnwell County as herein provided and shall have the following powers:

(1) To adopt, use and alter a corporate seal.

(2) (a) To acquire by purchase or gift real property in the name of Barnwell County.

(b) To lease, sell, or otherwise dispose of real and personal property in the name of Barnwell County, including all such property now owned by the county; *provided*, that no lease or sale shall be effected except upon sealed proposals after notice thereof be given by published advertisement at least once not less than seven days prior to the occasion fixed for the opening of bids.

(c) To acquire tangible personal property and supplies.

(3) To make contracts and to execute all instruments necessary or convenient for carrying out the functions committed to it.

(4) To exercise the powers of eminent domain in the manner provided by the general laws of the State of South Carolina for the South Carolina State Highway Department.

(5) To make appropriations and to levy therefor for corporate purposes, to build and repair public roads, buildings and bridges, to maintain and support prisoners, pay jurors, county officers, and for litigation, quarantine and court expenses and for ordinary county purposes, to support paupers, and to pay past indebtedness. The Board shall approve the levy of taxes for school purposes.

(6) To provide for the receipt, custody, allocation and disbursement of funds accruing to Barnwell County.

(7) To provide within the county special services which are considered necessary to public health and welfare.

8. To incur indebtedness in anticipation of the collection of taxes which have been levied.

(9) To issue bonds pledging the faith and credit of Barnwell County for the purposes authorized by and within the limits prescribed by the Constitution of the State of South Carolina, including educational purposes, to build and repair public roads, buildings and bridges, to maintain and support prisoners, pay jurors, county officers, and for litigation, quarantine and court expenses and for ordinary county purposes, to support paupers, and pay past indebtedness. Bonds issued pursuant to this section shall mature serially in such manner as the Board may provide. They may contain provisions permitting

their redemption prior to their stated maturity at premium figures. The Board shall also be empowered to determine the rates of interest the bonds may bear, the method of their execution and sale and all other matters incident to the proper issuance and delivery of the bonds. They shall be empowered to order the levy and collection of ad valorem taxes upon all taxable property in Barnwell County without limitation as to rate or amount sufficient to provide for the payment of the principal and interest on these bonds. Prior to the final adoption of any ordinance providing for the issuance of bonds pledging in any manner the taxing power of Barnwell County, the question of issuing such bonds may be submitted to the qualified electors of Barnwell County at any general election, or at any special election ordered by the Board for that purpose. When such an election is ordered, notice of the question to be voted upon shall be given by published advertisement thereof in a newspaper of general circulation in Barnwell County at least once a week for three successive weeks prior to the occasion of the election. If the question be submitted to a special election, the Board shall be empowered to fix the date of such election, and shall, not less than fifteen days before the date so fixed, notify the Board of Election Commissioners for Barnwell County, who shall conduct the election, canvass the votes and announce the results of the election in the manner provided by law.

(10) To enter into agreements on matters of local concern with agencies and instrumentalities of the Federal Government, the State Government, political subdivisions of the State, and educational, charitable and eleemosynary institutions.

(11) To regulate, control and provide for the construction, maintenance, operation and use of public streets, roads, bridges, sidewalks, drains, courthouses, jails, buildings, prison farms, and other public improvements and facilities.

(12) To prescribe methods of accounting for county officers and departments.

(13) To supervise and regulate the various departments of the county, except that the duties and functions now provided by law for all of the offices of the county including the tax collector, magistrates, auditor, treasurer, sheriff, clerk of court, probate judge, master, coroner, superintendent of education and county board of education shall not be altered, and the power of such officers to designate the personnel made available to them shall not be infringed.

(14) To create such agencies and departments as may be deemed advisable, and to prescribe their duties and functions; and to alter or transfer the duties and functions of existing offices, agencies or departments.

(15) To employ all county employees whose election by the people is not provided for by law except those referred to in Item (13) and to establish policies affecting the selection, appointment, compensation, dismissal and other matters in the control of the administrative employees of the county government.

(16) To set the hours and days the county offices shall be open for the transaction of business.

SECTION 7. County agency reports—budget preparation—publication.—Every county official, department, commission, institution or board receiving grants or appropriations from county, State or Federal funds shall, on or before October first of each year, make a full and detailed annual report of its financial status, activities and expenditures for the past fiscal year, showing all balances in all accounts controlled by such official, department, commission, institution or board, together with its budget and recommendations for the coming year, to the Board. Such reports and budgets shall be filed with the Board on or before October first of each year. The Board shall, from the reports, prepare a budget for the operation of the county for the ensuing year which must receive at least four votes of the members of the Board before becoming effective. The Board shall cause to be published the county budget in a newspaper published in the county and such budget shall show in detail the amount of the proposed appropriations, the purposes for which they are to be made, and the millage to be levied by virtue of the same.

SECTION 8. Annual report.—The Board shall prepare annually a report covering all phases of operation under the jurisdiction of the Board which report shall be available in the office of the Board no later than November the fifteenth of each year to the public for inspection at any reasonable hour.

SECTION 9. Powers of municipalities unaffected.—Nothing in this act shall be construed to abridge or affect the powers of any municipality or incorporated township or political subdivision within the county.

SECTION 10. Transfer of authority.—The county board of managers serving on the effective date of this act will continue to func-

tion as the governing body of the county as provided by law, until the second Tuesday in January, 1969, at which time it will be discontinued and all duties heretofore performed by the board of managers will be devolved upon the board of commissioners as created by this act.

SECTION 11. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R864, S486)

No. 604

An Act To Amend Section 23-181, Code Of Laws Of South Carolina, 1962, Relating To The Designation Of Voting Precincts In Kershaw County, So As To Delete The Abney Precinct.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-181 amended to delete Abney Precinct in Kershaw County.—Section 23-181, Code of Laws of South Carolina, 1962, is amended to read as follows :

“Section 23-181. In Kershaw County there shall be voting precincts as follows: Airport; Antioch; Bethune; Buffalo; Camden No. 1; Camden No. 2; Camden No. 3; Camden No. 4; Camden No. 5; Camden No. 6; Cassatt; Charlotte Thompson; Doby's Mill; East Camden; Elgin; Gates Ford; Hermitage; Kershaw No. 1; Kershaw No. 2; Liberty Hill; Lugoff No. 1; Lugoff No. 2; Malvern Hill; Rabon's Crossroads; Raley's Mill; Salt Pond; Shaylor's Hill; Springdale; Three C's; Westville and White's Gardens.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R865, S610)

No. 605

An Act To Create The Greenville County Civil Defense Agency.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Purpose of act—create Greenville County Civil Defense Agency.—It is the intent and purpose of this act to establish

an organization, to be known as the Greenville County Civil Defense Agency, that will insure the complete and efficient utilization of all the county facilities to combat disaster from enemy attack or natural disaster as described herein. The agency will be the coordinating agency for all activity in connection with civil defense; it will be the instrument through which the Greenville County Legislative Delegation shall exercise its authority under the laws of this State during an attack against this county or any part of the State. It will also be the instrument through which the Greenville County Civil Defense Board shall exercise the authority and discharge the responsibilities vested in it by Section 6 of this act. This act will not relieve any Greenville County Department of the normal responsibilities or authority given to it by general law or local resolution or ordinance, nor will it affect the work of the American Red Cross or other volunteer agencies organized for relief in natural disaster.

SECTION 2. Definitions:—As used in this act the term:

(a) "County" shall mean all areas within the boundaries of Greenville County including municipalities, and when reference is made to county departments, employees, equipment and facilities, it shall also include departments, employees, equipment and facilities of municipalities.

(b) "Civil Defense" shall have a broad meaning and shall include preparations against, and relief from, the effects of attack on the county, or any part of the State, by the forces of any enemy nation, and it shall also include such activity in connection with natural disaster as defined herein. It shall not include any activity that is the responsibility of the military forces of the United States.

(c) "Attack" shall mean a direct assault against the county, or any part of the State, by forces of a hostile nation, including assault by bombing, chemical or biological warfare, or sabotage.

(d) "Natural Disaster" shall mean any condition seriously threatening public health, welfare, or security as a result of a severe fire, explosion, flood, tornado, hurricane, earthquake, or similar natural or accidental cause and which is beyond the control of public or private agencies ordinarily responsible for the control or relief of such conditions.

(e) "Civil Defense Forces" shall mean the employees, equipment and facilities of all county and municipal departments, boards, institutions and commissions suitable for, or adaptable to, Civil Defense activity. In addition, it shall include all volunteer personnel,

equipment and facilities, contributed by, or obtained from, volunteer persons and agencies.

(f) "Volunteer" shall mean contributing service, equipment or facilities to the civil defense organizations without remuneration or without formal agreement or contract of hire.

(g) "Civil Defense Volunteer" shall mean any person duly registered and appointed by the Director and assigned to participate in the civil defense activity.

(h) "Board" shall mean the Greenville County Civil Defense Board.

(i) "Director" shall mean the Director of the Greenville County Civil Defense Agency.

SECTION 3. Governed by board—terms and appointment.—

The Agency shall be governed by a Board to be known as the Greenville County Civil Defense Board. The members of the Board shall be appointed by the Governor upon the recommendation of a majority of the county legislative delegation including a majority of the Senators. The Board shall be composed of five members who are residents of the county. Of the initial members three shall be appointed for terms of four years and two shall be appointed for terms of two years. The terms of the initial members shall commence August 1, 1967. Thereafter their successors shall be appointed to serve terms of four years and until their successors have been appointed and qualify. In case of a vacancy occurring for any cause, it shall be filled by appointment as provided for the regular term.

SECTION 4. Composition of agency.—(a) The Board shall develop an organization for civil defense utilizing to the fullest extent the existing agencies within the county.

(b) The civil defense organization shall consist of the following:

(1) An office of civil defense within the executive department of the county government and under the direction of the Director who shall be the executive head.

(2) The employees, equipment and facilities of all county departments, boards, institutions, and commissions suitable for, or adaptable to civil defense activities. Civil defense duties assigned to these departments shall be analogous to the normal duties of the department.

(3) The civil defense volunteers necessary to develop and operate the emergency services required during an emergency which are not analogous to the county departments or boards.

SECTION 5. Director.—The Director shall be appointed by the county legislative delegation upon the recommendation of the Board. He shall be a person experienced in public safety, disaster relief work, and well versed and trained in planning operations involving the activities of the many different agencies which shall operate to protect the public health, safety and welfare in the event of damage from enemy action or natural disaster.

SECTION 6. Responsibilities of board.—(a) The Board shall be responsible for the organization, administration, and operation of civil defense subject to the overall control of the county legislative delegation. In carrying out this responsibility, the Board shall work through the Director.

(b) The Board shall have no emergency powers, but its membership constitutes the predominant influencing body for the complete development of the county's survival capability prior to an emergency and for the effective execution of the county's survival plan during, and subsequent to, an emergency.

SECTION 7. Duties of director.—(a) Under the general guidance of the Board, the Director shall be responsible for the administration, including the appointment and discharge of personnel; planning, coordination and operation of all civil defense activity in the county; selection and appointment of his own operating staff including the deputies and assistant directors and chiefs of services as required. He shall maintain liaison with the State and Federal authorities, and the authorities of other nearby political subdivisions, so as to insure the most effective operation of the civil defense plan. He shall be accountable for all civil defense funds and property.

(b) His duties shall include, but shall not be limited to, the following:

(1) Development and publication of emergency plans in conformity with State emergency plans for the immediate use of all of the facilities, equipment, manpower and other resources of the county for the purpose of minimizing or preventing damage to persons or property, and protecting and restoring to usefulness governmental services and public utilities necessary for the public health, safety, and welfare.

(2) Control and necessary record-keeping for civil defense funds and property which may be made available from the Federal, State, county and municipal governments.

(3) Submission of annual budget requirements to the State and Federal government and to the county legislative delegation.

(4) Signing such documents as are necessary in the administration of the county civil defense program to include project applications and billing for purchases under project applications.

(5) Coordinating the recruitment and training of volunteer personnel and agencies to augment the personnel and facilities of the county for civil defense purposes.

(6) Through public information programs, educating the civil population as to the actions necessary and required for the protection of their persons and property in case of enemy attack, or natural disaster.

(7) Conducting simulated exercises and public practice alerts to insure efficient operations of the civil defense organization and to familiarize residents of the county with civil defense regulations, procedures and operations.

(8) Coordinating the activity of all other public and private agencies engaged in any civil defense programs.

(9) Negotiating with owners or persons in control of buildings or other property for the use of such buildings or property for civil defense purposes, and designating suitable buildings as public fallout shelters.

(10) Develop a community shelter plan which will have as its ultimate goal an assigned fallout shelter space for every citizen of the county.

(11) Assume such authority and conduct such activity as may be necessary to promote and execute the civil defense plan.

SECTION 8. Cooperate with other agencies.—(a) All employees of departments, commissions, boards, institutions and other agencies of the county, designated as civil defense forces under Section 2 (e) of this act, shall cooperate with the Director in the formulation of this civil defense plan, and shall comply with the orders of the Director when such orders are issued pursuant to the provisions of this act.

(b) All such civil defense forces shall notify the Director of conditions in the county resulting from enemy attack or natural disaster, and they shall inform the Director of any conditions threatening to reach the proportions of a natural disaster as defined herein. Failure to notify the Director, however, shall not prevent the Director from exercising any authority assigned to him by this act.

SECTION 9. Director's appointive powers.—(a) The Director may at any time appoint or authorize the appointment of volunteer citizens to augment the personnel of a department in time of civil defense emergency. Such volunteer citizens shall be enrolled as civil defense volunteers in co-operation with the heads of the county departments affected, and they shall be subject to the rules and regulations set forth by the Director for such volunteers.

(b) The Director may appoint volunteer citizens to form the personnel of a civil defense service for which the county has no counterpart. He may also appoint volunteer citizens as public shelter managers who, when directed by the Director, shall open public shelters and take charge of all stocks of food, water and other supplies and equipment stored in the shelter, admit the public according to the community shelter plan and take whatever control measures necessary for the protection and safety of the occupants.

SECTION 10. County and municipal employees.—County and municipal employees assigned to duty as a part of the civil defense forces pursuant to the provisions of this act shall retain all the rights, privileges, and immunities of employees, and shall receive the compensation incident to their employment.

SECTION 11. Immunity from damages.—(a) This act is an exercise by the county of its governmental functions for the protection of the public peace, health, and safety, and the county or agents and representatives of the county, or any individual, receiver firm, partnership, corporation, association, or trustee, or any of the agents thereof in good faith carrying out, complying with, or attempting to comply with any order, rule or regulation promulgated pursuant to the provisions of this act shall not be liable for any damage sustained to persons or property as a result of such activity.

(b) Any person owning or controlling real estate or other premises who voluntarily and without compensation grants the county the right to inspect, designate and use the whole or any part or parts of such real estate or premises for the purpose of sheltering persons during an actual, impending or threatened enemy attack, or during an authorized civil defense practice exercise, shall not be civilly liable for the death of, or injury to, any person on or about such real estate or premises under such license, privilege, or other permission, or for loss of, damage to, the property of such person.

SECTION 12. Penalties.—It shall be unlawful for any person to violate any of the provisions of this act or the regulations issued pur-

suant to the authority contained herein, or to willfully obstruct, hinder or delay any member of the civil defense organization in the enforcement of the provisions of this act or any regulation issued thereunder.

SECTION 13. Saving clause.—Should any provisions of this act be declared invalid for any reason, such declaration shall not affect the validity of any other provisions, or of the act as a whole, it being the legislative intent that the provisions of this act shall be severable and remains valid notwithstanding such declaration.

SECTION 14. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R872, H2152)

No. 606

An Act To Amend Sections 14-400.721, 14-400.722, 14-400.724, 14-400.725, As Amended, And 14-400.727, Code Of Laws Of South Carolina, 1962, Relating To The Issuance Of Construction Permits In Charleston County And Making It Unlawful For Any Public Utility Company Or Rural Cooperative To Make An Electrical Connection Without A Permit, So As To Provide For The Issuance Of Such Permits By County Council And To Require Any Public Utility Company Or Rural Cooperative Making An Electrical Connection To Report Such Connection To County Council.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-400.721 amended to require construction permits—Charleston County.—Section 14-400.721, Code of Laws of South Carolina, 1962, is amended so as to require the issuance of construction permits by the Charleston County Council and further provide that such permits shall upon request be issued by mail by striking it out and inserting in lieu thereof the following :

“Section 14-400.721. It shall be unlawful to erect, construct, improve or alter any building or part of a building in Charleston County outside the corporate limits of any incorporated city, town or other municipality in the county which by ordinance prescribes building permits, without first having obtained from the Charleston County

Council a written permit for such erection, construction, improvement or alteration. County Council shall upon request issue such permit by mail. *Provided*, that the magistrates at Edisto Island, Wadmalaw Island, John's Island, Awendaw Bridge, McClellanville and St. Paul's Parish shall maintain an adequate supply of application forms for such building permits which shall be furnished by County Council and any such magistrate shall upon request assist any person in filling out such forms if the building to which the application refers is situated within his magisterial district. But the provisions of this section shall not be applicable when the cost of any construction, erection, alterations, repairs or improvements shall not exceed one hundred dollars nor to routine upkeep or repair of manufacturing or industrial plants except in those cases where an inspection is required."

SECTION 2. Section 14-400.722 amended to authorize Charleston County to prepare permit forms.—Section 14-400.722, Code of Laws of South Carolina, 1962, as amended, is further amended so as to provide that the Charleston County Council upon consultation with the County Board of Assessment Control shall prepare construction permit forms by striking it out and inserting in lieu thereof the following:

"Section 14-400.722. The Charleston County Council upon consultation with the County Board of Assessment Control shall prepare the application forms which shall show information to be of assistance in enforcing building regulations and locating the real estate on which a new building is to be made and in checking tax returns. The information shall include, but shall not be limited to, the following: (a) name of owner of the real estate; (b) street number or road and rural post office box number; (c) estimated cost of construction; (d) type of construction; (e) type of roof; (f) number of stories; (g) number of rooms; and (h) approximate distance from the limits of the nearest municipality."

SECTION 3. Section 14-400.724 amended to further provide for inspections.—Section 14-400.724, Code of Laws of South Carolina, 1962, as amended, is further amended on line four by inserting "or other person designated by County Council" between the words "officer" and "or". The section when amended shall read as follows:

"Section 14-400.724. The permit when issued shall be kept at the building or place where such construction, erection, improvement or alteration is being done and on demand shall be produced by the

person in charge of such work for inspection by any police officer or other person designated by County Council or the Charleston County Board of Assessment Control, and it shall be unlawful to continue the said work after such demand unless and until the permit is produced for such inspection."

SECTION 4. Section 14-400.725 amended to require copies of permits for board of assessment control and deposit of permit fees.—Section 14-400.725, Code of Laws of South Carolina, 1962, as amended, is further amended so as to provide that Charleston County Council shall deliver to the County Board of Assessment Control copies of issued permits and provide that the fee for such permits shall be deposited into the general fund of the county by striking it out and inserting in lieu thereof the following:

"Section 14-400.725. County Council shall deliver the original of each permit issued to the Charleston County Board of Assessment Control and a copy to the county auditor within five days after such issuance. Each applicant at the time of securing any permit shall furnish such information as may be required by County Council and shall pay fees in accordance with the schedule set and approved by County Council, which schedule shall be published at the time it is adopted in a newspaper having general circulation in the county."

SECTION 5. Section 14-400.727 amended to include county council as recipient of certain information.—Section 14-400.727, Code of Laws of South Carolina, 1962, as amended, is further amended on line six by inserting "to County Council and" between the words "report" and "to" and on line eight by inserting "or County Council" between the words "board" and "may". The section when amended shall read as follows:

"Section 14-400.727. It shall be unlawful for any public utility company or rural electric cooperative to make a new connection of electrical energy to a new building or facility requiring a permit under this act unless such permit was acquired for the construction of the building or facility. Any company or cooperative making a connection shall report to County Council and to the Charleston County Board of Assessment Control on or before the tenth of each month the location of each connection, together with such other information as the board or County Council may direct."

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R873, H2153)

No. 607

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Article 2A To Chapter 26, Title 14, So As To Provide For A Building, Electrical, Plumbing And Gas Code For Charleston County, To Provide For Enforcement Of Such Code And To Authorize Consolidation Of All Regulatory Agencies Concerned With The Enforcement Of The Article Into A Single Building Department.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Chapter 26, Title 14 amended to provide a building, electrical, plumbing and gas code for Charleston County.—The Code of Laws of South Carolina, 1962, is amended by adding Article 2A to Chapter 26, Title 14, so as to provide for a building, electrical, plumbing and gas code for Charleston County, to provide for enforcement of such code and to authorize consolidation of all regulatory agencies concerned with the enforcement of the article into a single building department, to read as follows:

“ARTICLE 2A

Section 14-1175. The Charleston County Council may determine those areas or sections lying outside the corporate limits of municipalities or townships, which, by reason of density of settlement or population, or urban growth and development, residential, commercial, business, or industrial, shall come within the purview of those rules and regulations which the county council may issue pursuant to this article. The county council may, either by resolution or ordinance, prescribe reasonable rules and regulations for (a) the construction, alteration or repair of all buildings and structures of every kind and (b) the installation of gas, electrical wiring, appliances and plumbing in such buildings, in any area or section in which the county council shall deem such rules and regulations to be necessary for the protection of public health and safety.

Section 14-1175.1. When the county council shall determine that such rules and regulations are necessary in any area or section of of the county lying outside the corporate limits of municipalities or townships, it shall hold a public hearing, after notice thereof, describing the area or section, shall have been published in a newspaper of general circulation in the county at least once a week for three successive weeks, for the purpose of considering the necessity of such rules and regulations, the type, coverage and contents thereof, and the

exact extent of the area or section proposed to be covered thereby, at which hearing any and all interested parties shall be entitled to appear and be heard. After such hearing shall have been had, and not before, the county council may provide and prescribe by resolution or ordinance the rules and regulations applicable in and to such area or section.

Section 14-1175.2. No rule or regulation shall prohibit the performance of any kind of construction, alteration, repair, electrical wiring installation, plumbing or other work upon any property (a) by the owner thereof, (b) by employees of the owner or members of the family of the owner or (c) by or for public utility corporations subject to regulation by the duly constituted authorities of the South Carolina Public Service Commission and where such property is required as a part of the plant of any such corporation and is so utilized in rendering its service to the public; *provided*, all such work shall conform to the rules and regulations which are adopted by the county council.

Section 14-1175.3. When rules and regulations shall have been provided and prescribed under this article, it shall be the duty of the county council to cause to be printed a sufficient number of copies to furnish a copy thereof to anyone applying therefor, and the county council shall cause to be published in a newspaper of general circulation in the county a notice stating in substance that such rules and regulations have been provided and prescribed, and giving the place at which copies thereof may be obtained.

Section 14-1175.4. The county council shall at all times have the right to amend or repeal any rules or regulations provided and prescribed under this article, after due notice and hearing as in the case of their original adoption.

Section 14-1175.5. It shall be the duty of the building inspector or other appropriate official or employee of the county to see that all rules and regulations provided and prescribed under this article are faithfully and diligently observed and executed.

The County Council is expressly authorized to apply to a court of competent jurisdiction in the county for the enforcement of all regulations enacted pursuant to this article by means of mandatory injunctions or other remedial process.

Section 14-1175.6. The county council is authorized to consolidate all regulatory functions authorized and prescribed in this article, including regulation of building construction, electrical, gas and plumbing work, into a single building department."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R874, H2169)

No. 608

An Act To Increase The Number Of Petit Jurors That May Be Drawn In Barnwell County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Barnwell County Jury Commissioners may draw fifty jurors.—Notwithstanding the provisions of Section 38-61, Code of Laws of South Carolina, 1962, in Barnwell County the jury commissioners may draw fifty petit jurors.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R875, H2188)

No. 609

An Act To Amend Section 23-198, Code Of Laws Of South Carolina, 1962, Relating To Voting Precincts In Williamsburg County, So As To Create A New Precinct To Be Known As Kingstree No. 3.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 23-198 amended to create new voting precinct—Williamsburg County.—Section 23-198 of the 1962 Code is amended so as to create a new precinct to be known as Kingstree No. 3 by striking the section in its entirety and inserting in lieu thereof the following:

“Section 23-198. In Williamsburg County there shall be the following voting precincts: Black River; Bloomingvale; Cades; Cedar Swamp; Central; Earls; Ebenezer; Greeleyville; Harmony; Hebron; Hemingway; Henry; Indiantown; Kingstree No. 1; Kingstree No. 2; Kingstree No. 3; Lane; Lenuds; Midway; Millwood;

Morrisville; Mount Vernon; Muddy Creek; Nesmith; Oak Ridge; Pergamos; Piney Forest; Poplar Hill; Salters; Sandy Bay; Single-tary; Suttons; Trio; and Workman.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R876, H2192)

No. 610

An Act To Create A Civil Defense Advisory Commission For Horry County, And To Provide For Its Powers And Duties.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Horry County Civil Defense Advisory Commission created.—There is hereby created the Civil Defense Advisory Commission of Horry County which shall be composed of eleven members appointed from the county at large by a majority of the legislative delegation which majority shall include the Senator.

SECTION 2. Duties of commission.—It shall be the duty of the commission to formulate, supervise and administer a civil defense program for Horry County pursuant to the State laws providing for such a program and in cooperation with State and Federal civil defense agencies and programs. The commission may purchase equipment, employ, direct and discharge personnel, including a director of the county program, enter into contracts and do such other things as may be necessary in order to carry out the provisions of this act.

SECTION 3. Organization.—The commission shall elect a chairman and such other officers as may be deemed expedient and may make such rules and regulations for the administration of the county civil defense program as it may deem necessary and advisable. The commission shall have regular meetings, at least once quarterly, and a majority of the commission must be present to constitute a quorum. The commission shall annually report its activities to the county legislative delegation and to the mayors of each municipality of the county.

SECTION 4. Compensation.—Commission members shall receive such compensation as may be provided in the annual county appropriations act.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R877, H2195)

No. 611

An Act To Amend Section 23-177; Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Voting Precincts In Greenwood County, So As To Redesignate Such Precincts.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-177 amended to redesignate Greenwood County voting precincts.—Section 23-177, Code of Laws of South Carolina, 1962, as amended, is further amended so as to redesignate the voting precincts in Greenwood County by striking it out and inserting in lieu thereof the following :

SECTION 23-177. In Greenwood County there shall be the following voting precincts: Coronaca; Cokesbury; Hodges; Riley; Verdery; Callison; Ninety-Six; Bradley; Phoenix; Cambridge; Kirksey's; Oak Grove; Epworth; Shoals Junction; Dyson; Ware Shoals; Laco; Troy; Greenwood Mill; Ninety-Six Mill; Harris; Greenwood, Ward 1, Precinct 1; Greenwood, Ward 2, Precinct 2; Greenwood, Ward 3, Precinct 3; Greenwood, Ward 4, Precinct 4; Greenwood, Ward 5, Precinct 5; Greenwood, Ward 6, Precinct 6; Stony Point; Glendale; Voting Place No. 2, Greenwood No. 1, Childs; Emerald; Blakedale; and Fairground.

The precincts herein designated shall be constituted as follows:

Greenwood No. 1—Beginning at the intersection of the extension of Magnolia Avenue across the public square and the Southern Railroad; thence south along east side of Southern Railroad to Ninety-Six Township line; thence easterly along Ninety-Six Township line to Wilson Creek; thence north along west bank of Wilson Creek to Coronaca Creek; thence west along south bank of Wilson Creek and Abattoir Creek to New Market Street; thence south on New Market Street to Gilliam Street; thence northwesterly along southern side of Gilliam Street to Hackett Avenue; and along southside of Hackett to James Street; thence north on west side of James Street to Magnolia Avenue; thence west on south side of Magnolia Avenue and its extension to Southern Railroad.

Greenwood Ward 1, Precinct 1, shall consist of that portion of the above territory now or hereafter within the limits of the City of Greenwood, and Childs shall consist of that portion of said territory lying without the city limits.

Greenwood No. 2—Beginning at the intersection of the extension of Magnolia Avenue and the Southern Railroad; thence east along north side of Magnolia to James Street; thence south on east side of James to Hackett Avenue; thence east along north side of Hackett Avenue to Gilliam Avenue; thence easterly along the northern side of Gilliam to New Market Street; thence north along east side of New Market to Abattoir Branch; thence east along the north bank of Abattoir Branch and Wilson Creek to Coronaca Creek; thence south along west bank of Coronaca Creek to intersection with S 101, thence north along a line to intersect with the intersection of Irvin's Landing road & S. C. 246, thence west along the center line of S. C. 246 to the S.A.L. Railroad, thence west along the south side of S.A.L. Railroad to East Cambridge St., thence west along south side of E. Cambridge St. to N. Main to S.A.L. Railroad bridge, thence along east side of Southern Railroad to intersection with extension of Magnolia Ave.

Greenwood Ward 2, Precinct 2, shall consist of that portion of the above territory now or hereafter within the limits of the City of Greenwood, and Emerald shall consist of that portion of said territory lying without the city limits.

Greenwood No. 3—Beginning at intersection of Elm Court and East Cambridge Street, thence north along the west side of Elm Court and the extension thereof to the intersection of this line with the old westerly property line of Grendel Mill; thence north along said property line to the A.C.L. Railroad spur track; thence along said spur to the intersection of the extension of North Street; thence north along the extension of North Street the west side of North Street to Edgewood Avenue; thence west along Edgewood Avenue to Grace Street; thence north along west side of Grace Street and State Highway No. 254 to Cokesbury Township line at Coronaca Creek; thence west along Cokesbury Township line and the Hodges Township line to the intersection of the P & N R.R.; thence south along the P & N Railroad to the Greenwood City limits; thence south along the city limits to the intersection of W. Cambridge; thence east along the north side of West Cambridge and East Cambridge to Elm Court, the place of beginning.

Greenwood Ward 3, Precinct 3, shall consist of that portion of the above territory now or hereafter within the limits of the City of Greenwood, and Blakedale shall consist of that portion of said territory lying without the city limits.

Greenwood No. 4—Beginning at intersection of Elm Court and East Cambridge Street; thence north along the east side of Elm Court and the extension thereof to the intersection of this line with the old westerly property line of Grendel Mill; thence north along said property line to the A.C.L. Railroad spur track; thence along said spur to the intersection of the extension of North Street; thence north along the extension of North Street and the east side of North Street to Edgewood Avenue; thence west along Edgewood Avenue to Grace Street; thence north on east side of Grace Street and State Highway No. 254 to Cokesbury Township line at Coronaca Creek; thence east and south along Coronaca Creek to S.A.L. Railroad; thence west along the north side of S.A.L. Railroad to East Cambridge Street; thence west on north side of East Cambridge to Elm Court.

Greenwood Ward 4, Precinct 4, shall consist of that portion of the above territory now or hereafter within the limits of the City of Greenwood, and Fairground shall consist of that portion of said territory lying without the city limits.

Greenwood No. 5—Beginning at the intersection of the Southern Railroad and Maxwell Avenue, thence southerly along the center line of the Southern R.R. to the intersection of W. Alexander St., thence westerly along the north side of W. Alexander St. to Hard Labor Creek at the city limits, thence west and northerly along city limits to Maxwell Avenue, thence easterly along the center line of Maxwell Avenue to the Southern R.R. at the point of beginning.

Provided, however, that Greenwood City Ward 5, for representation purposes, shall be deemed to consist of both Precinct 5 as here described and Greenwood Mill Precinct as hereinafter described.

Greenwood No. 6—Beginning at the intersection of Southern Railroad and W. Alexander Street, thence southerly along the center line of the Southern R.R. to the intersection of the bypass, connecting highways 670 and 25 with highway 72; thence along the center line of bypass extension to the point of conjunction with road SC-24-148 (W. Alexander Ext.) thence easterly along the north side of W. Alexander St. to the intersection of the Southern R.R.; the place of beginning.

Provided, Greenwood City Ward 6 shall consist of that portion of the foregoing territory lying within the bounds of the city limits.

The wards of the City of Greenwood shall be constituted by the description herein designated for Greenwood precincts 1, 2, 3, 4, 5 and 6, respectively, coexistent with the boundaries of such precincts to their conjunction with the city limits.

Stony Point—Commencing at the Four Oaks intersection of Ninety-Six-Coronaca Highway, generally west in a straight line to Lake Greenwood at the forks of Reedy Creek and Saluda River; thence northwesterly along boundary of Lake Greenwood to Old Smith's Bridge; thence along the road known as the Smith Bridge Road which leads by the home of W. H. Wrenn to Coronaca-Cokesbury Road; thence southeasterly along Coronaca-Cokesbury Road to the intersection of Bucklevel Road; thence along Bucklevel Road to Coronaca Creek; thence along Coronaca Creek to Four Oaks intersection, the place of beginning.

Glendale—Commencing at the intersection of West Cambridge and the city limits; thence southerly along city limits to intersection with S. C. 24-148 (West Alexander St.); thence along north side of S. C. 24-148 to conjunction with S. C. 24-161; thence southerly to Verdery Township line; thence northerly along Verdery Township line to the Abbeville County line; thence northerly along the Abbeville County line to Highway 72; thence easterly along the south side of Highway 72 to conjunction with Highway 72 By-Pass; thence easterly along the south side of Highway 72 By-Pass to the P & N Railroad; thence southerly along center line of P & N Railroad to the Greenwood City limits; thence southerly along the city limits to conjunction with West Cambridge, the point of beginning.

Laco—Comprised of that portion of Greenwood Township lying south of the bounds of Childs and Precinct 6, as herein defined, and being further composed of the territories lying within the old Laco Precinct (prior to its redefinition in 1966) and within old Precinct 6 outside of the Greenwood City limits (prior to redefinition of Precinct 6 as made herein).

Greenwood Mill—Beginning at the intersection of the city limits and West Cambridge easterly on the south side of West Cambridge to the intersection of N. Main St., thence southerly along the west side of N. Main St. to S.A.L. Railroad overhead bridge, thence along the center line of S.A.L. R.R. to intersection of Southern Railroad, thence southerly along center line of Southern Railroad

to intersection of Maxwell Ave., thence west along center line of Maxwell Avenue to city limits, thence north along city limits to West Cambridge St. to place of beginning.

Harris—Commencing at intersection of Highway 72 By-Pass and P. & N. Railroad; thence northerly along center line of P. & N. Railroad to the Hodges Township line; thence westerly along Hodges Township line to the Abbeville County Line; thence southerly along the county line to Highway 72; thence easterly along the north side of Highway 72 to conjunction with Highway 72 By-Pass; thence easterly along north side of Highway 72 By-Pass to point of beginning.

Ninety Six Mill—Beginning at the extension of Sherard Street and S. C. 34, westerly along center line of S. C. 34 to the Newberry County line; thence south along the Newberry County line to the intersection of secondary 132; thence north and west to the intersection of S. C. 246; thence northwest along the north side of S. C. 246 to the intersection of the Ninety Six Creek; thence west along the center line of Ninety Six Creek to S. C. 248 (Cambridge St. Ext.) thence north along west side of S. C. 248 to the city limits; thence north along the east side of S. Cambridge St. to the south side of Parkman Circle; thence east and north along the south side of Parkman Circle to the south side of State St.; thence east along the south side of State St. to the intersection of the west side of Sherard St.; thence north along the west side of Sherard St. to S. C. 34, the place of beginning.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R878, H2183)

No. 612

An Act To Amend The Code Of Laws Of South Carolina, 1962, By Adding Section 14-403.1 So As To Provide That Upon Compliance With Certain Provisions The Affidavit Provided For In Section 14-402 Shall Not Be Required In Spartanburg County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-403.1 added to eliminate affidavit requirements under certain conditions.—The Code of Laws of South

Carolina, 1962, is amended by adding a new section to be known as Section 14-403.1 to read as follows:

“Section 14-403.1. In Spartanburg County when proper invoices are filed and the claims properly approved by the county board of commissioners, the affidavit provided for in Section 14-402 shall not be required.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R233, S217)

No. 613

An Act Providing For The Creation Of Watershed Conservation Districts And A Referendum To Be Held Prior To The Creation Thereof; The Election Of Directors Of Such Districts, And Their Powers And Duties, Including Authority To Levy Taxes For The Organization And Administration Of The Watershed Conservation Districts, And For The Construction, Operation And Maintenance Of Works Of Improvement Within The Districts, To Borrow Money And Issue Bonds, And To Exercise The Power Of Eminent Domain.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Definitions.—Whenever used or referred to in this act, unless a different meaning clearly appears from the context:

(1) “Watershed conservation district” means a governmental subdivision of this State, and a public body corporate and politic, organized in accordance with the provisions of this act, for the purposes and with the powers provided herein, and subject to the restrictions hereinafter set forth.

(2) “Director” means one of the members of the governing body of a watershed conservation district, elected in accordance with the provisions of this act, and “board of directors” means the governing body of a watershed conservation district.

(3) “Soil and water conservation district” means a governmental subdivision of this State, a public body corporate and politic, organized in accordance with the provisions of Chapter 2 of Title 63, Code of Laws of South Carolina, 1962, for the purposes, with the powers

and subject to the restrictions therein set forth, and shall apply to all districts organized under such provisions of law, including those districts originally designated as "soil conservation districts."

(4) "Supervisor" means one of the members of the governing body of each soil and water conservation district in which any part of a watershed conservation district is situated, and "board of supervisors" means the governing body of the soil and water conservation district in which a watershed conservation district is situated or, if the watershed conservation district is situated in more than one soil and water conservation district, the joint governing bodies of such districts.

(5) "Petition" means a petition filed under the provisions of Section 4 for the creation of a watershed conservation district.

(6) "Nominating petition" means a petition filed under the provisions of Section 10 to nominate candidates for the office of director of a watershed conservation district.

(7) "State" means the State of South Carolina.

(8) "Landowner" or "owner of land" includes any person, firm, or corporation who shall hold legal or equitable title to any lands, or interest therein, lying within a watershed conservation district organized under the provisions of this act.

(9) "Qualified elector" includes any person qualified to vote in elections by the people under the Constitution of this State.

(10) "Due notice" means notice published at least twice, with an interval of at least one week between the two publication dates, in a publication of general circulation within the appropriate area or, if no such publication of general circulation is available, notice posted at a reasonable number of conspicuous places within the appropriate area, such posting to include, when possible, posting at public places where it is customary to post notices concerning county or municipal affairs generally.

SECTION 2. Watershed Conservation Districts may be established.—Watershed conservation districts may be established as hereinafter provided within one or more soil and water conservation districts for the purpose of developing and executing plans and programs relating to any phase of the control and prevention of soil erosion, flood prevention, or the conservation, development and utilization of soil and water resources, and the disposal of water. This authority is applicable to but not limited to the planning and carrying out of works of improvement for the foregoing purposes which may be considered by the Secretary of Agriculture under the

Watershed and Flood Prevention Act, 68 Stat. 666, as amended, and does not affect the existing procedures followed by local interests in the planning and construction of water resources development projects of other agencies; *provided*, that this act may be used when, in the opinion of those agencies, such use is advisable or expedient.

SECTION 3. Area.—The area embraced in a watershed conservation district shall be contiguous, shall lie within a well-defined watershed, and shall be situated within one or more soil and water conservation districts. Such area shall not include lands located within the boundary of any incorporated city or town, or lands embraced in another watershed conservation district.

SECTION 4. Petition for formation.—When twenty-five or more owners of land lying within a proposed watershed conservation district, or, if less than fifty landowners are involved, a majority of such landowners, desire to form a watershed conservation district, they shall file a petition with the supervisors of the soil and water conservation district in which the proposed watershed conservation district is situated, asking that a watershed conservation district be organized to function in the area described in the petition. Such petition shall set forth the proposed name of the watershed conservation district; that there is need, in the interest of the public health, safety, and welfare, for a watershed conservation district to function in the territory described in the petition; a description of the territory proposed to be organized as a watershed conservation district, which description need not be given by metes and bounds or by legal subdivisions, but shall be deemed sufficient if generally accurate; the approximate number of areas of land included in the proposed watershed conservation district; the maximum rate, expressed in mills on each dollar of assessed valuation, at which taxes may be levied for any one fiscal year for the purposes of the watershed conservation district, except that such limitation shall not be applicable to the levy of taxes authorized in Section 12 for the payment of interest on indebtedness or bonds or to amortize indebtedness or bonds; and a request that the area described in the petition be established as a watershed conservation district.

SECTION 5. When district is situated in more than one soil and conservation district.—If the proposed watershed conservation district is situated in more than one soil and water conservation district, a copy of the petition shall be presented to the governing body of each

soil and water conservation district in which any part of such proposed watershed conservation district is situated, and the supervisors of all such soil and water conservation districts shall act as a joint board of supervisors with respect to all matters concerning such watershed conservation district, including its creation. Such watershed conservation district shall be organized in like manner and shall have the same powers and duties as a watershed conservation district situated entirely in one soil and water conservation district.

SECTION 6. Hearing on petition.—(1) Within thirty days after such petition has been filed with the supervisors of the soil and water conservation district, they shall cause due notice to be given of a hearing upon the desirability and necessity, in the interest of the public health, safety, and welfare, of the creation of the watershed conservation district. All interested parties shall have the right to attend such hearing and to be heard. If it shall appear at the hearing that other lands should be included in the petition or that land included in the petition should be excluded, the supervisors may permit such inclusion or exclusion, provided the land area involved still meets the requirements of Section 3 of this act.

(2) If it appears upon the hearing that it may be desirable to include within the proposed watershed conservation district territory outside of the area within which due notice of the hearing has been given, the hearing shall be adjourned and due notice of a further hearing shall be given throughout the entire area considered for inclusion in the proposed watershed conservation district, and such further hearing shall be held. After final hearing, if the supervisors determine, upon the facts presented at the hearing and upon other available information, that there is need, in the interest of the public health, safety, and welfare, for a watershed conservation district to function in the territory considered at the hearing, they shall make and record in their minutes such determination, and shall define the boundaries of the proposed watershed conservation district.

(3) If the supervisors determine after such hearing that there is no need for a watershed conservation district to function in the territory considered at the hearing, they shall make and record in their minutes such determination and shall deny the petition.

SECTION 7. Referendum.—After the supervisors of the soil and water conservation district have made and recorded a determination that there is need, in the interest of the public health, safety, and welfare, for a watershed conservation district to function in the territory

considered at the hearing, and have defined the boundaries thereof, they shall consider the question of whether the operation of a watershed conservation district within the proposed boundaries with the powers conferred upon it by this act is administratively practicable and feasible. To assist the supervisors in making this determination, they shall, within a reasonable time after the entry of a finding that there is need for the organization of a watershed conservation district and the determination of the boundaries thereof, hold a referendum within the proposed watershed conservation district upon the proposition of the creation of the watershed conservation district. Due notice of the referendum shall be given by the supervisors. Such notice shall describe the boundaries of the proposed watershed district as determined by the supervisors of the soil and water conservation district, as provided in Section 6 (2), and shall state the question to be voted upon, the date of holding the referendum, the hours of opening and closing the polls, and shall designate one or more places within the proposed watershed conservation district as polling places. The supervisors shall have complete charge of the referendum and shall have suitable ballots printed and furnished to each polling place, appoint necessary box managers and other officials considered necessary in the proper conduct of the referendum, and shall canvass the referendum and announce the results. The cost of holding the referendum shall be paid from the general fund of the county concerned, and if more than one county is involved, the cost shall be borne by each county in proportion to the area of each county included in the proposed district. Such costs shall be reimbursed to the county, or counties, upon establishment of the district and collection of the tax hereinafter provided for.

SECTION 8. Question.—The question to be voted on shall be printed upon the ballots as follows:

“For creation of Watershed Conservation District”

“Against creation of Watershed Conservation District”

A square shall follow each proposition. The ballot shall contain a direction to insert an “X” mark in the square following one or the other of the propositions as the voter may favor or oppose creation of the watershed conservation district. All qualified electors of the proposed watershed conservation district shall be eligible to vote in the referendum. Qualified voters may vote by absentee ballot in the referendum under such rules and regulations as may be prescribed by the supervisors. No informalities in the conduct of the referendum

or in any matters relating thereto shall invalidate the referendum or the result thereof if notice shall have been given substantially as herein provided and the referendum shall have been fairly conducted.

SECTION 9. Results—district to be created if results and determination favorable.—The votes shall be counted by the referendum officials at the close of the polls and a report of the results, together with the ballots, shall be delivered and certified to the supervisors of the soil and water conservation district; and thereafter the supervisors shall determine whether the operation of the watershed conservation district within the defined boundaries is administratively practicable and feasible. If the supervisors determine that the operation of such district is not administratively practicable and feasible, they shall record such determination and deny the petition. If the supervisors determine that the operation of the district is administratively practicable and feasible, they shall record such determination and shall proceed with the organization of the district in the manner herein-after set forth. The supervisors shall not have authority to determine that the operation of the district is administratively practicable and feasible unless at least a majority of the votes cast in the referendum upon the proposition of the creation of the district shall have been cast in favor of the creation of such district. If the supervisors shall determine that the operation of the district is administratively practicable and feasible, they shall certify such determination to the clerk of court of the county or counties in which any part of the district is situated. Upon proper recordation by the clerk of court of such determination, the watershed conservation district shall constitute a governmental subdivision of this State and a public body corporate and politic. After being recorded, such certification shall be filed with the State Soil and Water Conservation Committee. The rate at which taxes for any one fiscal year may be levied for the purposes of such district shall be subject to the limitation set forth in the petition for establishment of the district as provided for in Section 4.

SECTION 10.—Board of directors to govern district—nominating petitions—election—ballots—terms—officers—bond of officers—records and audit.—(1) The governing body of the watershed conservation district shall consist of five directors, elected as provided herein.

(2) Within thirty days after a watershed conservation district has been created, nominating petitions may be filed with the supervisors of the soil and water conservation district to nominate candidates

for directors of the watershed conservation district. A nominating petition to be submitted to the supervisors must be signed by not less than twenty-five qualified electors of the watershed conservation district. Qualified electors may sign more than one such nominating petition to nominate more than one candidate for director. If the candidates nominated do not exceed the number of directors to be chosen, the supervisors shall declare them to be elected. No person shall be eligible to be a director of a watershed conservation district who is not a qualified elector of the watershed conservation district within which he seeks election.

(3) The supervisors shall, within a reasonable time after the expiration of the thirty day nominating period, cause an election to be held within the watershed conservation district for the election of five directors of such district. The provisions of Sections 7, 8, and 9 of this act as to notice, qualifications of voters, absentee voting, and the manner of holding the referendum in organizing a watershed conservation district, shall apply insofar as practicable to the election of the directors. The names of all nominees on behalf of whom nominating petitions have been filed as hereinabove provided shall be printed, arranged in alphabetical order of their surnames, upon ballots with a square before each name and a direction to insert an "X" mark in the square before any five names to indicate the voter's preference. All qualified electors of the district shall be eligible to vote in the election. The five candidates who shall receive the largest number respectively of the votes cast in such election shall be the elected directors of the watershed conservation district. The five elected directors shall, under the general supervision of the supervisors of the soil and water conservation district, be the governing body of the watershed conservation district.

(4) Of the directors first elected, the two receiving the largest number of votes shall serve for terms of four years, the two receiving the next largest number of votes shall serve for terms of three years, and the one receiving the next largest number of votes shall serve for a term of two years. The term of office of each of their successors shall be four years and the selection of successors shall be in the same manner as provided for original directors, except that in case of a vacancy occurring before the expiration of any term, a successor to serve for the unexpired portion of the term shall be appointed by the remaining members of the board of directors, with the approval of the board of supervisors. Any director may be removed

by the board of supervisors upon notice and hearing for neglect of duty or malfeasance in office, but for no other reason.

(5) The directors shall annually elect from among their number a chairman, secretary, and treasurer. The board of directors may, with the approval of the board of supervisors, employ such officers, agents, and other employees as they may require, and shall determine their qualifications, duties, and compensation. The board of directors shall provide for the execution of surety bonds for such officers, agents and employees as shall be entrusted with funds or property of the watershed conservation district, and shall provide for the keeping of a full and accurate record of the proceedings, resolutions, and other actions of the board, and for the making and publication of an annual audit of the accounts of the district.

(6) The directors shall receive no compensation for their services, but they may be reimbursed for expenses, including traveling expenses, necessarily incurred in the discharge of their duties as approved by the board of supervisors.

SECTION 11. District to be corporate body—powers and duties.—A watershed conservation district organized under the provisions of this act shall constitute a governmental subdivision of this State, and a public body corporate and politic, exercising public powers, and such district and the directors thereof shall, subject to the general supervision of the supervisors of the soil and water conservation district, have the following powers, in addition to others granted by this act:

(1) To acquire, by purchase, exchange, lease, gift, grant, bequest, devise, or otherwise, or through condemnation proceedings in the manner provided in Chapter 2 of Title 25, Code of Laws of South Carolina, 1962, such lands, easements, or rights-of-ways as are needed to carry out any authorized purpose of the watershed conservation district; and to sell, lease, or otherwise dispose of any of its property or interests therein in furtherance of the purposes and provisions of this act. *Provided*, however, that the condemnation of an existing public use shall be denied unless it can be shown that the specific property to be condemned is absolutely essential to the district, and the use to be condemned does not materially impair the existing public use;

(2) To construct, reconstruct, repair, enlarge, improve, operate, and maintain such works of improvement as may be necessary or

convenient for the performance of any of the operations authorized by this act;

(3) To borrow money and to execute promissory notes and other evidences of debt in connection therewith for payment of the costs and expenses of organizing the watershed conservation district or for carrying out any authorized purpose of such district, and if promissory notes are issued, to execute such mortgages on any real property owned by the district, or assign or pledge such revenues, including anticipated tax revenues, of the district as may be required by the lender as security for the repayment of the loan; and to issue, negotiate, and sell its bonds, notes, and other evidences of debt as provided in Section 12 of this act;

(4) To sue and be sued in the name of the district; to have a seal which seal shall be judicially noticed; to have perpetual succession unless terminated as hereinafter provided; and to make and execute contracts and other instruments, necessary or convenient to the exercise of its powers;

(5) To levy an annual tax as hereinafter provided on the real property within the district for payment of the costs and expenses of organizing the watershed conservation district or for carrying out any authorized purpose of the district.

SECTION 12. Bonds not to be issued unless referendum held.

—(1) Bonds, notes, and other evidences of debt authorized by Section 11 of this act shall not be issued until proposed by order or resolution of the directors of the watershed conservation district, specifying the purpose for which the funds are to be used and the proposed undertaking, the amount of bonds to be issued and the maximum rate of interest they are to bear. A copy of the order or resolution shall be certified to the supervisors of the soil and water conservation district.

(2) The supervisors shall hold a hearing on any such proposal for bonds or other long term indebtedness that is required by law to be voted upon at an election after having given due notice of such hearing. If it appears that the proposal is within the scope and purpose of this act and meets all other requirements of the law, the proposal shall be submitted to the qualified electors of the district by a referendum held by the supervisors.

(3) The provisions of Sections 7, 8, and 9 as to notice, qualifications of voters, absentee voting, and manner of holding the referen-

dum in organizing a watershed conservation district shall apply insofar as practicable to the referendum held under this section.

(4) If two-thirds of the votes cast in such referendum favor the proposal, the directors shall be authorized to issue such bonds.

(5) The type of indebtedness incurred or bonds issued shall be that adopted by the board of directors of the watershed conservation district.

(6) The board of directors shall, if necessary for the payment of interest or any indebtedness incurred or bonds issued by the district, or to amortize any such indebtedness or bonds, levy an annual tax on real property within the watershed conservation district. For the purposes of such tax levy the assessed valuation of the real property shall be the same assessed valuation that is used for the general county levy; and such tax shall be levied and collected in the same manner as provided herein for the levy and collection of other taxes authorized by this act.

SECTION 13. Budget—tax levy.—Within the first quarter of each calendar year the directors of the watershed conservation district shall prepare an itemized budget of the funds needed for costs and expenses of organizing the district, for administration of the district and for carrying out any authorized purpose of the district, including construction, operation and maintenance of works of improvement. After approval of the budget by the supervisors of the soil and water conservation district, the county auditor shall levy a tax sufficient to meet the budget on all real property within the watershed conservation district at a tax rate as determined annually by the directors, subject to the limitation set forth in the petition for the establishment of the district in accordance with the provisions of Section 4. A copy of such budget shall be certified to the county auditor of the county or counties involved.

SECTION 14. List of landowners and acres subject to assessment.—(1) The directors of the watershed conservation district with the assistance of the county auditor shall prepare a list of the landowners in each county involved showing the number of acres subject to assessment.

(2) When the property tax rolls are delivered to the county treasurer by the county auditor, as required by law, the county treasurer shall compute the tax due the watershed conservation district from each landowner in accordance with the rate fixed by the di-

rectors and the assessed valuation of the real property shown on the tax roll. The computation shall be made on the regular tax bills.

SECTION 15. Collection of taxes.—(1) The county treasurer shall collect the taxes due the watershed conservation district at the same time and in the same manner as other taxes of the county are collected.

(2) Such taxes shall be subject to the same provisions of law for due and delinquency dates, discounts, penalties and interest and tax liens as are applicable to county taxes.

SECTION 16. Expenditures.—Tax funds collected shall be transferred to and held by the treasurer of the watershed conservation district for the specific purpose for which they have been collected. All expenditures of such funds shall be made by the directors of the watershed conservation district.

SECTION 17. Petition to have lands added.—(1) Any one or more owners of land may petition the supervisors of the soil and water conservation district to have their lands added to a watershed conservation district. Such petition shall set forth the boundaries of the land desired to be annexed, the number of acres of land involved, and other information pertinent to such proposal. When the boundary described embraces lands of others than the petitioners, the petition shall so state and shall be signed by a majority of the landowners within the territory described in the petition.

(2) Within thirty days after such petition is filed, the supervisors shall cause due notice to be given of a hearing on such petition. All interested parties shall have a right to attend such hearing and to be heard. After such hearing the supervisors shall determine whether the lands described in the petition or any portion thereof shall be included in the watershed conservation district. If the supervisors determine that such land should be added, they shall certify this fact to the county auditor of the county or counties involved for recording. After being recorded, the certification shall be filed with the State Soil and Water Conservation Committee.

SECTION 18. Petition to have lands detached.—The owner of lands which have not and cannot be benefited by their inclusion in the watershed conservation district may petition the supervisors of the soil and water conservation district to have such lands detached. The petition shall describe the lands and state the reasons why they should be detached. A hearing shall be held by the supervisors with-

in thirty days after the petition is filed. Due notice of such hearing shall be given by the supervisors. If it is determined by the supervisors that such lands shall be detached, such determination shall be certified to the county auditor of the county or counties involved for recording. After being recorded, the certification shall be filed with the State Soil and Water Conservation Committee.

SECTION 19. Petition for discontinuance of district—hearing—referendum — discontinuance if election and determination favorable.—(1) At any time after five years after the organization of a watershed conservation district, twenty-five or more landowners within such district, or if less than fifty landowners are involved, a majority of such landowners, may file a petition with the supervisors of the soil and water conservation district asking that the existence of the watershed conservation district be discontinued. The petition shall state the reasons for discontinuance, and that all obligations of the watershed conservation district have been met. After giving due notice, the supervisors shall conduct a hearing on the petition for the purpose of determining whether the reasons given for discontinuance are valid and that all obligations have been met. If it is determined that all obligations have not been met, the petition for discontinuance shall be denied.

(2) If it is determined that the reasons given for discontinuance are valid and that all obligations have been met, the supervisors shall, within sixty days, and after giving due notice, hold a referendum substantially as provided for in connection with the establishment of a watershed conservation district. The question shall be submitted by ballots upon which the words "For terminating the existence of the Watershed Conservation District" and "Against terminating the existence of the Watershed Conservation District" shall be printed, with a square before each proposition and a direction to insert an "X" mark in the square before one or the other of said propositions as the voter may favor or oppose the discontinuance of such watershed conservation district. All qualified electors of the watershed conservation district shall be eligible to vote in the election. No informality in the conduct of the referendum or in any matters relating thereto shall invalidate the election or the results thereof if notice thereof shall have been given substantially as herein provided and the referendum shall have been fairly conducted.

(3) The supervisors shall publish the results of such referendum and shall thereafter determine whether the continued operation of the watershed conservation district is administratively practicable and feasible. If the supervisors determine that the continued operation of the watershed conservation district is administratively practicable and feasible, they shall record such determination and deny the petition. If the supervisors determine that the continued operation of the watershed conservation district is not administratively practicable and feasible, they shall record such determination and shall certify such determination to the directors of the watershed conservation district; *provided*, however, that the supervisors shall not be authorized to determine that the continued operation of the watershed conservation district is administratively practicable and feasible unless at least a majority of the votes cast in the referendum shall have been cast in favor of the continuance of the watershed conservation district.

(4) Upon receipt from the supervisors of a certification that they have determined that the continued operation of the watershed conservation district is not administratively practicable and feasible, the directors shall forthwith terminate the affairs of the watershed conservation district. A copy of the determination shall be certified to the auditor of the county or counties involved for recording. After being recorded, the certification shall be filed with the State Soil and Water Conservation Committee.

SECTION 20.—Supervisory authority if district discontinued.—

If any soil and water conservation district in which any part of a watershed conservation district is situated is discontinued, all supervisory authority over the affairs of the watershed conservation district which was previously exercised by the supervisors of such soil and water conservation district shall thereafter be exercised by the governing body of the county or counties involved.

SECTION 21. Repeal.—All acts or parts of acts inconsistent herewith are repealed, except that those watershed conservation districts authorized by law prior to the effective date of this act and in existence shall not be affected and shall be deemed properly constituted, and the laws governing the constitution and operation of such districts shall continue in full force and effect until dissolved by resolution of the board of directors of such district, following a public hearing on the question of dissolution and with the approval of the board of supervisors of the soil and water conservation district in which the watershed is located. Any watershed conservation district in

existence on the effective date of this act and desiring to be organized under the provisions of this act may do so by resolution setting forth these facts and adopted at a public meeting of the board of directors and the same board of directors shall continue to serve as the new board of directors for the unexpired term to which elected and their successors shall be elected pursuant to the terms of this act.

SECTION 22. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of April, 1967.

PART II**Local and Temporary**

(R59, H1055)

No. 614

An Act To Extend The Provisions Of Act No. 1165, Acts And Joint Resolutions Of South Carolina, 1966, Relating To Temporary Emergency Powers Of The South Carolina Dairy Commission Concerning Milk And Milk Products, To June 1, 1968.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Emergency powers of Dairy Commission extended.—The provisions of Act No. 1165, Acts and Joint Resolution of South Carolina, 1966, shall remain in full force and effect until June 1, 1968.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of February, 1967.

(R476, S136)

No. 615

An Act To Provide For The Publication And Distribution Of A Roster Of South Carolina Soldiers, Sailors, Marines, Airmen And Other Military Personnel Engaged In World War II And The Korean Conflict, And To Provide For The Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Roster of service personnel may be prepared.—The Adjutant General of the State of South Carolina is authorized to prepare and secure the printing and publication, in book form, of a complete roster of all South Carolina soldiers, sailors, marines, airmen and all other military personnel who entered the service of the United States in World War II and the Korean conflict.

SECTION 2. To contain certain information.—The roster shall contain the principal items of the record of each soldier, sailor, marine or airman and of women who entered the armed services as shown by the service cards or records in the office of the State

Selective Service, the Adjutant General, and in the Department of Defense of the United States. In the preparation of such roster all names shall be arranged in alphabetical order or in such manner as to render all information contained therein readily accessible, and reference shall be made to the numerous records on file in the office of the State Selective Service of South Carolinians who served in World War II and the Korean Conflict.

SECTION 3. Contract.—The contract for the printing of the roster shall be let to the lowest responsible bidder, and when completed shall be delivered to The Adjutant General.

SECTION 4. Distribution.—The distribution shall be under the direction of The Adjutant General as follows:

One copy or set to the State Library, each public library of the State, each college or university library, the Archives Department of the State of South Carolina, Department Headquarters of The American Legion, Department Headquarters of The American Legion Auxiliary, Department Headquarters of the Veterans of Foreign Wars, Department Headquarters of the Disabled American Veterans, each County Service Officer, and the State Service Officer. The remainder of the copies after such distribution shall be placed in the office of The Adjutant General for distribution as needed. The Division of General Services of the State Budget and Control Board is hereby authorized in its discretion to contract for the sale of additional copies, or sets, as necessary.

SECTION 5. Appropriation.—There is appropriated the sum of fifty thousand dollars from the general fund of the state for the preparation and printing of the roster as provided for in this act.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

An Act To Authorize The Attorney General And The South Carolina Highway Commission To Enter Into Agreements With The United States Government For The Conduct Of Beach Control Projects.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Contracts for beach control projects.—The Attorney General and the South Carolina Highway Commission are authorized to enter into agreements with the United States Government for the conduct of Beach Control Projects under the provisions of Public Law 826, Eighty-fourth Congress, approved July 28, 1956, (70 Stat. 702), as amended, and to give such assurances on behalf of the State as may be required under the provisions of such laws.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of May, 1967.

(R299, S329)

No. 617

A Joint Resolution To Designate The Committee, Appointed Pursuant To Joint Resolution No. 888 Of 1960, As The Legislative-Governor's Committee On Mental Health And Mental Retardation.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Name of committee designated.—The committee appointed pursuant to Joint Resolution No. 888 of 1960 is hereby designated as the Legislative-Governor's Committee on Mental Health and Mental Retardation.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of May, 1967.

(R333, S325)

No. 618

An Act To Amend Act No. 1100 Of 1964, As Amended, Relating To The Issuance Of Notes Or Bonds For Mental Health Facilities, So As To Further Provide Therefor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 6 of Act 1100 of 1964 amended—maximum amount of bonds which may be issued.—Section 6 of Act No. 1100 of 1964, as amended, is further amended by striking “seven and one-half” on line three and inserting in lieu thereof “ten”. The section when amended shall read as follows:

“Section 6. Notwithstanding other provisions of this act, notes or bonds issued for the benefit of mental health facilities under the jurisdiction of the commission shall not exceed ten million dollars at any one time, and notes or bonds issued for the benefit of Whitten Village shall not exceed two million, six hundred thousand dollars at any one time.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R150, H1283)

No. 619

An Act To Authorize The Board Of Visitors Of The Citadel, The Military College Of South Carolina, To Renovate And Improve Its Student Housing Facilities; To Empower The Board Of Visitors To Effect Loans For Such Purposes Through The Issuance Of Bonds Payable From The Revenues Derived From Student Housing Facilities; To Define The Procedure By Which Such Loans May Be Effected; And To Make Provision For The Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Findings of General Assembly.—As an incident to the enactment of this act the General Assembly makes the following findings:

1. A need exists for the refurnishing and re-equipping of the barracks at The Citadel, the Military College of South Carolina (The Citadel), which are the sole facilities providing student housing. As of this date none of the revenues derived from such housing facilities are hypothecated or pledged and there are outstanding no bonds or other obligations of The Citadel payable from revenues derived from this source.

2. Apart from bonds issued by the State of South Carolina for improvements at The Citadel pursuant to Chapter 2 of Title 22,

Code of Laws of South Carolina, 1962 (State Institution Bonds), the only obligations of The Citadel payable from revenues derived from any of its facilities are those of the now outstanding two hundred forty thousand dollars of an original issue of three hundred fifty thousand dollars FACULTY HOUSING REVENUE BONDS, SERIES OF 1957, OF THE CITADEL, THE MILITARY COLLEGE OF SOUTH CAROLINA, dated the 1ST. DAY OF NOVEMBER, 1957. Such bonds are payable from, and secured by a pledge of, revenues derived only from faculty housing facilities and have no claim to revenues derived from student housing facilities.

3. The General Assembly finds that the cost of the refurnishing and re-equipping referred to in Paragraph 1 is estimated to be four hundred thousand dollars.

4. The General Assembly has determined that such moneys should be raised by a loan payable from the revenues derived from Student Housing Facilities and on that basis has caused this act to be enacted.

SECTION 2. The Citadel may renovate student housing facilities.—The Board of Visitors of The Citadel (the Board) is authorized to refurnish and re-equip existing student housing facilities at The Citadel, to the extent that they shall approve and effect.

SECTION 3. May borrow money.—In order to provide a method by which the Board may raise the moneys required for the purposes set forth in Section 1, the Board is authorized to borrow not exceeding four hundred thousand dollars and to apply the proceeds thereof for the purpose of refurnishing and re-equipping barracks at The Citadel.

SECTION 4. Bonds to be paid from housing revenue.—All bonds issued pursuant to this act shall be payable from the entire revenues derived by The Citadel from all student housing facilities which it may now or hereafter possess and utilize and such revenues shall be pledged to the payment of the principal and interest of such bonds in the manner herein provided; *provided*, that in the issuance of such bonds The Citadel shall reserve the right to issue additional bonds payable from such revenues and on a parity with the bonds authorized by this act, if pursuant to legislation hereafter enacted the right shall be granted to the Board to issue such additional bonds.

SECTION 5. Credit of State not to be pledged.—The faith and credit of the State of South Carolina shall not be pledged for the payment of the principal and interest of such bonds, and there shall be on the face of each bond a statement plainly worded, to that effect. Neither the Board nor any other person signing the bonds shall be personally liable thereon.

SECTION 6. Adopt resolutions for issuance of bonds.—In order to avail themselves of the authorizations set forth in this act, the Board of The Citadel shall adopt resolutions providing for the issuance of bonds of The Citadel, within the limitations herein mentioned, which resolutions shall prescribe the tenor, terms and conditions of such bonds. Such bonds shall be issued as serial bonds, maturing in equal or unequal amounts, at such times and on such occasions as the Board shall determine. *Provided*, always, that the last maturing bonds of any issue shall be expressed to mature not later than fifty years from their date, and the first maturing bonds of any issue, issued pursuant to this act, shall fall due within five years from their date. They shall bear such rates of interest, payable on such occasion, as the Board shall prescribe, and the bonds shall be in such denominations, shall be payable in such medium of payment, and at such place as such resolutions shall prescribe. All bonds maturing subsequent to fifteen years from their date shall be subject to redemption not later than fifteen years from their date, and on all subsequent interest payment dates prior to their respective maturities. All bonds may be issued with a provision permitting their redemption on any interest payment date prior to their respective maturities. Bonds made subject to redemption prior to their stated maturities may contain a provision requiring the payment of a premium for the privilege of exercising the right of redemption, in such amount as the Board shall prescribe in the resolutions authorizing their issuance. All bonds that are subject to redemption shall contain a statement to that effect on the face of each bond. The resolutions authorizing their issuance shall contain provisions, specifying the manner of call and the notice of call that must be given.

SECTION 7. Negotiability.—Such bonds may be in the form of negotiable coupon bonds, payable to bearer, with the privilege to the holder of having them registered on the books of the Comptroller of The Citadel, and the principal thus made payable to the registered holder, unless the last registered transfer shall have been to bearer, upon such conditions as the Board may prescribe, or such bonds

may be issued as fully registered bonds. If issued as fully registered bonds, it may be provided that they may thereafter be converted into negotiable coupon bonds of the tenor described above.

SECTION 8. Exempt from taxes.—The bonds authorized by this act and all interest to become due thereon shall have the tax exempt status prescribed by Section 65-4.1, Code of Laws of South Carolina, 1962.

SECTION 9. Certain persons may invest in bonds.—It shall be lawful for all executors, administrators, guardians and fiduciaries, all sinking fund commissions, and the State Budget and Control Board, as Trustee of the South Carolina Retirement System, to invest any moneys in their hands in such bonds.

SECTION 10. Execution.—Such bonds and the coupons, if any, attached to such bonds, shall be executed in the name of The Citadel in such manner and by such persons as the Board shall from time to time determine, and the seal of The Citadel shall be affixed to or impressed on each bond. Any coupons attached to such bonds shall be authenticated by the facsimile signature of one or more of the persons signing the bonds. The delivery of the bonds so executed shall be valid notwithstanding changes in officers or seal occurring after such execution.

SECTION 11. Sale.—The bonds shall be disposed of in such manner as the Board shall determine, except that no sale, privately negotiated without public advertisement, shall be made unless the approval of the State Budget and Control Board shall be obtained. If the Board shall elect to sell the bonds at public sale, at least one advertisement thereof shall appear in some newspaper of general circulation in South Carolina not less than ten days prior to the occasion fixed for the opening of bids.

SECTION 12. Powers.—To the end that the payment of the principal and interest of the bonds authorized hereby shall be adequately secured, the Board of The Citadel shall be empowered in their discretion:

1. To issue bonds in such amount, within the limitations herein provided for, as the Board shall deem necessary, provided that it shall be lawful for the Board to use a portion of the principal proceeds derived from any sale of bonds, except bonds issued to effect refunding of outstanding bonds, to meet the payment of interest

on such bonds for a period of one year, it being recognized by the General Assembly, that until the facilities, to be constructed with the proceeds of the loan, shall be completed, an undue burden may be imposed upon then existing revenues.

2. To pledge the entire revenues specified in Section 2 of this act, for the payment of the principal of and interest on the bonds as they respectively mature.

3. To covenant that no housing facilities owned by The Citadel will be used free of charge, or to specify and limit the facilities which may be made use of free of charge.

4. To covenant to establish and maintain such system of rules as will insure the continuous use and occupancy of the facilities, whose revenues are pledged to secure any bonds.

5. To covenant that an adequate schedule of charges will be established and maintained for all the facilities, whose revenues shall be pledged to secure any bonds, to the extent necessary to produce sufficient revenues to:

(a) Pay the cost of operating and maintaining the facilities, whose revenues, shall be pledged for the payment of the bonds, including the cost of fire, extended coverage and use and occupancy insurance;

(b) Pay the principal and interest of the bonds as they respectively become due;

(c) Create and at all times maintain an adequate Debt Service Reserve Fund to meet the payment of such principal and interest; and

(d) Create and at all times maintain an adequate reserve for contingencies, and for major repairs and replacement.

6. To covenant against the mortgaging or disposing of the facilities, whose revenues shall be pledged for the payment of such bonds, and against permitting or suffering any lien to be created thereon, equal or superior to the lien, created for the benefit of such bonds. *Provided*, always, that the Board shall be empowered to discontinue the use of, or demolish, obsolete facilities and to reserve the right, under such terms as they shall prescribe, to issue additional bonds on a parity with the bonds authorized by this act, if at some later date they shall obtain legislative authorization for the issuance of such further bonds.

7. To covenant as to the use of the proceeds derived from the sale of any bonds issued pursuant to this act.

8. To provide for the terms, form, registration, exchange, execution and authentication of bonds, and for the replacement of lost, destroyed or mutilated bonds.

9. To make covenants with respect to the use of the facilities, to be constructed with the proceeds of the bonds authorized hereby, and of the other facilities, whose revenues shall be pledged for the payment of the bonds.

10. To covenant that all revenues pledged for the payment of the bonds shall be duly segregated into special funds, and that such funds will be used solely for the purposes for which they are intended and for no other purpose.

11. To covenant for the mandatory redemption of bonds on such terms and conditions as the resolutions authorizing such bonds shall prescribe.

12. To prescribe the procedure, if any, by which the terms of the contract with the bondholders may be amended, the number of bonds whose holders must consent thereto, and the manner in which such consent shall be given.

13. To covenant as to the maintenance of the facilities, whose revenues shall be pledged for the payment of the bonds, the insurance to be carried thereon, and the use and disposition of proceeds from any insurance policy.

14. To prescribe the events of default and the terms and conditions upon which all or any bonds shall become or may be declared due before maturity, and the terms and conditions upon which such declaration and its consequences may be waived.

15. To impose a statutory lien upon the facilities, whose revenues shall be pledged to secure the bonds. Such lien shall extend to such facilities, to their appurtenances and extension, to their additions, improvements and enlargements to the extent specified in the resolutions and shall inure to the benefit of the holders of the bonds secured thereby. Such facilities shall remain subject to such statutory lien until the payment in full of the principal and interest of the bonds. Any holder of any of the bonds, or any of the coupons representing interest thereon, may, either at law or in equity, by suit, action, mandamus or other proceedings, protect and enforce the statutory lien, and may, by suit, action, mandamus or other proceedings enforce and compel performance of all duties of the Board, including the fixing of sufficient rates, the proper segregation of the revenues, and the proper application thereof. *Provided*, however, that the statutory lien shall not be construed to give any such bond or coupon holder authority to compel the sale of any of the facilities, or any part thereof.

16. To covenant that if there be any default in the payment of the principal of or interest upon any of the bonds, any court having jurisdiction in any proper action may appoint a receiver to administer and operate the facilities, whose revenues shall be pledged for the payment of such bonds, with power to fix rates and charges for the facilities, sufficient to provide for the payment of the expense of operating and maintaining such facilities, and to apply the income and revenues of such facilities to the payment of such bonds, and the interest thereon.

17. To establish on or before the occasion of the delivery of any bonds issued pursuant to this act a debt service reserve fund and to cause the same to be deposited with a corporate trustee and, to that end, the trustees shall be empowered to utilize any moneys available for such purpose, including revenues previously accumulated from the facilities prior to the issuance of bonds.

18. To appoint a corporate trustee to whom shall be paid all or any portion of the revenues pledged to the payment of the bonds derived from the operation of the facilities, and to prescribe the manner in which said revenues shall be utilized and disposed of.

19. To prescribe the conditions under which bonds on a parity with these bonds may be issued.

SECTION 13. No time limit on issuance.—The authorizations granted by this act shall remain of full force and effect until they shall be rescinded by subsequent enactment, and no time limit is set for the issuance of bonds pursuant to this act.

SECTION 14. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1967.

An Act To Authorize The Board Of Trustees Of The Medical College Of South Carolina To Construct Off-Street Parking Facilities On Its Properties In Charleston; To Empower The Board To Secure Loans For Such Purposes Through The Issuance Of Bonds Payable From The Revenues Derived From Such Facilities; To Define The Procedure By Which Such Loans May Be Effected And The Covenants And Undertakings To Secure The Loans; And To Make Provision For Payment.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings.—As an incident to the enactment of this act the General Assembly makes the following findings:

1. An acute shortage of off-street parking facilities now exists at the Medical College of South Carolina (the Medical College), which will inevitably increase as the expansion program of the College, heretofore authorized by the General Assembly takes place. The expansion program contemplates the closing of Doughty Street, on which limited parking now exists, which will further add to the problem. Much of the problem is centered about the teaching hospital at the Medical College, which is located in the area of the so-called Charleston Medical Center. At the present time the parking of motor vehicles in the immediate vicinity of the teaching hospital is often impossible. Mindful of the problem, the Trustees of the Medical College employed consultants, who report that ready accessibility to the facilities of the Medical College is imperative to the proper functioning of the Medical College and that due to the lack of parking areas in nearby streets, it is necessary that off-street parking facilities be developed.

This study indicates that the number of vehicles requiring parking is constantly increasing and that it is impracticable and too expensive to acquire land for off-street parking.

The study indicates that the most economic approach requires the construction of a multi-level parking garage. The study indicates that if such a garage were constructed and the remaining available land areas redesigned, adequate parking facilities could be provided.

The study likewise indicates that if suitable rules, relating to the use of the off-street parking facilities of the Medical College, were promulgated and proper rates established, the entire project would be self-liquidating.

The General Assembly notes that, in the instance of incorporated municipalities, a general law exists, authorizing municipalities to establish off-street parking facilities, to make charges therefor and to finance such projects through the issuance of bonds payable, in part, from the revenues of such project.

It has been determined that in the instance of the Medical College a similar approach should be undertaken. It therefore proposes to authorize the Medical College to construct and establish off-street parking facilities, including a multi-level parking garage, to promote rules prescribing and requiring that those who would park on the

properties of the Medical College make use of such facilities and to pay therefor in accordance with a schedule of rates and charges, which shall be so designed as to produce not less than the sums required for debt service on the bonds authorized by this act.

SECTION 2. Authorization to Medical College Trustees related to parking facilities.—Subject to the conditions of this act, the Trustees of the Medical College are authorized to:

(a) provide off-street parking facilities on its properties, including one or more multi-level garage parking facilities;

(b) promulgate rules and regulations concerning the use of such facilities, including rules requiring those who undertake to park motor vehicles on the properties of the college utilize such facilities; and

(c) to establish and maintain, and revise from time to time, whenever necessary, a schedule of rates and charges for the use of such facilities, which shall be designed to provide not less than the sums required to pay principal and interest of any bonds authorized pursuant to this act.

SECTION 3. Issue of bonds.—If the approval of the State Budget and Control Board (the State Board) be obtained and expressed by resolution duly adopted by such State Board, the Board of Trustees of the Medical College shall be authorized and empowered to issue, from time to time, bonds of the Medical College of South Carolina, payable from the revenues required by this act to be pledged therefor, in such amount as the trustees and the State Board shall approve.

SECTION 4. Payment.—All bonds issued pursuant to this act shall be payable from the entire revenues derived by the Medical College from all off-street parking facilities which it may now or hereafter possess and such revenues shall be pledged to the payment of the principal and interest of such bonds in the manner herein provided; *provided*, that in the issuance of such bonds the Medical College may reserve the right to issue additional bonds payable from such revenues and on a parity with the bonds authorized by this act, whether issued pursuant to this act or pursuant to legislation hereafter enacted.

SECTION 5. State credit not pledged.—The faith and credit of the State of South Carolina shall not be pledged for the payment of the principal and interest of such bonds, and there shall be on the face of each bond a statement plainly worded, to that effect. Neither the

trustees nor any other person signing the bonds shall be personally liable thereon.

SECTION 6. Maturity.—In order to avail themselves of the authorizations set forth in this act, the trustees shall adopt resolutions providing for the issuance of the bonds within the limitations herein mentioned, which resolutions shall prescribe the tenor, terms and conditions of such bonds. Such bonds shall be issued as serial bonds, maturing in equal or unequal amounts, at such times and on such occasions as the trustees shall determine. *Provided*, always, that the last maturing bonds of any issue shall be expressed to mature not later than forty years from their date, and the first maturing bonds of any issue, issued pursuant to this act, shall fall due within five years from their date. They shall bear such rates of interest, payable on such occasion, as the trustees shall prescribe, and the bonds shall be in such denominations, shall be payable in such medium of payment, and at such place as such resolutions shall prescribe. All bonds maturing subsequent to fifteen years from their date shall be subject to redemption not later than fifteen years from their date, and on all subsequent interest payment dates prior to their respective maturities. All bonds may be issued with a provision permitting their redemption on any interest payment date prior to their respective maturities. Bonds made subject to redemption prior to their stated maturities may contain a provision requiring the payment of a premium for the privilege of exercising the right of redemption, in such amount or amounts as the trustees shall prescribe in the resolutions authorizing their issuance. All bonds that are subject to redemption shall contain a statement to that effect on the face of each bond. The resolutions authorizing their issuance shall contain provisions, specifying the manner of call and the notice of call that must be given.

SECTION 7. Form.—Such bonds may be in the form of negotiable coupon bonds, payable to bearer, with the privilege to the holder of having them registered and upon such conditions in such manner as the trustees shall prescribe, and the principal thus made payable to the registered holder, unless the last registered transfer shall have been to bearer, or such bonds may be issued as fully registered bonds. If issued as fully registered bonds, it may be provided that they may thereafter be converted into negotiable coupon bonds of the tenor described above.

SECTION 8. Tax exempt status.—The bonds authorized by this act and all interest to become due thereon shall have the tax exempt status prescribed by Section 65-4.1, Code of Laws of South Carolina, 1962.

SECTION 9. Investment authorized to certain persons.—It shall be lawful for all executors, administrators, guardians and fiduciaries, all sinking fund commissions, and the State Budget and Control Board, as Trustee of the South Carolina Retirement System, to invest any moneys in their hands in such bonds.

SECTION 10. Execution.—Such bonds and the coupons, if any, attached to such bonds, shall be executed in the name of the Medical College of South Carolina in such manner and by such persons as the trustees shall from time to time determine, and the seal of the college shall be affixed to or impressed on each bond. Any coupons attached to such bonds shall be authenticated by the facsimile signature of one or more of the persons signing the bonds. The delivery of the bonds so executed shall be valid notwithstanding changes in officers or seal occurring after such execution.

SECTION 11. Sale.—The bonds shall be disposed of in such manner as the trustees shall determine, except that no sale shall be made unless the approval of the State Budget and Control Board shall be obtained. If the trustees shall elect to sell the bonds at public sale, at least one advertisement thereof shall appear in some newspaper of general circulation in South Carolina not less than ten days prior to the occasion fixed for the opening of bids.

SECTION 12. Powers of trustees to secure payment.—To the end that the payment of the principal and interest of the bonds authorized hereby shall be adequately secured, the trustees shall be empowered in their discretion:

1. To issue bonds in such amount as the trustees shall deem necessary, provided that it shall be lawful for the trustees to use a portion of the principal proceeds derived from any sale of bonds to meet the payment of interest on such bonds for a period of one year, it being recognized by the General Assembly, that until the facilities, to be constructed with the proceeds of the loan, shall be completed, an undue burden may be imposed upon then existing revenues.
2. To pledge the entire revenues of the facilities for the payment of the principal of and interest on the bonds as they respectively mature.

3. To covenant that no parking facilities owned by the Medical College will be used free of charge, or to specify and limit the facilities which may be made use of free of charge.

4. To covenant to establish and maintain such system of rules as will insure the greatest use and occupancy of the facilities.

5. To covenant that an adequate schedule of charges will be established and maintained for all the facilities, to the extent necessary to produce sufficient revenues to:

(a) Pay the cost of operating and maintaining the facilities, including the cost of fire, extended coverage and use and occupancy insurance;

(b) Pay the principal and interest of the bonds as they respectively become due;

(c) Create and at all times maintain, an adequate Debt Service Reserve Fund to meet the payment of such principal and interest; and

(d) Create and at all times maintain an adequate reserve for contingencies, and for major repairs and replacement.

6. To covenant against the mortgaging or disposing of the facilities, and against permitting or suffering any lien to be created thereon, equal or superior to the lien created for the benefit of such bonds.

7. To covenant as to the use of the proceeds derived from the sale of any bonds issued pursuant to this act.

8. To provide for the terms, form, registration, exchange, execution and authentication of bonds, and for the replacement of lost, destroyed or mutilated bonds.

9. To make covenants with respect to the use of the facilities, to be constructed with the proceeds of the bonds authorized hereby, and of the other facilities, whose revenues shall be pledged for the payment of the bonds.

10. To covenant that all revenues pledged for the payment of the bonds shall be duly segregated into special funds, and that such funds will be used solely for the purposes for which they are intended and for no other purpose.

11. To covenant for the mandatory redemption of bonds on such terms and conditions as the resolutions authorizing such bonds shall prescribe.

12. To prescribe the procedure, if any, by which the terms of the contract with the bondholders may be amended, the number of

bonds whose holders must consent thereto, and the manner in which such consent shall be given.

13. To covenant as to the maintenance of the facilities, the insurance to be carried thereon, and the use and disposition of proceeds from any insurance policy.

14. To prescribe the events of default and the terms and conditions upon which all or any bonds shall become or may be declared due before maturity, and the terms and conditions upon which such declaration and its consequences may be waived.

15. To impose a statutory lien upon the facilities. Such lien shall extend to such facilities, to their appurtenances and extension, to their additions, improvements and enlargements to the extent specified in the resolutions and shall inure to the benefit of the holders of the bonds secured thereby. Such facilities shall remain subject to such statutory lien until the payment in full of the principal and interest of the bonds. Any holder of any of the bonds, or any of the coupons representing interest thereon, may, either at law or in equity, by suit, action, mandamus or other proceedings, protect and enforce the statutory lien, and may, by suit, action, mandamus or other proceedings enforce and compel performance of all duties of the trustees, including the fixing of sufficient rates, the proper segregation of the revenues, and the proper application thereof. *Provided*, that the statutory lien shall not be construed to give any such bond or coupon holder authority to compel the sale of any of the facilities, or any part thereof.

16. To covenant that if there be any default in the payment of the principal of or interest upon any of the bonds, any court having jurisdiction in any proper action may appoint a receiver to administer and operate the facilities, whose revenues shall be pledged for the payment of such bonds, with power to fix rates and charges for the facilities, sufficient to provide for the payment of the expense of operating and maintaining such facilities, and to apply the income and revenues of such facilities to the payment of such bonds, and the interest thereon.

17. To establish on or before the occasion of the delivery of any bonds issued pursuant to this act a Debt Service Reserve Fund and to cause the same to be deposited with a corporate trustee and, to that end, the trustees shall be empowered to utilize any moneys available for such purpose, including revenues previously accumulated from the facilities prior to the issuance of bonds.

18. To appoint a corporate trustee to whom shall be paid all or any portion of the revenues pledged to the payment of the bonds or derived from the operation of the facilities, and to prescribe the manner in which the revenues shall be utilized and disposed of.

19. To prescribe the conditions under which bonds on a parity with these bonds may be issued.

SECTION 13. Authority granted until terminated.—The authorizations granted by this act shall remain of full force and effect until they shall be rescinded by subsequent enactment, and no time limit is set for the issuance of bonds pursuant to this act.

SECTION 14. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R630, H1878)

No. 621

An Act To Amend Act No. 904 Of 1960, As Amended, Granting To The Board Of Trustees Of The University Of South Carolina The Right To Acquire And Finance Additional Student And Faculty Housing Facilities By Increasing Such Authorization.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act 904 of 1960 amended—University of S. C. may build additional housing facilities.—Section 1 of Act No. 904 of 1960, as amended, is further amended by striking “fifteen” on lines three and six and inserting in lieu thereof “twenty,” so that, when so amended, the section shall read :

“Section 1. The Board of Trustees of the University of South Carolina shall be empowered to acquire further student and faculty housing facilities to the extent of twenty million dollars pursuant to the authorizations of this act. To that end, the Board of Trustees shall be permitted to borrow, from time to time, not exceeding in the aggregate, twenty million dollars, and such further sum as the Board of Trustees may determine to borrow for the purpose of refunding all or any part of the outstanding revenue bonds of the University of South Carolina, payable from the entire revenues derived from all student and faculty housing facilities which it does now, or shall hereafter possess. So much of the proceeds of the

loans herein authorized as shall not be required to retire outstanding bonds shall be used in the construction, reconstruction and equipping of dormitories or apartment buildings to be located on lands now or hereafter acquired by the University of South Carolina, and, to the extent necessary, to the defraying of the cost of the acquisition of land as a site for this use. Such dormitories or apartment buildings shall be used for the purpose of providing housing for students and faculty of the University of South Carolina."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R619, S63)

No. 622

A Joint Resolution To Authorize The State Advisory Commission On Higher Education To Retain Medical Education Consultants In Determining The Need For A Second Medical College In The State, A Site And Financing Thereof, And To Make An Appropriation.

Whereas, many citizens of South Carolina in all walks of life believe a second medical college is essential to the present and future medical requirements of the people of this State. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Advisory Commission on higher education authorized to retain consultants on medical education.—The State Advisory Commission on Higher Education is authorized to retain the services of medical education consultants for the following purposes:

- (1) To determine the need of the State of South Carolina for a second medical college.
- (2) To recommend a site for such institution.
- (3) To determine the approximate initial cost and yearly cost of such institution.
- (4) To determine the probable sources of funds to accomplish the establishment and operation of a second medical college in South Carolina.
- (5) To determine and recommend such other matters in conjunction with the above as may be deemed necessary.

SECTION 2. Funds appropriated.—There is hereby appropriated from the general fund of the State ten thousand dollars or so much thereof as may be necessary to be used for the purposes enumerated in Section 1.

SECTION 3. Reporting time.—The Commission shall make a report of the findings and recommendations to the General Assembly as soon as practicable.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R599, H1471)

No. 623

An Act To Amend Act No. 470 of 1965, Relating To A Committee To Study Municipal Problems, So As To Broaden The Powers Of The Committee, Provide An Appropriation And Change The Date When The Authority And Powers Of The Committee Shall Expire.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 2 of Act 470 of 1965 amended to broaden committee powers.—Section 2 of Act No. 470 of 1965 is amended, so as to broaden the powers of the committee to study municipal problems, by striking it out and inserting :

“Section 2. The committee shall study the problems confronting municipalities of the State, including ways and means whereby municipalities shall meet their ever-increasing financial burdens, the sources of financial assistance available to municipalities from State and Federal agencies, methods of providing long-range planning so as to facilitate the orderly development of municipalities with emphasis on traffic routes, zoning, antipollution measures, beautification and revenue sources. The committee shall publish such periodicals as it may deem helpful and distribute them to all State agencies and municipalities. The committee shall report its findings and make such recommendations as it may consider necessary annually to the General Assembly.”

SECTION 2. Section 4 of Act 470 of 1965 amended to provide an appropriation.—Section 4 of Act No. 470 of 1965 is amended, so as to provide an appropriation, by striking it out and inserting :

“Section 4. The committee is authorized to employ such assistants as may be necessary and to incur necessary expenses. There is hereby appropriated from the general fund of the State to the committee the sum of two thousand five hundred dollars for payment of expenses as authorized by this section. Payments from the fund's appropriation shall be made only upon vouchers signed by the chairman of the committee.”

SECTION 3. Section 5 of Act 470 amended to change a date.—

Section 5 of Act No. 470 of 1965 is amended by striking at the end “1967” and inserting “1969”. The section when amended shall read as follows:

“Section 5. The authority and powers granted the committee shall expire July 1, 1969.”

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R157, H1342)

No. 624

An Act To Appropriate Not Exceeding Ninety Thousand Dollars Out Of Certain Funds Made Available Under The Employment Security Administrative Financing Act Of 1954, As Amended By The 88th Congress, 1st Session, Public Law 88-31, 77 Stat. 51, Section 903 (c) (2) to Acquire Land And Construct An Office Building Thereon For The Use Of The South Carolina Employment Security Commission.

Whereas, the Congress of the United States by the passage of the Employment Security Administrative Financing Act of 1954, being Chapter 657, Public Law 567, 83rd Congress, 2nd Session, as amended by the 88th Congress, 1st Session, Public Law 88-31, 77 Stat. 51, Section 903 (c) (2) has made available to the several states certain funds derived from collections under the Federal Unemployment Tax Act, which may be used by the states, among other things, for the acquisition, construction, repairs and alterations of state buildings to be used solely for the use of the respective state employment security departments; and

Whereas, it is the considered judgment of the General Assembly that the most economical and advantageous use which can be made of the funds made available to South Carolina, is to continue the established plan whereby the Employment Security Commission of this State can, over a period of years, be provided with permanent locations of an adequate nature to house the various offices of the Commission throughout the State; and

Whereas, the funds now available to South Carolina, or which may be available within the next fiscal year, are not adequate to provide proper housing for all of the locations where the Employment Security Commission of this State has its offices; and

Whereas, it is the finding of the General Assembly that there is a pressing need for such an office within the corporate limits of the City of Beaufort. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Appropriation for Employment Security Commission building in Beaufort.—There shall be appropriated to the South Carolina Employment Security Commission a sum not to exceed ninety thousand dollars out of the funds made available to this State under the Employment Security Administrative Financing Act of 1954, Chapter 657, Public Law 567, 83rd Congress, 2nd Session, as amended by the 88th Congress, 1st Session, Public Law 88-31, 77 Stat. 51, Section 903 (c) (2) for the acquisition of land in the City of Beaufort, and the construction thereon of an office building for the South Carolina Employment Security Commission and to finance the designing and construction of the building, including such equipment, facilities, paving, landscaping, and other improvements as may be required for the proper use and operation of the building. This appropriation must be obligated within two years following the enactment of this act. The amount obligated pursuant to this act during any twelve month period beginning on July first and ending on the next June thirtieth shall not exceed the amount by which (a) the aggregate of the amounts credited to the account of this State pursuant to Section 903 of the Social Security Act, during such twelve month period and the nine preceding twelve month periods exceeds (b) the aggregate of the amounts obligated for administration and paid out for benefits and charged against the amounts credited to the account of this State during such ten twelve month periods.

SECTION 2. Expenditures.—Money appropriated under the provisions of Section 1 of this act shall be requisitioned as needed by the Commission for the payment of obligations incurred under such appropriation and, upon requisition, shall be deposited in the State's Employment Security Administration Fund, from which such payments shall be made. The Commission shall maintain a separate record of the deposit, obligation, and expenditure of funds so deposited. Money so deposited shall, until expended, remain a part of the Unemployment Fund and, if not expended, shall be returned promptly to the account of this State in the Unemployment Trust Fund.

SECTION 3. Powers.—The Commission may employ such necessary appraisers, architects, engineers and contractors, and may execute all contracts necessary to effectuate the declared purposes of this act, including the acquisition of the necessary real estate for offices, which real property shall be acquired in the name of the South Carolina Employment Security Commission and used exclusively thereafter for providing facilities for the Commission.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1967.

(R170, H1195)

No. 625

An Act To Provide Appropriations For Adult Education, The State Medical College Hospital And Additional Residential Facilities At Whitten Village And Retarded Children's Habilitation Center And For Certain Other Purposes.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The following sums of money, if so much be necessary, are hereby appropriated out of the General Fund of the State to supplement appropriations heretofore made for the operation of the State Government during the fiscal year 1966-1967 and for such other purposes as may be set forth herein :

Item 1. State Department of Education :	
For Adult Education	\$300,000.00
Item 2. State Medical College :	
For Medical College Hospital	983,429.00

- Item 3. Whitten Village:
For construction and equipping additional residential facilities 850,000.00
Provided, that the above amount shall remain available until June 30, 1969.
- Item 4. Retarded Children's Habilitation Center:
For construction and equipping additional residential facilities 940,000.00
Provided, that the above amount shall remain available until June 30, 1969.
- Item 5. To place the order for the manufacture of mill-work and doors necessary for renovations to be made in the Capitol building 200,000.00
-
- Total \$3,273,429.00

SECTION 2. This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1967.

(R445, H1877)

No. 626

A Joint Resolution To Make Supplemental Appropriations For The Ordinary Operating Expenses Of The Legislative Department For The Fiscal Year 1966-67.

Whereas, the length of the present session of the General Assembly has exceeded the period for which appropriations for its expenses have been provided; and

Whereas, passage of the Supplemental Appropriations Bill which includes additional funds for the Legislative Department has not yet been completed; and

Whereas, it is necessary that additional funds be made available to the Legislative Department immediately. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1

The following sums of money, if so much be necessary, are hereby appropriated out of the General Fund of the State to supplement ap-

propriations heretofore made for the operation of the Legislative Department during the fiscal year 1966-67.

SECTION 2

Legislative Department

Item 1. The Senate:

B-2. Mileage	\$ 6,250.00
Subsistence	28,400.00
Approved Accounts	125,000.00

Total \$159,650.00

Item 2. House of Representatives:

B-2. Mileage	\$ 11,400.00
Subsistence	62,000.00
Approved Accounts	125,000.00

Total \$198,400.00

Item 3. Special Services for Both Houses:

Approved Accounts	\$ 5,000.00
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Item 4. Codification of Laws and Legislative Council:

Approved Accounts	\$ 35,000.00
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Total \$398,050.00

SECTION 3

This act shall take effect upon approval by the Governor.

Approved the 31st day of May, 1967.

(R658, H1942)

No. 627

An Act To Provide For Placing The Code Of Laws Of South Carolina, 1962, And Appurtenant Acts, On A Magnetic Tape For Use By Computer, And To Provide An Appropriation Therefor.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Appropriation for taping Code and acts.—There is hereby appropriated from the General Fund of the State the sum of seventy thousand dollars to defray the cost of placing the Code of Laws of South Carolina, 1962, and appurtenant acts, on a magnetic

tape for use by a computer, and to defray the cost of computer service. The sum herein appropriated shall be expended by the Legislative Council as follows:

For magnetic tape, not to exceed \$60,000.00; and Cost of computer service in the retrieval process, not to exceed \$10,000.00.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R274, H1586)

No. 628

An Act To Authorize The Secretary Of State To Restore The Charter Of Rockwood Enterprises, Inc.

Whereas, the General Assembly, pursuant to the requirements of the Constitution of South Carolina, 1895, Article IX, Section 2, approved the introduction of a bill authorizing the Secretary of State to restore the charter of Rockwood Enterprises, Inc. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Charter of Rockwood Enterprises, Inc. may be restored.—Authority is hereby granted to the Secretary of State to restore the charter of Rockwood Enterprises, Inc., upon the payment to the South Carolina Tax Commission of such taxes, penalties and interest as the commission shall find to be due. The Secretary of State shall notify the clerk of court of the county in which the original charter was granted of the reinstatement of the forfeited charter, and the clerk of court shall note the reinstatement upon the record of the original charter.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of April, 1967.

(R372, H1771)

No. 629

An Act To Authorize The Secretary Of State To Restore The Charter Of Bob Edwards Chevrolet, Inc.

Whereas, the General Assembly, pursuant to the requirements of the Constitution of South Carolina, 1895, Article IX, Section 2, approved the introduction of a bill authorizing the Secretary of State to restore the charter of Bob Edwards Chevrolet, Inc. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Charter of Bob Edwards Chevrolet, Inc. may be restored.—Authority is hereby granted to the Secretary of State to restore the charter of Bob Edwards Chevrolet, Inc., upon the payment to the South Carolina Tax Commission of such taxes, penalties and interest as the commission shall find to be due. The Secretary of State shall notify the clerk of court of the county in which the original charter was granted of the reinstatement of the forfeited charter and the clerk of court shall note the reinstatement upon the record of the original charter.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1967.

(R381, S385)

No. 630

An Act To Authorize The Secretary Of State To Restore The Charter Of Gulf Park, Incorporated.

Whereas, the General Assembly, pursuant to the requirements of the Constitution of South Carolina, 1895, Article IX, Section 2, approved the introduction of a bill authorizing the Secretary of State to restore the charter of Gulf Park, Incorporated. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Charter of Gulf Park, Inc. may be restored.—Authority is hereby granted to the Secretary of State to restore the charter of Gulf Park, Incorporated upon the payment to the South Carolina Tax Commission of such taxes, penalties and interest as the commission shall find to be due. The Secretary of State shall

notify the clerk of court of the county in which the original charter was granted of the reinstatement of the forfeited charter and the clerk of court shall note the reinstatement upon the record of the original charter.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R513, S354)

No. 631

An Act To Authorize The Secretary Of State To Restore The Charter Of J. Lewis Coward Construction Co., Inc.

Whereas, the General Assembly, pursuant to the requirements of the Constitution of South Carolina, 1895, Article 9, Section 2, approved the introduction of a bill authorizing the Secretary of State to restore the charter of J. Lewis Coward Construction Co., Inc. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Charter may be restored.—Authority is hereby granted to the Secretary of State to restore the charter of J. Lewis Coward Construction Co., Inc., upon payment to the South Carolina Tax Commission of such taxes, penalties and interest as the commission shall find to be due. The Secretary of State shall notify the clerk of court of the county in which the original charter was granted of the reinstatement of the forfeited charter, and the clerk of court shall note the reinstatement upon the record of the original charter.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R652, H1802)

No. 632

An Act To Authorize The Secretary Of State To Restore The Charter Of Grayday, Inc.

Whereas, the General Assembly, pursuant to the requirements of the Constitution of South Carolina, 1895, Article IX, Section 2, ap-

proved the introduction of a Bill authorizing the Secretary of State to restore the charter of Grayday, Inc. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Charter restoration authorized — Grayday, Inc.— Authority is hereby granted to the Secretary of State to restore the charter of Grayday, Inc., upon the payment to the South Carolina Tax Commission of such taxes, penalties and interest as the commission shall find to be due. The Secretary of State shall notify the clerk of court of the county in which the original charter was granted of the reinstatement of the forfeited charter and the clerk of court shall note the reinstatement upon the record of the original charter.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R670, S576)

No. 633

An Act To Authorize The Secretary Of State To Restore The Charter Of Pee Dee Pulpwood Corporation.

Whereas, the General Assembly, pursuant to the requirements of the Constitution of South Carolina, 1895, Article IX, Section 2, approved the introduction of a Bill authorizing the Secretary of State to restore the charter of Pee Dee Pulpwood Corporation. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Charter restoration authorized—Pee Dee Pulpwood Corporation.—Authority is hereby granted to the Secretary of State to restore the charter of Pee Dee Pulpwood Corporation, upon the payment to the South Carolina Tax Commission of such taxes, penalties and interest as the commission shall find to be due. The Secretary of State shall notify the clerk of court of the county in which the original charter was granted of the reinstatement of the forfeited charter and the clerk of court shall note the reinstatement upon the record of the original charter.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R678, S564)

No. 634**An Act To Authorize The Secretary Of State To Restore The Charter Of Southland Brokerage Company, Inc.**

Whereas, the General Assembly, pursuant to the requirements of the Constitution of South Carolina, 1895, Article IX, Section 2, approved the introduction of a bill authorizing the Secretary of State to restore the charter of Southland Brokerage Company, Inc. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Charter restoration authorized—Southwood Brokerage Company, Inc.—Authority is hereby granted to the Secretary of State to restore the charter of Southland Brokerage Company, Inc., upon the payment to the South Carolina Tax Commission of such taxes, penalties and interest as the commission shall find to be due. The Secretary of State shall notify the clerk of court of the county in which the original charter was granted of the reinstatement of the forfeited charter and the clerk of court shall note the reinstatement upon the record of the original charter.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R745, H2125)

No. 635**An Act To Authorize The Secretary Of State To Restore The Charter Of Thunderbird Motel, Inc.**

Whereas, the General Assembly, pursuant to the requirements of the Constitution of South Carolina, 1895, Article IX, Section 2, approved the introduction of a bill authorizing the Secretary of State to restore the charter of Thunderbird Motel, Inc. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Charter restoration — Thunderbird Motel, Inc.—Authority is hereby granted to the Secretary of State to restore the charter of Thunderbird Motel, Inc., upon the payment to the South Carolina Tax Commission of such taxes, penalties and interest as

the commission shall find to be due. The Secretary of State shall notify the clerk of court of the county in which the original charter was granted of the reinstatement of the forfeited charter and the clerk of court shall note the reinstatement upon the record of the original charter.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R759, H2110)

No. 636

An Act To Authorize The Secretary Of State To Restore The Charter Of Maxwellton Utilities, Inc.

Whereas, the General Assembly, pursuant to the requirements of the Constitution of South Carolina, 1895, Article IX, Section 2, approved the introduction of a bill authorizing the Secretary of State to restore the charter of Maxwellton Utilities, Inc. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Charter restoration authorized—Maxwellton Utilities, Inc.—Authority is hereby granted to the Secretary of State to restore the charter of Maxwellton Utilities, Inc., upon the payment to the South Carolina Tax Commission of such taxes, penalties and interest as the commission shall find to be due. The Secretary of State shall notify the clerk of court of the county in which the original charter was granted of the reinstatement of the forfeited charter and the clerk of court shall note the reinstatement upon the record of the original charter.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of July, 1967.

(R773, S599)

No. 637**An Act To Authorize The Secretary Of State To Restore The Charter Of Sloan's Incorporated.**

Whereas, the General Assembly, pursuant to the requirements of the Constitution of South Carolina, 1895, Article 9, Section 2, approved the introduction of a bill authorizing the Secretary of State to restore the charter of Sloan's Incorporated. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Charter restoration — Sloan's Incorporated.—Authority is hereby granted to the Secretary of State to restore the charter of Sloan's Incorporated upon application for restoration of the charter, payment to the South Carolina Tax Commission of such taxes, penalties and interest as the commission may find to be due and payment of required filing fees.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R738, H2060)

No. 638**An Act To Provide For The Levy Of Taxes For School And County Purposes For The Fiscal Year Beginning July 1, 1967, And Ending June 30, 1968, For Abbeville County, And To Direct The Expenditure Thereof, And Otherwise Relating To The Fiscal Affairs Of Abbeville County.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The Auditor of Abbeville County is hereby authorized to levy a sufficient millage on taxable property of Abbeville County to meet the appropriations herein made for the fiscal year beginning July 1, 1967, and ending June 30, 1968. There is hereby appropriated from the General Fund of Abbeville County the following sums for the following purposes:

ITEM A. SALARIES:

Auditor	\$ 1,089.00
Clerk to Auditor	3,450.00

Treasurer	1,089.00
The auditor and treasurer are paid from State funds \$4,806.00 each, and this together with county supplement gives each a salary of \$5,895.00.	
Clerk to Treasurer	3,450.00
Sheriff	5,800.00
Assistant Jailor to Sheriff	600.00
Four Deputy Sheriffs at \$5,000.00	20,000.00
Tax Collector and Purchasing Agent	5,000.00
Travel Expense, Tax Collector, etc.	600.00
<i>Provided</i> , the above shall be paid by order of the County Governing Board upon an itemized and verified claim of Tax Collector and Purchasing Agent, not exceeding in any one month one-twelfth of the total allowance for the twelve months.	
Supervisor	5,800.00
Clerk to Board and Tax Collector—	
Purchasing Agent	3,450.00
Sub-Supervisors—2 @ \$950.00	1,900.00
Clerk of Court	5,800.00
Assistant to Clerk of Court	3,450.00
Judge of Probate	5,800.00
Clerk to Judge of Probate	3,450.00
Attorney	600.00
Coroner	1,050.00
Clerk-Stenographer	3,450.00
(For Sheriff, Magistrate, Coroner, Soil Conservation and Delegation.)	
Total	<u>\$ 75,828.00</u>

ITEM B. COURT EXPENSES:

Jurors and Witnesses \$ 7,500.00

Provided, that jurors for the Court of Common Pleas and General Sessions shall be paid at the rate of \$10.00 per day. *Provided*, further, that the jury boy shall receive \$10.00 per day and the court crier and bailiff shall receive \$10.00 per day.

Magistrates' Courts:

Abbeville	2,300.00
Donalds	380.00
Due West	380.00
Calhoun Falls	690.00
Lowndesville	380.00
Diamond Hill	380.00

Constables:

Donalds	345.00
Due West	345.00
Calhoun Falls	525.00
Lowndesville	345.00
Diamond Hill	345.00

Lunacies, Post Mortems and Inquests 1,250.00

Provided, that the Sheriff shall serve civil and criminal papers pertaining thereto. In the event that the Coroner of Abbeville County is sick, or otherwise disqualified, the Magistrate of Abbeville County shall hold post mortems and inquests without compensation; *provided*, further, that the examining physicians be paid \$10.00 each per examination.

Total \$ 15,165.00

ITEM C. PUBLIC OFFICES:

Printing, postage and stationery	\$ 4,000.00
Telephone and telegraph, courthouse and phones of other county officials, assignments of telephones to be made by county governing board	2,500.00
Premiums of county bonds and recording of same	750.00

Total \$ 7,250.00

ITEM D. PUBLIC HEALTH:

Mental Health Clinic	\$ 5,000.00
County Health Unit, if so much be necessary, for use by the County Health Department in carrying on proper health program to be agreed upon by the county legislative delegation and the State Board of Health	13,500.00

Rent on Health Clinic at Donalds, S. C., payable \$25.00 per month, beginning the first day of July, 1967	300.00
Rent on Health Clinic at Antreville, \$12.00 per month	144.00
Total	\$ 18,944.00

ITEM E. PUBLIC BUILDINGS:

Janitor, Courthouse	\$ 2,400.00
Water, heat, lights, supplies and services for courthouse	6,500.00
Insurance	2,500.00
Total	\$ 11,400.00

ITEM F. SPECIALS:

Boards of Assessment and Equalization	\$ 8,600.00
Board of Registration if so much be needed	500.00
Abbeville County Service Officer—monthly basis	1,470.00
Cost of service and maintenance of Mobile Telephone Service for the Law Enforcement Department of the county, under the supervision of the Sheriff	1,200.00
Abbeville County Memorial Hospital	18,000.00
Payable to Abbeville County Memorial Hospital, on equal monthly basis. <i>Provided</i> , that the sum appropriated for the Abbeville County Memorial Hospital may be reduced by the amount accruing to the county from State revenues allocated for hospitalization.	
Development Board	5,000.00
Auditing Books for Abbeville County	2,000.00
Civil Air Patrol (for county-wide services)	300.00
Civil Defense (for county-wide services)	2,000.00
Contingent Fund	15,000.00
Abbeville County Library Board of Trustees	12,850.00
Historical Commission	300.00

Company Commander, 263rd Signal Co., Abbeville, S. C.	1,400.00
American Legion Commander, American Legion Post No. 72, Calhoun Falls, S. C., and Auxiliary	200.00
Abbeville Amercian Legion, Post No. 2 and Auxiliary	250.00
South Carolina Retirement System, County's Part	7,500.00
Social Security, County's Part	5,000.00
Treasurer, Abbeville County Council of Boy Scouts	150.00
Treasurer, Girl Scouts	150.00
Lunch Room Program	1,500.00
Agriculture Workers:	
Secretary to Farm and Home Demonstration Agent (payable \$25.00 per month)	300.00
Assistant County Agent's expenses	240.00
Stamps, telephones, supplies	100.00
Monthly expense for County Agent	480.00
4-H Club Work	300.00
Home Demonstration Agent—supplies	75.00
Girls' Future Homemakers of America—camping expenses	250.00
Boys' Future Farmers of America—camping expenses	200.00
Forestry, to be used as determined by Forestry Commission	960.00
Total	\$ 86,275.00

ITEM G. JAIL EXPENSES:

Including dieting of prisoners and janitor ..\$	4,800.00
Lights and Water	900.00
Fuel	600.00
Repairs to automobile, gas and oil for Sheriff	3,600.00
<i>Provided</i> , that claims for gas and oil are to be paid monthly and before such claims shall be paid as valid claims against the county, the Sheriff must take an oath that the gas and oil consumed were used only in the enforcement of criminal law.	

Provided, further, that the jailor shall diet all prisoners in his care and the janitor at one dollar and twenty-five cents per day each. All accounts for dieting of prisoners and the janitor shall be presented, duly attested, to the county governing board and by it allowed or rejected.

Deputy sheriffs' uniforms 800.00

Total \$ 10,700.00

ITEM H. COUNTY HOME AND FARM:

Chaplain and funeral expenses \$ 600.00

The supervisors and sub-supervisors are given authority to exchange any produce, such as hay, corn, oats, cattle or hogs for fertilizer, ingredients to be used on the County Farm or roads of the county, for the purpose of growing truck for the purpose of feeding prisoners only, and an account to be kept of such transactions and a report to be made to the delegation. All other funds received from the sale of livestock and produce shall go into the General Fund of Abbeville County unless otherwise authorized by the county legislative delegation.

Total \$ 600.00

ITEM I. ROADS AND BRIDGES:

Maintennace of roads and bridges and purchasing of new road machinery and trucks, under jurisdiction of supervisor and sub-supervisors \$ 85,000.00

Total \$ 85,000.00

ITEM J. INTEREST, ETC.:

Interest on county indebtedness \$ 1.00

Total \$ 1.00

ITEM K. PUBLIC WELFARE:

To pay Abbeville County Department of Public Welfare for use as an emergency fund payable on the order of the County Board of Public Welfare\$ 1,200.00

Provided, that no payment shall exceed the sum of \$25.00 to any one family or person.

Abbeville County Department of Public Welfare for use as Physician's Fee Fund, payable on order of the County Board of Public Welfare 600.00

Provided, that no physician's fee shall be expended except to call on persons on the relief roll of Abbeville County who are unable to attend the clinics provided by Abbeville County Health Department.

Abbeville County Department of Public Welfare—for office supplies 100.00

Abbeville County Department of Public Welfare, for one additional clerical worker, payable \$150.00 per month 1,800.00

Public Welfare members (3), payable \$10.00 per month 360.00

Abbeville County Department of Public Welfare, for one clerical worker to be used in the Food Stamp Program, payable \$132.69 every two weeks 3,450.00

Abbeville County Department of Public Welfare, 37½ per cent of one caseworker's salary, for Food Stamp Caseworker 1,766.00

Total\$ 9,276.00

ITEM L. MISCELLANEOUS\$ 1.00

Total\$ 1.00

GRAND TOTAL\$320,440.00

Less Estimated Revenue Other Than Taxes:

Road Tax\$ 1,200.00

Income Tax 63,000.00

Liquor Tax	33,000.00
Beer and Wine Tax	8,000.00
Gas Tax	85,000.00
Bank Tax	1,750.00
Insurance License Fees	22,000.00
Fines and Fees	38,000.00
Forestry	15,000.00
<hr/>	
Total	\$266,950.00

TOTAL TO BE RAISED BY TAXATION \$ 53,490.00

SECTION 2. The sub-supervisors shall have equal authority in county matters with the supervisor; *provided*, that the statement of affairs of the county shall be posted on the bulletin board in front of the courthouse and published in the newspapers as now provided by law; that unless the supervisor publishes the statement it shall be unlawful for the county treasurer to pay the salary of the supervisor; *provided*, further, that the county treasurer shall pay all county officers monthly instead of quarterly. *Provided*, further, that the supervisor is hereby authorized to expend not more than one-fourth of the appropriation during each quarter of the calendar year.

SECTION 3. The board shall annually prepare a budget and recommend to the county auditor the amount of tax levy necessary to defray the cost of such budget. The board shall not recommend any tax levy increase without submitting the question to the people at a referendum and obtaining the approval of the people prior to such a levy. Such referendum shall be ordered by the board of trustees, and notice thereof given by publication in all of the newspapers in the county at least once a week for three consecutive weeks prior thereto. The notice shall give the date of the referendum, the question to be voted upon, and any other information which would aid the voters to understand the question being presented to them. If the recommended levy is within the limits provided the county auditor shall levy and the treasurer collect the amount specified.

SECTION 4. The money appropriated above as a contingent fund is to be used and paid out at the direction of the county delegation.

SECTION 5. The various items herein appropriated for the purposes herein specified shall be used exclusively as provided for in this act, and any transfer of funds from one item to another is hereby

specifically prohibited, and any officer who violates this provision shall be deemed and considered guilty of malfeasance in office. *Provided*, that the transfer of any of the items may be made by the written consent of the Abbeville County Delegation, and upon such transfers being made, such sum shall be expended only for the purposes designated by such transfers.

SECTION 6. If there shall not be sufficient funds available for the full payment of the notes, if any have been executed by the county board to secure the loans for the fiscal year 1966-1967, ending June 30, 1967, then in that case the county governing board is authorized to renew such note or notes for any balance or balances which may be due and unpaid for such time as funds may become available for the payment of same.

SECTION 7. Any unexpended balance in any department, at the end of the fiscal year 1966-67, with all delinquent taxes, other than school taxes, which shall be collected in the fiscal year 1967-1968 shall be placed in the contingent fund. The legislative delegation shall direct that this fund be used for county purposes and if it is found that the tax levy can be reduced, the delegation shall instruct the auditor to reduce the same.

SECTION 8. The Abbeville County Legislative Delegation, or in lieu thereof the county governing board, may, at any time, order the discontinuance and storage of any motor car or other equipment owned or hereafter to be owned by Abbeville County.

SECTION 9. The county governing board is hereby authorized and empowered to secure the services of a public accountant to make an audit of the county books for the fiscal year 1967-1968.

SECTION 10. In the event the county needs legal advice of any sort, the Abbeville County Governing Board shall employ an attorney of its choice and shall pay for such legal advice from the contingent fund, or by annual appropriation.

SECTION 11. The salaries fixed herein for the clerk of court of common pleas and general sessions and register of mesne conveyances, sheriff, county treasurer, judge of probate and county auditor shall be in full compensation and all fees to be collected by law for items placed in their hands, on and after July 1, 1967, shall be turned over to the county treasurer as provided in Section 14-712 of the Code of Laws of South Carolina, 1962; *provided*, that should any officer

fail to comply with the above stated acts, the county governing body shall withhold payment of salary of said officer until such is done.

SECTION 12. The Abbeville County Delegation may add new items in Item L. Miscellaneous, and transfer from the contingent fund, for the payment thereof.

SECTION 13. The supervisor and the sub-supervisor are hereby prohibited from entering into a contract for the county whereby any legal counsel is employed to prosecute or defend any suit in the State, county, or any official thereof, or agree to pay any legal fees to counsel whether authorized by the courts or not, without having first obtained the written consent of the Abbeville County Legislative Delegation.

SECTION 14. All authorizations for transfers for the 1966-67 Appropriations Act of Abbeville County to all departments of county government are hereby ratified, confirmed and validated.

SECTION 15. The county governing board of Abbeville County is hereby authorized and directed to borrow the sum of seventy-five thousand dollars, if so much be necessary, to be credited to the general county fund, and used for general county expenses in the event that the sums herein appropriated should be insufficient to meet the needs of the county for the period covered by this act.

SECTION 16. Such indebtedness, if created, shall be evidenced by a note and such note shall bear interest at the rate of not to exceed five per cent per annum; shall be payable one year from date, and shall be signed by the chairman and the members of the county governing board.

SECTION 17. The county treasurer is hereby authorized to credit the proceeds of the loan to the general county fund.

SECTION 18. The indebtedness evidence by the note provided for herein shall be repaid from the proceeds of the tax levy for the fiscal year 1967-1968.

SECTION 19. No long distance telephone calls shall be charged to the county except such as are necessary in performing a public duty in connection with the administration of the affairs of the county, and no claim for any such calls shall be approved or paid unless on a verified, itemized claim showing the name of the person making the call, the person to whom the call was made and the date and purpose thereof.

SECTION 20. All purchases for the officials of Abbeville County shall be by the county purchasing agent in keeping with Act of 1965, or Sections 14-731 and 14-732, Code of Laws of South Carolina, 1962.

SECTION 21. All gasoline used by the Sheriff's Department will be supplied from the tank at the Abbeville County Jail. At the time any gasoline is pumped from the tank and oil furnished, the same shall be signed for by the party getting the gasoline or oil at the fueling place. In case there should be an emergency on the road or on business out of the county, then the Sheriff's Department is permitted to purchase gasoline, oil, meals, lodging or any emergency items, to be reimbursed for such expenses upon furnishing an itemized statement.

SECTION 22. Any necessary expenses incurred by any county official pertaining entirely to county business will be reimbursed out of the contingent fund by furnishing the county governing board with a sworn statement of expenditures.

SECTION 23. All appropriations made herein and all unappropriated and unpledged surplus funds in the hands of the Treasurer of Abbeville County are subject to the right and authority of the county legislative delegation to alter, increase or deduct therefrom at any time, when, in their judgment, such alterations, increases or deductions are necessary for the best interest of the county and to conform with the revenue expected during the life of this act. All surplus funds resulting from unused appropriations and obvious surplus funds accruing to the general fund of the county shall be transferred to the contingent fund, and the contingent fund is to be used and paid out at the direction of the county legislative delegation or in lieu thereof the county governing board as set forth hereinabove and for the purpose of further development of the general welfare of the citizens of Abbeville County.

SECTION 24. The records pertaining to the business of Abbeville County shall be open to inspection by any member of the county legislative delegation or to any citizen of Abbeville County.

SECTION 25. Each agency or department of the county shall keep an up-to-date stock record of all properties or goods purchased with appropriated funds, a copy of which shall be filed with the clerk of court and the county governing board at the end of each fiscal year.

SECTION 26. Each agency or department of the county receiving appropriated funds shall, at the end of each fiscal year, file with the

clerk of court and the county governing board an accounting as to the use of such funds. This accounting shall be available for examination or inspection by the citizens of Abbeville County.

SECTION 27. Notwithstanding any other provision of law, the offices located in the Abbeville County Courthouse may close at 12:00 noon on Wednesdays and Saturdays, except when the circuit court is in session, or when the board of registration is conducting registration of electors.

SECTION 28. This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R682, H1685)

No. 639

An Act To Correct The Census Of 1960 For Aiken And Edgefield Counties.

Whereas, confusion arose over the boundary line between Edgefield and Aiken Counties, which resulted in a petition to the Court of Common Pleas of Edgefield County, the Honorable T. B. Grenaker presiding, to establish the true boundary line between the counties; and

Whereas, the court ordered that Edgefield County and Aiken County each submit to the court the name of a surveyor whom the county would desire to have represent it in surveying and establishing the boundary line between Edgefield and Aiken Counties; and

Whereas, a survey was made as a result of which a new line was established indicating that in the census of 1960 a portion of the residents of Edgefield County had been erroneously counted as residents of Aiken County; and

Whereas, a new census was taken of the inhabitants of the area involved by a board which consisted of the Manager of the Reassessment Program for Edgefield County, the County Manager and the County Auditor of Edgefield County; and

Whereas, the new census indicated that 1,038 persons were inadvertently added to Aiken County in 1960, which 1,038 persons should have been included in the 1960 census for Edgefield County. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Official census for Aiken and Edgefield Counties changed.—The official United States census of Aiken and Edgefield Counties is hereby changed and will stand for all purposes involving the State or any political subdivision thereof, including the distribution of public monies to the counties or municipalities, until the next official United States Census of 1970.

SECTION 2. Population figures for Aiken and Edgefield Counties changed.—The population of Aiken County is hereby changed from 81,038 to 80,000, and the population of Edgefield County is hereby changed from 15,735 to 16,773. These population figures, as changed, shall stand as the official census of these two counties for the purposes prescribed by this act until altered by the next official United States Census of 1970.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R614, H1899)

No. 640

An Act To Provide For The Levy Of Taxes For Ordinary County Purposes In Aiken County For The Fiscal Year Beginning July 1, 1967, And To Provide For The Expenditure Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. There shall be levied a tax upon all the taxable property of Aiken County for ordinary and special county purposes for the fiscal year beginning July 1, 1967, and ending June 30, 1968, sufficient to meet the amounts hereinafter appropriated, after deducting therefrom the estimated revenue accruing from sources other than the ordinary county taxes.

Item 1. Roads and bridges, including county shop, miscellaneous, office supplies and machinery \$150,000.00
Salaries:
Supervisor 9,200.00
County Engineer (Degree in engineering required) 7,500.00

Travel Expense of Supervisor	2,400.00
Three Commissioners @ \$2,700.00 each	8,100.00
Three Commissioners, Expenses \$1,500.00 each	4,500.00
Chief Clerk, base pay	4,294.50
Clerk, base pay	3,932.25
Superintendent of County Farm, base pay	3,788.40
One Machinist, base pay	4,446.75
Two Machinists (Assistant) @ \$4,047.75 each, base pay	8,095.50
Three Road Foremen @ \$3,788.40, base pay ..	11,365.20
Three Guards @ \$3,788.40, base pay	11,365.20
Two Tournapull Operators @ \$3,788.40, base pay	7,576.80
Six Road Patrols @ \$3,570.00	21,420.00
County Building Custodian	5,208.00
Total, Item 1	\$263,192.60

Provided, that services of all equipment operators, when such machinery is under repairs, shall be used in other work at the direction of the supervisor. *Provided*, further, that the appropriation herein provided under Item 1, or so much thereof as may be necessary after payment of salaries listed therein, shall be expended for the upkeep and maintenance of the roads and bridges of the county, convict camps, convicts, operation of the county farm, roadworking organizations and payment of all employees who may be engaged for such purposes. *Provided*, further, that the supervisor shall have exclusive charge of the county farms and shall keep a record of the cost of operation thereof and all rents derived therefrom, and he shall have exclusive charge of the county convicts while they are confined in the county centralized camp and while they are engaged in work on the farms and roads. The supervisor shall also have exclusive charge and supervision over the personnel necessary to be employed in the operation of the farm, management of the convict camp and maintenance of

county roads, with the right to hire and discharge any such employee. The employment of all guards of prisoners shall be with the approval of the county supervisor, and such guards shall be subject to his authority and control. All monies received from rents and sale of commodities shall be turned over to the treasurer of the county monthly.

Provided, further, the commissioners shall continuously inspect the county roads in their respective districts and shall make requisition to the supervisor for the necessary maintenance thereof. They shall supervise all county road work in their respective districts. Each commissioner shall keep a daily record of roads worked, showing the location thereof, in their respective districts. And, on Monday of each week, the commissioners shall file their report with the clerk of the county board, which reports shall be kept in the office of the board for inspection by the supervisor and the Legislative Delegation of Aiken County.

Provided, further, that the funds hereby appropriated and the county equipment may be distributed by the supervisor as needed, regardless of districts.

Provided, further, the supervisor shall furnish labor necessary for maintenance and upkeep of all county buildings. The county building custodian shall be employed by and work under the supervision of the supervisor and shall be responsible for the cleanliness of all public offices and buildings and for such other duties as may be assigned to him by the supervisor.

Provided, further, the commissioners and supervisor shall furnish a copy of all warrants and vouchers when issued to the Treasurer's office.

Item 2.	Clerk of Court, salary	\$ 7,500.00
	Chief Clerk, base pay	4,294.50
	Clerk, base pay	3,932.25

Assistant Clerk, base pay	3,543.75
Five Clerk Aids @ \$3,423.00, base pay	17,115.00
Supplies	14,000.00
One Clerk Aid, Non-support	3,423.00

Total, Item 2 \$ 53,808.50

Provided, the Clerk Aid, Non-support, will be transferred to the office of the Judge of the Juvenile and Domestic Relations Court when that office assumes the collection of non-support payments.

Item 3. Tax Collector:

Salary	\$ 6,800.00
Chief Clerk, base pay	4,294.50
Assistant Clerk, base pay	3,543.75
Property Record Clerk, base pay	1,449.00
Expenses of office, including gas, oil, books, etc.	2,000.00

Total, Item 3 \$ 18,087.25

Provided, that total appropriations for this item shall be paid from the collections made by the Tax Collector, and any surplus existing thereafter shall be deposited to the credit of the General County Fund and the School Fund in the same proportion as the millage levied that fiscal year for each fund.

Item 4. County Treasurer:

Salary	\$ 2,694.00
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Provided, that total salary appropriations from State and local funds shall be the sum of \$7,500.00.

Chief Clerk, base pay	4,294.50
Assistant Clerk, base pay	3,543.75
Clerk Aid, base pay	3,423.00
Extra Clerical Help	3,500.00
Supplies and Miscellaneous	1,500.00
County Treasurer, travel	250.00
Mailing out tax notices, if so much be necessary	3,500.00

Total, Item 4 \$ 22,705.25

Provided, that the Treasurer of Aiken County is authorized to make such arrangements as he sees fit with the S. P. C. A. with reference to dog tax; and he may accept such proof as he sees fit in lieu of certificates of inoculation. *Provided*, further, that on or before the tenth day of each calendar month the Treasurer of Aiken County shall furnish to each member of the legislative delegation and to the supervisor a statement showing receipts and disbursements of all State, county and school funds for the preceding month, together with a statement showing the purposes for which cash balances are held, and showing the balance of funds on hand for ordinary county purposes. *Provided*, further, that notices be sent out to each taxpayer prior to October 1, 1967.

Item 5. County Auditor:

Salary\$ 2,694.00

Provided, that total salary appropriations from State and local funds shall be the sum of \$7,500.00.

Chief Clerk and Deputy Auditor, base pay 4,294.50

Assistant Clerk, base pay 3,543.75

Three Clerk Aids @ \$3,423.00, base pay 10,269.00

Provided, that these positions shall exist during the pleasure of a majority of the legislative delegation, including the Senators.

Miscellaneous supplies and servicing machines . . 2,500.00

Auditor, travel 250.00

IBM Service for personal property 4,000.00

Postage, printing, mailing personal property returns 3,500.00

Total, Item 5\$ 31,051.25

Item 6. Adult Education:

Adult School Work\$ 7,000.00

Special Services 1,000.00

Total, Item 6\$ 8,000.00

Provided, that any balance of the adult school fund unused at the expiration of the fiscal year shall be carried forward and expended on order of the Supervisor of Adult Education.

Item 7. Aiken County Tax Assessor:

Assessor's salary	\$ 12,000.00
Two Appraisal Assistants, base pay @ \$5,200.00 each	10,400.00
One Draftsman—Secretary, base pay	4,090.00
Assessor's expenses	1,200.00
Two Appraisal assistants, expenses @ \$1,200.00 each	2,400.00
IBM service	8,000.00
Office supplies, telephone, postage, and miscellaneous	2,920.00
Appraiser's schools	400.00
Rent	2,400.00
Board of Assessment Control	3,240.00
Board of Tax Review	3,240.00

Total, Item 7

\$ 50,290.00

Provided, members of the Board of Assessment Control and Board of Tax Review shall receive per diem expenses of \$20.00 each, plus ten cents per mile to and from meetings.

Item 8. Sheriff's Salary	\$ 9,200.00
Expenses, Sheriff	2,400.00
Chief Deputy	7,056.00
20 Deputy Sheriffs @ \$5,208.00; base pay	104,160.00
Telephone expenses—Chief Deputy, Identification Officer, Plainclothes Deputy and 20 Deputy Sheriffs, \$60.00 each	1,380.00
Supplies, Identification and Record Division ..	1,500.00
Identification and Record Bureau Officer, base pay	5,208.00
Plainclothes Deputy, base pay	5,208.00
Car maintenance, gasoline and oil of Deputy Sheriffs, if so much be needed	8,000.00

Provided, that all cars now owned by Aiken County be used only for official county or State business.

Uniform allowance, 23 Deputies 4,600.00

Provided, Uniform allowances shall be paid as follows:

\$100.00 each, the first of April,

\$100.00 each, the first of September.

Provided, that the Sheriff shall provide a Deputy Sheriff to serve as Bailiff for the Domestic and Juvenile Relations Court as required by the Judge of such court.

Provided, further, that any property owned by Aiken County for the use of personnel of the Sheriff's Office shall be issued to such personnel only upon memorandum receipt for same, specifying the date, individual receiving it, nature of the property being issued, including serial numbers, if any; and in the event such personnel, having been issued county property, should leave the service of the county for any reason whatsoever, such personnel shall not receive his final pay check until all county property issued such personnel shall have been turned in and receipt therefor issued.

Provided, further, that in the expenditure of this appropriation, the county commissioners and supervisor shall be responsible for the expenditures thereof and provide gasoline and maintenance of the automobiles.

Provided, further, that such county-owned motor vehicles shall be insured in such manner as to make the county blameless in the event of accident to such vehicle or other innocent person or persons.

Provided, further, no deputy sheriff shall accept employment for policing night clubs, dance halls or honky-tonks.

Clerk of Sheriff, base pay 4,294.50

Assistant Clerk, base pay 3,543.75

Expenses—going after prisoners 1,400.00

Radio Services, at \$8.43, per unit per month, including parts 2,326.68

Supplies & Office Equipment	3,500.00
Expense Account, Information	500.00
Car expenses, Deputy Sheriffs', Graniteville— five @ \$102.50 per month	6,150.00
Eight School Patrol Ladies, \$75.00 per month each, for 9 months	5,400.00
Expenses—police dogs	240.00
Lease for 4 Patrol Cars for twelve months @ \$117.50 each, per month	5,640.00
Lease for 6 Patrol Cars for six months @ \$117- .50 each, per month	4,230.00
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Total, Item 8	\$185,936.93
<i>Provided, the Sheriff's Department shall issue pre-numbered receipts for all funds received and shall reconcile deposits of funds with the re- ceipts above mentioned.</i>	
Item 9. Coroner:	
Salary	\$ 3,700.00
Telephone and Supplies	200.00
Expenses of Coroner	820.00
Stenographic services for inquests, if so much be needed	1,000.00
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Total, Item 9	\$ 5,720.00
Item 10. County Service Officer:	
Salary	\$ 6,600.00
Clerk, salary, base pay	3,423.00
Travel expenses	1,000.00
Postage, stationery, equipment	500.00
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Total, Item 10	\$ 11,523.00
Item 11. Probate Judge:	
Salary	\$ 7,200.00
Chief Clerk, base pay	4,294.50
Clerk Aid, base pay	3,423.00
Clerk Aid, base pay	3,423.00
Supplies and new equipment, if so much be necessary	3,000.00
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Total, Item 11	\$ 21,340.50

Provided, prenumbered receipts shall be issued for all monies received by the Probate Judge's Office.

Item 12. Aiken County Commission for Higher Education \$ 14,882.00

Total, Item 12 \$ 14,882.00

Item 13. Civil Defense Program, if so much be necessary \$ 8,315.00

Provided, that as soon as practicable after July 1st, the Aiken County Director of Civil Defense shall prepare and submit for the approval of a majority of the Aiken County Legislative Delegation, including the Senators, a budget for the expenditure of the above amount and such federal matching funds as are available, and no expenditure shall be made under this item except in accordance with such approved budget.

Total, Item 13 \$ 8,315.00

Item 14. Magistrates and Constables:

Magistrates:

Aiken (District No. 1)	\$ 5,190.00
Expenses (Magistrate, District No. 1)	600.00
Windsor (District No. 3)	1,055.00
Salley (District No. 4)	1,415.00
Wagner (District No. 5)	1,415.00
Wards (District No. 6)	845.00
Oak Grove (District No. 7)	845.00
Langley (Districts Nos. 10 and 17)	3,370.00
Expenses (Districts Nos. 10 and 17)	600.00
Graniteville (Districts Nos. 8, 9 and 15)	3,370.00
Expenses (Districts Nos. 8, 9 and 15)	600.00
North Augusta (District No. 11)	2,215.00
Expenses (District No. 11)	600.00
Beech Island (District No. 12)	2,215.00
Talatha (District No. 13)	2,215.00
Jackson (District No. 14)	2,215.00
Clearwater (District No. 16)	2,215.00
Expenses (District No. 16)	600.00
Supplies for Magistrates	1,000.00

Constables:

Aiken (District No. 1)	3,520.00
Expenses (District No. 1)	600.00
Windsor (District No. 3)	775.00
Salley (District No. 4)	775.00
Wagener (District No. 5)	1,055.00
Wards (District No. 6)	400.00
Oak Grove (District No. 7)	1,280.00
Graniteville (Districts Nos. 8, 9 and 15)	3,370.00
Expenses (Districts Nos. 8, 9 and 15)	600.00
Langley (Districts Nos. 10 and 17)	3,370.00
Expenses (Districts Nos. 10 and 17)	600.00
North Augusta (District No. 11)	1,965.00
Expenses (District No. 11)	600.00
Beech Island (District No. 12)	915.00
Talatha (District No. 13)	915.00
Jackson (District No. 14)	915.00
Clearwater (District No. 16)	2,170.00
Expenses (District No. 16)	600.00

Provided, that the Magistrate's Constable in the Belvedere-Clearwater District shall also serve as policeman for the community of Clearwater. *Provided*, further, that the Magistrate's Constable at Oak Grove (District No. 7) shall also serve as policeman for Oak Grove-Monetta area. *Provided*, further, that all Magistrates are directed to serve all of their claim and delivery and attachment proceedings and bad check warrants through and by their respective constables, this provision, however, not to affect the validity of any such process otherwise served.

Total, Item 14	\$ 57,005.00
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Item 15. Legislative Delegation:

Secretary, Salary	\$ 2,646.00
Office Rent	1,200.00
Telephone, office supplies and other expenses, if so much be necessary	1,800.00

Total, Item 15	\$ 5,646.00
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Item 16. Cooperative Extension Program :

County Agent, Salary Supplement	\$ 1,000.00
Two (2) Associate County Agents, Salary Supplements (1 at \$420.00 and 1 at \$360.00)	780.00
Assistant County Agent, Salary Supplement ...	600.00
Home Agent, Salary Supplement	480.00
Associate Home Agent, Salary Supplement	360.00
Assistant Home Agent, Salary Supplement	360.00
Stenographer for County Agent, Part Salary ...	645.00
Stenographer for Home Agent, Part Salary ...	585.00
County Agent, Demonstration Supplies	250.00
Home Agent, Demonstration Supplies	250.00
Home Agent, Office Telephone	250.00
4-H Club Work, Boys' and Girls'	600.00
Tape Recorder	385.00

Total, Item 16

\$ 6,545.00

Item 17. Department of Public Welfare :

Chairman of Board	\$ 840.00
Four Board Members (@ \$735.00 each)	2,940.00
Emergency drugs for indigent patients	3,500.00
Emergency Relief	2,500.00
Child Welfare Mileage	3,500.00

Total, Item 17

\$ 13,280.00

Provided, all drugs shall be purchased from the
Aiken County Hospital Pharmacy.

Item 18. Mental Health :

Operation of Mental Health Center	\$ 28,771.00
Expenses, Mental Health Commission	1,000.00

Total, Item 18

\$ 29,771.00

Item 19. County Health Department :

Lump sum appropriation	\$ 77,500.00
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Total, Item 19

\$ 77,500.00

Provided, that a final budget of combined county,
State and Federal funds will be completed as
soon after the first of July as possible, and a
detailed itemization will then be submitted to

the delegation and approved before any of the funds are spent.

Item 20. Aiken County Hospital:

All expenses\$168,000.00

Total, Item 20\$168,000.00

Item 21. Post Mortems, Inquests and Lunacies:

All expenses\$ 2,000.00

Total, Item 21\$ 2,000.00

Item 22. Burial of Paupers\$ 800.00

Provided, that contributions for such burial shall be limited to \$25.00 for children and \$50.00 for adults, and that such disbursements shall be made by the supervisor only after written certifications that such persons are paupers have been filed in the office of the county Board, such certifications to be made by the Public Welfare Department or by affidavit made by the undertaker interring such deceased.

Total, Item 22\$ 800.00

Item 23. Juvenile and Domestic Relations Court and Master in Equity:

Judge, Salary\$ 14,625.00

Chief Clerk, Master & Clerk of Juvenile and Domestic Relations Court, base pay 4,725.00

Probation Officer, salary 5,250.00

Probation officer, travel 1,200.00

Court Reporter 4,090.00

Revolving Fund 400.00

Supplies and office expenses 1,600.00

Library allowance 100.00

Total, Item 23\$ 31,990.00

Item 24. Public Buildings:

Water, fuel, lights and insurance and maintenance\$ 26,000.00

Total, Item 24\$ 26,000.00

Item 25. Planning and Development Commission :

Director of Research, Salary	\$ 8,100.00
Travel expense of Director of Research	1,800.00
Office Rent	1,200.00
Telephone	900.00
Equipment and furniture	200.00
Office supplies, P. O. Box Rent, Magazine Subscriptions and SCIDA dues	700.00
Contingent Fund, to be disbursed to Commission and expended by it for other miscellaneous expense and purposes	1,000.00
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Total, Item 25	\$ 13,900.00

Item 26. Jurors and Witnesses :

All expenses, if so much be necessary	\$ 35,000.00
<i>Provided</i> , that witnesses for the State in criminal cases shall be paid at the rate of \$3.00 per day and five cents per mile travel; <i>provided</i> , further, that any variation from this amount for out-of-State and expert testimony shall be only upon written approval of the Circuit Solicitor; and <i>provided</i> , further, that jurors in criminal cases in Magistrate Courts which are impanelled and actually sworn shall be paid \$3.00 each upon certification of the trial magistrate to the County Supervisor.	
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Total, Item 26	\$ 35,000.00

Item 27. County Jail :

Three Jailers @ \$5,208.00 base pay	\$ 15,624.00
Uniform allowances, jailers	600.00
<i>Provided</i> , uniform allowances shall be paid as follows: \$100.00 each the first of April, \$100.00 each the first of September.	
<i>Provided</i> , that the jailers shall be appointed by the sheriff and they shall be commissioned as deputy sheriffs. The sheriff shall see to it that one of the jailers shall be at the jail at all times.	
Jail expenses, including dieting of prisoners ...	10,500.00

Provided, that this fund of \$10,500.00 or so much thereof as may be necessary, is to be expended by the sheriff with the approval of the supervisor in paying the actual expenses incurred in maintaining the jail and in dieting prisoners, and such expenses shall be paid by the Treasurer of Aiken County upon claims approved by the county commissioners and the supervisor. The sheriff, in operating and maintaining the jail, may employ such cook and other help as he deems necessary and he is authorized and empowered to use the services of persons serving sentence imposed by the courts. The prisoners in the county jail shall be under the jurisdiction of the sheriff and the use of their services and other conditions as to their confinement shall be as directed by him. The commissioners and supervisors, when practicable, shall provide crops and meats grown and raised on the county farm in dieting and feeding the prisoners.

Total, Item 27	\$ 26,724.00
Item 28. Court Stenographer for Second Judicial Circuit \$	300.00
Library and stenographer, Circuit Judge	1,200.00
Extra clerical help as needed—Magistrate, District No. 1, base pay	2,545.50
Salary, County Attorney	1,920.00
County Audit, to be expended by a majority of the Aiken County Legislative Delegation, including the Senators	4,500.00
<i>Provided</i> , that the person employed for the County Audit shall be so employed for the fiscal year commencing July 1, 1967, and ending June 30, 1968, and so far as is practicable he shall maintain a current audit.	
Aiken County Library	65,500.00
<i>Provided</i> , that this appropriation shall be deemed to be tentative, and that the final appropriation for the Aiken County Library and all expenditures therefrom, shall be in accordance with a	

budget prepared by the Aiken County Library Board after taking into account the availability of all funds from all sources, including Federal, State, Aiken County, Bamberg County, Edgefield County and Barnwell County; and *provided*, further, that such budget must be first approved by a majority of the Aiken County Legislative Delegation, including the Senators.

Vital Statistics	500.00
Premium on Officers' Bonds	1,250.00
Aiken Soil Conservation District:	
Promotional work and part-time secretarial help	2,000.00
County Employees' Retirement Fund	42,000.00
Expenses, Solicitor, including telephone at court-house	1,000.00
Salary and expenses, Assistant Solicitor, to be disbursed on authority of Solicitor	5,000.00
Stenographer, Solicitor	1,260.00
Court Crier and other attaches, \$14.00 per day for actual services during court sessions.	
Assistant Clerk of Court, \$18.00 per day for actual work. <i>Provided</i> , that compensation for Court Crier and Assistant Clerk of Court and other court attaches shall be paid out of appropriation for jurors and witnesses.	
Assistant Rabies Control Officer, salary, base pay	5,208.00
Telephone for Rabies Officer	60.00
Uniforms, Rabies Control	200.00
Expenses—truck, gas, etc., Rabies Control	1,000.00
South Carolina Industrial Commission Insurance, if so much be necessary	3,858.43
Expenses, County Forester	876.00
Supplement, County Forest Wardens, four @ \$60.00 per month	2,880.00
Supplement, County Forest Tractor, Operators, two @ \$50.00 per month	1,200.00
Supplement, County Forest Ranger, one @ \$30.00 per month	360.00
Expenses, Circuit Probation Officers, two @ \$50.00 per month	1,200.00

Telephone, Resident S.L.E.D. Officer	120.00
Aid to Civil Air Patrol	350.00
Telephone, Patrolmen, Highway Department...	780.00
Sinking Fund Commission	3,214.18
Social Security	26,000.00
Insurance, Police cars	2,201.86
Board of Registration, if so much be necessary .	5,265.00
Aid to Warrenville Armory	1,200.00
Aiken County Air and Water Pollution Com- mission	800.00
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Total, Item 28	\$185,748.97
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GRAND TOTAL\$1,374,762.25

Provided, that beginning July 1, 1967, the amounts hereinbefore designated as base pay shall be increased as follows:

Any full-time employee of Aiken County, not to include magistrates, constables, elected officials or any employee whose base pay exceeds \$5,300.00, who is entitled to receive as compensation for services rendered as salary designated hereinbefore as base pay, shall receive as additional compensation an amount equal to two per cent of the base pay for each year of full-time service as an employee of Aiken County up to three such years of service, and one per cent of the base pay for each additional year up to a maximum of fourteen such years of service, the maximum additional compensation to be seventeen per cent for fourteen or more such years of service. Such years of service will be determined as of July 1, 1967, and shall not be changed during the fiscal year.

Provided, further, that in computing length of service for those employees of Aiken County engaged in law enforcement, any and all prior service in law enforcement performed in Aiken County by such persons in the course of employment by the State of South Carolina, or any

political subdivision thereof, shall be considered as prior service performed while an employee of Aiken County.

Provided, further, that in computing length of service hereunder, any employee of Aiken County who shall have been an employee of Aiken County at any time during the period from January 1, 1937, through December 31, 1948, and while Aiken County department heads were on a fee basis rather than a salary basis, shall be entitled to credit for service performed during such period, upon the filing with the supervisor and county commissioners of a written, signed statement setting forth in such detail as shall be required by the supervisor and county commissioners, the dates and places of such employment, together with the general nature of duties performed.

Provided, further, that a majority of the Aiken County Legislative Delegation, including the Senators may make changes or alterations in the terms of this act whenever in their judgment circumstances so justify; and

Provided, further, that a majority of the Aiken County Legislative Delegation, including the Senators and a majority of the Board of County Commissioners may together by written authorization direct the transfer of any general fund monies in excess of the appropriations hereinbefore made from the General Fund of Aiken County for application to unforeseen emergency situations which might arise in connection with the conduct of the affairs of Aiken County.

Provided, further, all such written authorizations, whether heretofore or hereafter made, are hereby ratified, but such shall not be valid until a copy of same be filed with the clerk of court.

Provided, further, no alterations of the act shall be made by anyone during the year 1967-1968 not herein expressly provided for, and any ex-

penditures in excess of amounts herein provided, if made without the prior written approval of a majority of the Aiken County Legislative Delegation, including the Senators, shall be the personal responsibility of the department head concerned, and shall *ipso facto* constitute sufficient cause for the removal from office, with forfeiture of pay, of such department head.

Provided, further, that all department heads shall comply with the requisition system which has been instituted by the County Board in connection with the purchase of supplies and equipment and no such purchase made without compliance herewith shall be paid for by the County Board.

Provided, further, that if any position now filled by a female county employee shall be vacated, such position shall be filled by one of the clerk aids from the Auditor's office, provided there is an application from one of them and if she is otherwise qualified.

Less Estimated Revenue other than Taxes:

Delinquent Taxes from Tax Collector	\$ 55,000.00
Fines, Licenses, Fees and Miscellaneous	185,000.00
Gasoline Tax	245,000.00
Insurance License Fees	75,000.00
Alcoholic Liquor Tax	115,000.00
Beer and Wine Tax	25,000.00
Income Tax	175,000.00

Total Revenue Other Than Taxes\$875,000.00

SECTION 2. This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R392, H1691)

No. 641**An Act To Make An Appropriation For Allendale County To Repay Certain Indebtedness.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. There is hereby appropriated from the General Fund of Allendale County the sum of twenty thousand dollars, or so much as may be necessary, to be used to pay off the county's indebtedness to the Carolina Commercial Bank of Allendale.

The specific purpose for which these funds are required is to complete payment for certain paving done in and around the Thomas & Howard plant in Allendale County on which there remains due a balance of \$17,743.86, plus interest, the same being an obligation previously authorized by the county legislative delegation.

SECTION 2. This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R753, H2002)

No. 642**An Act To Authorize The Governing Body Of Allendale County To Issue And Sell Not Exceeding Two Hundred Thousand Dollars Of General Obligation Bonds Of Allendale County; To Prescribe Conditions For Sale And Use Of Proceeds And Make Provision For Payment Of The Bonds.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that the Governing Body of Allendale County has determined that an additional office building is needed for Allendale County to house county agricultural services and other necessary agencies of the county at a cost not to exceed two hundred thousand dollars.

SECTION 2. Allendale County authorized to issue bonds.—In order to provide the funds required for the projects authorized to be undertaken by this act, the governing body of Allendale County may issue general obligation bonds or notes of Allendale County in

the aggregate principal amount of not exceeding two hundred thousand dollars, or such lesser amount as shall be within the applicable debt limitation at the time or times of issuance.

The action to be taken by the governing body in effecting the issuance of the bonds or notes authorized by this act may be taken at special or regular meeting and may be in the form of a resolution which shall become effective immediately upon its adoption at the meeting at which it is presented.

SECTION 3. Maturity.—The bonds or notes authorized by this act may be issued as a single issue, or from time to time as several separate issues. They shall mature in such series or instalments as the governing body shall from time to time determine, except that the first maturing bonds or notes shall mature within one year of the date of issuance and the last maturing bonds shall mature within twenty years of the date of issuance.

SECTION 4. Prior redemption.—The bonds or notes may contain a provision permitting their redemption prior to their stated maturity at such rate of premium as may be prescribed by the governing body. They shall bear such rates of interest as the governing body shall negotiate, payable semi-annually. They shall bear such date and be payable at such places as the governing body shall determine. If bonds are issued, the bonds may be issued with the privilege to the holder of having them registered as to principal on the books of the County Treasurer of Allendale County, and the principal thus made payable to the registered holder, unless the last registered transfer shall have been to bearer.

SECTION 5. Execution.—If bonds are issued, the bonds shall be executed, and the coupons authenticated, in such manner as the governing body shall by resolution prescribe.

SECTION 6. Sale.—If bonds are issued pursuant to this act, they shall be sold at not less than par and accrued interest to the date of their delivery, at public sale, and at least ten days prior to any sale, notice, announcing the intention to receive bids for the sale of the bonds authorized by this act, shall be published in a newspaper of general circulation in the State of South Carolina.

SECTION 7. Use of proceeds.—The proceeds derived from the sale of the bonds or notes shall be deposited with the Treasurer of Allendale County in a special fund, separate and distinct from all

other funds, and shall be expended, upon the order or warrant of the governing body, to:

- (1) Defray the cost of the bonds or notes.
- (2) Apply any premium to the payment of the first instalment of principal.
- (3) Apply all accrued interest to the first instalment of interest; and
- (4) Use the remaining proceeds for the purposes specified in Section 1.

If any moneys shall remain after making the foregoing applications, the remainder shall be applied to the retirement of bonds or notes issued pursuant to this act. No purchaser or subsequent holder of any of the bonds or notes shall be responsible for the proper application of the proceeds to the purposes for which such bonds or notes are issued.

SECTION 8. Credit pledged.—For the payment of the principal and interest of all bonds or notes issued pursuant to this act, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of Allendale County shall be irrevocably pledged, and there shall be levied annually by the Auditor of Allendale County, and collected by the Treasurer of the County, in the same manner as county taxes are levied and collected, a tax without limit on all taxable property in Allendale County.

SECTION 9. Tax exempt.—The principal and interest of all bonds or notes issued pursuant to this act shall have the tax-exempt status prescribed by Section 65-4.1, Code of Laws of South Carolina, 1962.

SECTION 10. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of July, 1967.

An Act To Provide For The Levy Of Taxes For Allendale County For School And County Purposes For The Fiscal Year Beginning July 1, 1967, And Ending June 30, 1968; To Provide For The Expenditure Thereof; And To Provide For The Amount

**Of Fees And Expenses To Be Allowed For County Offices And
To Increase The Annual Tax Levy Of The Town Of Allendale.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The County Auditor of Allendale County is hereby directed to levy a tax upon all the taxable property of Allendale County for the fiscal year 1967-1968 in a sufficient number of mills to provide for the payment of the items and expenditures hereinafter set forth.

SECTION 2. The following amounts are hereby appropriated for the fiscal year 1967-1968:

(A) Roads and Bridges:

(1) Chain gang and maintenance of road work, salary of guard, material, lumber, and all ex- penses, repairs of roads and bridges	\$ 24,000.00
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	24,000.00

(B) Salaries:

(1) Clerk of Court	1,800.00
Expenses, in full for the year	300.00
Clerical Help	500.00
(2) Sheriff	6,200.00
Expenses—including all maintenance and opera- tion expenses for office and automobiles, in full for the year	1,800.00
Deputy Sheriff No. 1	4,000.00
Expenses—including all maintenance and opera- tion expenses for office and automobiles, in full for the year	1,800.00
Deputy Sheriff No. 2	4,000.00
Expenses, in full for the year	1,800.00
Police Radio Operator	800.00

Provided, that the Deputy Sheriffs shall be ap-
pointed by the Sheriff and shall serve at the
pleasure of the Sheriff. *Provided*, further, that
the salary and other compensation herein fixed
for the Sheriff's office is intended for and shall be
in lieu of all fees to which he is entitled under
the law from the county for any and all services
performed by him of whatever nature or kind. In

the event he travels out of the county by way of train, plane or bus, he shall be allowed actual train, plane or bus fare, and actual cost of meals and lodging.

(3) Treasurer	2,000.00
Expenses	300.00
(4) Auditor	1,800.00
Expenses	300.00
(5) Judge of Probate	1,800.00
Expenses, in full for the year	300.00
Clerical Help	500.00

Provided, that the salary for the Judge of Probate is in lieu of all fees to which he is entitled under the law from the county.

(6) Superintendent of Education—Expenses, 1967-1968	1,325.00
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Provided, that the county board of directors is hereby directed to transfer in a lump sum the appropriation for the county superintendent's office to the county board of education fund. The purpose of this transfer is to put the county superintendent's salary and expenses on the school payroll rather than the county payroll.

(7) Attorney—retainer	630.00
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Provided, the county attorney shall advise the tax collector, when called on, in all matters pertaining to the collection of delinquent taxes.

(8) Coroner	735.00
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Provided, that the salary herein provided for coroner shall be in lieu of all fees to which he is entitled from the county for any service whatsoever.

(9) Tax Collector	3,750.00
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Provided, the tax collector shall charge and retain a fee of one dollar on each delinquent tax execution.

(10) Courthouse Stenographer, salary	3,500.00
(11) Janitor for Courthouse and Memorial Building	2,100.00

\$ 42,040.00

(C) County Health Department	\$ 4,710.00
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(D) Magistrates and Constables:

Magistrates:

Allendale and Bull Pond	2,000.00
Fairfax	2,000.00
Sycamore Township	900.00
Millett-Baldock-Appleton	1,200.00

Constables:

Allendale and Bull Pond Number 1	1,050.00
Fairfax Number 1	1,050.00
Sycamore Township	600.00
Millett-Baldock-Appleton	600.00

 9,400.00

Provided, that the salaries herein appropriated for magistrates and constables are in lieu of all fees payable by the county to which they, or either of them, be entitled; *provided*, further, that magistrates and constables shall give bonds in the sum of five hundred dollars conditioned upon the faithful performance of their duties.

(E) County Boards:

(1) Board of Equalization	300.00
(2) County Board of Directors, five at \$50.00 per month	3,000.00
Clerk to County Board of Directors—salary ..	4,200.00

Provided, that the person filling the above position shall be required to give a surety bond in the sum of one thousand dollars, premium on same to be paid by the county.

 7,500.00

(F) Jail:

(1) Expenses, dieting of prisoners and maintenance ..	10,000.00
(2) Jailor, salary	1,260.00
Expenses	400.00

 11,660.00

(G) Court Expenses:

(1) Jurors and witnesses and Sheriff's fee for notice ..	3,000.00
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 3,000.00

(H) Department of Public Welfare, if so much be necessary	1,200.00
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	1,200.00
(I) Public Buildings, including water, fuel, light and insurance, if so much be necessary	7,500.00
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	7,500.00
(J) Printing, Postage and Stationery, Telephone and Telegraph	7,000.00
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	7,000.00
(K) County Hospital, if so much be necessary	10,000.00
County Nursing Home	2,000.00
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	12,000.00
(L) Miscellaneous :	
(1) Vital Statistics	280.00
(2) Publishing Monthly Report	300.00
(3) Rent, Government Farm Office and Superintendent of Schools	1,380.00
(4) Premium on bonds, including constables	800.00
(5) Post Mortems, Inquests and Lunacies	900.00
(6) Regional Library	2,740.00
(7) Fairfax Library	475.00
(8) County Library	920.00
(9) 4-H Club Work	250.00
(10) Expenses, Home and County Demonstration Agent	400.00
(11) Clerk to County Agent, salary	756.00
(12) Clerk to Home Demonstration Agent, salary ..	756.00
(13) Part salary, Associate Home Demonstration Agent	378.00
(14) County Agent, Salary Supplement	630.00
(15) Assistant County Agent, salary supplement ...	315.00
(16) Attendance Teacher Scholarship Fund	100.00
(17) Retirement contribution, Social Security and Police Retirement Annuity	7,000.00
(18) Workmen's Compensation and Liability Insurance	800.00
(19) Service Officer, office expense	600.00

(20) Civil Defense	3,000.00
(21) Janitorial supplies	600.00
(22) Allendale County Development Board	3,000.00
(23) Allendale Soil and Water Conservation District	300.00
(24) University of South Carolina Extension	4,500.00
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	31,180.00
(M) National Guard, if so much be necessary	2,000.00
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	2,000.00
(N) Audit of county funds, including magistrates	2,500.00
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	2,500.00
(O) Contingent Fund	15,000.00
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	15,000.00

Provided, that all expenditures from the contingent fund shall be subject to the written approval of the legislative delegation.

GRAND TOTAL	\$180,690.00
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Less Estimated Revenue other than taxes:

Commutation Road Tax	\$ 1,500.00
Fines and Licenses	15,000.00
Income Tax	35,000.00
Gasoline Tax	66,000.00
Liquor Tax	16,000.00
Beer and Wines	4,000.00
Insurance, Bank and Miscellaneous	11,500.00
Cost of Tax Executions	1,500.00
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Total, Estimated Revenue	\$150,500.00
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AMOUNT TO BE RAISED BY TAXATION	\$ 30,190.00
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SECTION 3. The amount of commutation tax which shall hereafter be levied in Allendale County shall be the sum of two dollars per person subject to such tax. Persons actually in the armed service of the country shall, during such service, be exempt from payment of such road tax.

SECTION 4. The costs and expenses of the levy, advertising and sale of lands heretofore or hereafter purchased by the Forfeited Land Commission, under tax sale, shall be paid by the treasurer on warrants of the county board, approved by the county delegation, out of any funds available therefor; *provided*, that the proceeds of the sale of lands sold by the Forfeited Land Commission shall be chargeable with all such costs and expenses, and, if such claims are paid from funds not so realized, then all amounts paid from the general county fund shall be replaced from sales of land when made by the Forfeited Land Commission.

SECTION 5. The sums hereinabove appropriated shall be used only if so much be necessary as to each item hereinabove provided for; *provided*, that any unexpended balance of any appropriation for any particular item may be applied to any other item, or items, for which the amount appropriated is insufficient, or may be used for such other expenditures as shall be approved in writing by the legislative delegation.

SECTION 6. In anticipation of the collection of taxes herein provided for, the county board of directors and the treasurer, with the approval of the legislative delegation, are authorized and empowered to borrow on the credit of the county such sums as are necessary to carry out the provisions of this act, and to pledge current taxes in payment therefor. Such obligations shall be signed by the treasurer and the chairman of the county board of directors, attested by the clerk of such board.

SECTION 7. The sheriff is authorized to empower such trusty convict labor as he may deem desirable in the care and maintenance of the county jail and premises. The county board of directors is hereby authorized to repay all municipalities of the county for chain gang labor received through the courts of such municipalities by work of the county chain gang upon the streets and drainage of the municipalities. *Provided*, that such municipalities shall pay for the dieting of all prisoners while so engaged in work upon the streets or drainage of such municipalities, and shall be liable for any damage to persons or property caused by the use of such convict labor and machinery, and the county shall not in any way be responsible for such damage.

SECTION 8. Whenever it shall be necessary to meet the expenses of foreclosing of any real estate mortgage owned by or pledged with

the county, or to buy in such property on behalf of the county, the payment of such expense shall be made from the contingent fund, or other available funds, and the rents received from such property shall be carried to the general county fund, or restored to the contingent fund, in the discretion of the legislative delegation. Such property may be sold by the county board on the written approval of the legislative delegation, the proceeds of sale to be applied to such account or placed in such fund as the legislative delegation may direct, or as provided in Section 4 of this act.

SECTION 9. The legislative delegation is hereby granted full power and authority to appropriate such additional sums as in its discretion may be deemed necessary for any purpose not herein provided.

SECTION 10. The fee that may be charged by the Clerk of Court for Allendale County for the recording, filing, indexing, and/or registering of any mortgage or other instrument conveying a lien on crops growing or to be grown and/or personal property and made to any corporation organized under the Act of Congress, known as the Farm Credit Act of 1933, a Regional Agricultural Credit Corporation, a Federal Intermediate Credit Bank, or any other corporation which rediscounts notes or other obligations with or procures loans from a Federal Intermediate Credit Bank, the Reconstruction Finance Corporation, or the Government of the United States or any department, agency, instrumentality, or officer thereof, shall be one dollar; *provided*, that a copy or duplicate of such instruments be furnished to the recording officer. Allendale County is specifically excepted from the provisions of Sections 27-60, 27-61, 27-66, 60-2 and 60-303 of the Code of 1962; *provided*, further, that in addition to the fee hereinabove fixed for recording chattel mortgages, the Clerk of Court for Allendale County may charge an additional fee of twenty-five cents, when he is required to search the records before recording any such mortgage. *Provided*, further, that notwithstanding Section 27-52 of the Code of 1962, in Allendale County the clerk of court shall receive for recording deeds without dower a fee of two dollars; deeds with dower a fee of two dollars and twenty-five cents; chattel mortgages a fee of one dollar and fifty cents; and chattel mortgages with assignment a fee of two dollars.

SECTION 11. All supplies of every kind and nature needed by the county officers and employees of Allendale County shall be purchased

by the purchasing agent of the county. Supplies purchased in violation of the provisions of this act shall be the liability of the individual so purchasing, and shall not be the liability of the county.

SECTION 12. It shall be unlawful for the County Directors of Allendale County to issue any voucher for the salary of any officer herein provided for before the end of the month that such officer is entitled to receive such salary. All salaries are to be paid on a monthly basis.

SECTION 13. Before the county directors shall issue a voucher to any magistrate of Allendale County for his salary, such magistrate shall present his docket to the county board of directors, showing the disposition of all cases handled by him during each month, and also present to the county directors a receipt or receipts from the county treasurer for all fines imposed by the magistrate.

SECTION 14. The Forfeited Land Commission of Allendale County is hereby authorized, empowered and directed to rent all property owned and held by the Forfeited Land Commission of Allendale County and pay the proceeds of all rents so collected to the county treasurer in accordance with the provisions of law now existing, and no fees shall be charged for such services by the Forfeited Land Commission nor by the tax collector.

SECTION 15. The sums herein appropriated as compensation for the county board of directors shall be in lieu of any expense which they incur in inspection of the various county roads, which inspections shall be made semimonthly by the directors.

SECTION 16. Of the amount appropriated as salaries for municipal law enforcement officers and county law enforcement officers in Allendale County, the sum of five dollars per day for each such officer is hereby designated as subsistence for each day of active duty from July 1, 1967.

PART II

Permanent Provisions

SECTION 1. Notwithstanding any other provision of law the Town Council of the Town of Allendale may levy an annual tax of not exceeding sixty mills upon the assessed value of all taxable property within the corporate limits of the town for general purposes.

This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R45, H1189)

No. 644**An Act To Authorize The Board Of Trustees Of Anderson County School District No. 2 To Borrow Not Exceeding The Sum Of Fifty Thousand Dollars To Complete The Belton-Honea Path High School, And To Provide For The Payment Thereof.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Anderson County School District 2 may borrow money.—The Board of Trustees of Anderson County School District No. 2 is hereby authorized to borrow not exceeding the sum of fifty thousand dollars to complete the Belton-Honea Path High School. The amount so borrowed shall be evidenced by notes to be executed by the chairman of the board of trustees and the Treasurer of Anderson County and shall be payable within a period of five years at such rate of interest as may be mutually agreed upon between the board of trustees and the lender.

SECTION 2. Payment.—Authority is granted to pay each installment on the notes, with interest, as it becomes due from that portion of the general fund of the county accruing to School District No. 2; *provided*, however, that if sufficient funds from the general fund of the county however, that if sufficient funds from the general fund of the county accruing to School District No. 2 are not available for this purpose the county auditor shall levy and the county treasurer shall collect an annual tax upon all the taxable property of the school district sufficient to pay each installment with interest as it becomes due. The tax levy shall only be made when necessary to meet the purposes of this act, after which the tax shall no longer be levied.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of February, 1967.

(R254, H1587)

No. 645**An Act To Validate Certain Expenditures And Transfers Of Monies Made By Anderson County For County Purposes During The Fiscal Year 1966-1967.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Expenditures validated.—The following sums which have been expended or transferred by Anderson County for county purposes upon approval of the county legislative delegation, during the fiscal year 1966-1967, are hereby validated and declared to be legal in all respects:

Probate Judge	
Additional Employee	\$ 3,300.00
Probate Judge	
Desk, typewriter and paint office	624.88
Auditor	
Additional Employee	3,300.00
Anderson County Development Board	
In securing industrial plant	30,000.00
Sheriff	
Car expense	3,926.15
James Wallace	
Travel with bloodhounds	86.03
Department of Public Welfare	
Salary supplement	1,000.08
Home Demonstration Agent	
Secretary salary adjustment	233.78
Auditor	
Fieldman Expense Account	400.00
Sheriff	
Posted guards at Hospital for Feaster Brown	88.00
James Wallace	
Travel with bloodhounds	36.75
Marchant Leslie	
Additional work on Audit	120.00
Magistrate Prince	
Adding machine	96.82
Anderson County Architectural Firms	
Office space proposals	7,500.00
Gentile Electric Company	
Light fixtures for Tax Collector's Office	268.00
Donald Owen	
Work in connection with General Election	300.00
J. Calhoun Pruitt	
Services rendered in regard to Title Exam. and report on the Courthouse and Plaza lot	100.00

Commissioners of Election	
Expenses of the General Election	4,040.62
Gentile Electric Company	
Lights for the Probation Office	460.00
County Home	10,000.00
Public Offices	1,000.00
Public Buildings	20,000.00
Court Costs	25,000.00
Department of Public Welfare	
Emergency Foster Home Pay	1,000.00
Transfer	
From Contingent Fund to Post Mortems & Lunacy ..	1,500.00
Supervisor	
Salary adjustment for Stenographer	206.00
Vocational Rehabilitation	
Workshop	12,000.00
Four Rescue Squads	
\$250 for each to complete fiscal year	1,000.00
Health Department	
For furniture, files, etc.	2,500.00
Sheriff	
Transfer from Contingent Fund to Jail Expense	10,000.00
Pauper Burials	315.00
Tri-County Technical Education Center	
Transfer from Contingent Fund to Superintendent of Education	49,500.00
Transfers	89,500.00
Transfer	
From General Fund to Contingent Fund	100,000.00
Library Board	5,000.00
Dental Health Program	2,225.00
Civil Air Patrol	3,500.00
TOTAL	\$390,127.11

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of April, 1967.

(R327, S419)

No. 646

An Act To Authorize The Anderson County Board Of Commissioners To Deed Certain Real Estate To Anderson County Hospital Association.

Whereas, under the provisions of Act. No. 489 of the Acts and Joint Resolutions of the General Assembly of 1957, approved July 12, 1957, as amended by Act No. 1014 of 1958, approved April 18, 1958, the Anderson County Board of Commissioners accepted from Anderson County Hospital Association, an eleemosynary corporation under the laws of South Carolina, the conveyance in fee simple to Anderson County of the lot or parcel of land in the City of Anderson shown and described as Tract No. 2 upon a plat by The McPherson Company dated September 29, 1958, and recorded in the office of the Clerk of Court in Plat Book 44, at page 187, and Anderson County has constructed thereon a general hospital building which is leased to and operated by the Anderson County Hospital Association as the statutes provide; and

Whereas, Anderson County Hospital Association, as contemplated in the statutes, proposes to construct an addition or additions to the hospital with funds available to it under grants-in-aid allotted by the State Board of Health or other agencies and with its own funds, and in order that any addition may be operated in conjunction with the hospital building owned by the county, it is necessary that it be physically attached thereto; and

Whereas, since Anderson County Hospital Association will be required as a condition to obtaining grants-in-aid to own the land upon which any addition is erected in fee simple and the boundary of Tract No. 2 owned by Anderson County is outside the walls of the hospital building and some few feet removed therefrom, it will be necessary that there be reconveyed to Anderson County Hospital Association so much of Tract No. 2 as lies between the county's building and the adjoining land of the association as the addition or additions will occupy with support rights in the walls of the existing building. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Anderson County may deed certain property.—The Anderson County Board of Commissioners is hereby authorized to reconvey to Anderson County Hospital Association, in fee simple, so much of Tract No. 2 as shown upon a plat by The Mc-

Pherson Company dated September 29, 1958, and recorded in the office of the Clerk of Court in Plat Book 44, at page 187, as may be required by Anderson County Hospital Association for the erection of an addition or additions to the hospital of the county located on Tract No. 2, including the right to attach to and the right of support of the walls of the building owned by the county.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R733, H1913)

No. 647

An Act To Make Appropriations For The Operating Expenses Of Anderson County For The Fiscal Year 1967-1968, And To Provide For The Expenditure Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. A tax of sufficient mills to pay the appropriations for Anderson County hereinafter made for the fiscal year beginning July 1, 1967, and ending June 30, 1968, after crediting against the appropriation all other revenue anticipated to accrue to the county during the fiscal year, is hereby levied upon all the taxable property of Anderson County. The amount of millage shall be determined by the county auditor and approved by at least one Senator from Anderson County and a majority of the members of the House of Representatives from Anderson County.

SECTION 2. There is hereby appropriated for Anderson County for the fiscal year beginning July 1, 1967, and ending June 30, 1968, the following sums of money to be expended for the purposes herein set forth (including a five per cent increase for all county employees), subject to the provisions contained in this act, in amounts as follows:

ITEM A. Convicts, roads, bridges, improvements (including camps), machinery and trash dumps (two in each school district)	\$600,000.00
Total, Item A	\$600,000.00

ITEM B. Public buildings, utilities, maintenance, supplies, property insurance and courthouse janitor		\$ 45,000.00
Total, Item B		\$ 45,000.00
ITEM C. County Jail:		
(1) Jailors, 7 @ \$5,165.00 each	\$ 36,155.00	
(2) Jail expense	20,000.00	
(3) Matron (Subject to Section 3 (2))	3,696.00	
Total, Item C		\$ 59,851.00
ITEM D. Probate Judge:		
(1) Probate Judge	\$ 8,000.00	
(2) Assistant to Probate Judge	6,000.00	
(3) Clerk (Subject to Section 3 (2))	3,696.00	
(4) Clerk (Subject to Section 3 (2))	3,696.00	
Total, Item D		\$ 21,392.00
ITEM E. Public Offices:		
(1) Books, stationery, insurance, etc.	\$ 32,500.00	
(2) Workmen's Compensation Insurance	4,800.00	
(3) Retirement for county employees	44,000.00	
(4) Social Security	27,000.00	
(5) Exchange charges	200.00	
Total, Item E		\$108,500.00
ITEM F. Education:		
Superintendent of Education (Salary—\$8,000-.00—less State supplement)	\$ 1,992.00	
Total, Item F		\$ 1,992.00
ITEM G. (1) County Health Department		\$105,000.00
(2) Dental Program	7,000.00	
Total, Item G		\$112,000.00
ITEM H. Clerk of Court:		
(1) Clerk	\$ 8,000.00	
(2) Assistant to Clerk of Court	6,000.00	
(3) Clerk	4,129.00	

(4) Clerk.....	4,129.00
(5) Clerk.....	4,129.00
(6) Clerk (Subject to Section 3 (2))	3,696.00
(7) Clerk (Subject to Section 3 (2))	3,696.00
(8) Clerk (Subject to Section 3 (2))	3,696.00

Total, Item H\$ 37,475.00

ITEM I. Sheriff's Office:

(1) Sheriff	\$ 8,000.00
(2) Assistant to Sheriff	6,000.00
(3) Twenty-six Deputies @ \$5,165.00 each	134,290.00
(4) Travel expense (Subject to Section 15)	20,000.00
(5) Clerical help (Subject to Section 3 (2))	3,696.00
(6) Miscellaneous	1,000.00
(7) Radio Engineer's salary	2,003.00
(8) Radio Maintenance	4,000.00
(9) Travel for deputies serving papers (Subject to Section 15)	4,000.00
(10) Clothing allowance (26 deputies, 7 jailors, 1 clerk, 1 matron) \$300.00 each	10,500.00

Total, Item I\$193,489.00

ITEM J. Treasurer's Office:

(1) Treasurer—(Salary \$8,000.00, less State sup- plement)	\$ 3,194.00
(2) Assistant to Treasurer	6,000.00
(3) Bookkeeper	4,129.00
(4) Clerk (Subject to Section 3 (2))	3,696.00
(5) Clerk (Subject to Section 3 (2))	3,696.00
(6) Tax Collector	5,544.00
(7) Deputy	4,078.00
(8) Travel for Tax Collector—Field Work (Sub- ject to Section 15)	400.00
(9) Clerk (Subject to Section 3 (2))	3,696.00
(10) Clerk (Subject to Section 3 (2))	3,696.00

Total, Item J\$ 38,129.00

ITEM K. Auditor's Office:

(1) Auditor (Salary—\$8,000.00, less State sup- plement)	\$ 3,194.00
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(2) Travel (Subject to Section 15)	100.00
(3) Assistant to Auditor	6,000.00
(4) Clerk	4,129.00
(5) Clerk (Subject to Section 3 (2))	3,696.00
(6) Clerk (Subject to Section 3 (2))	3,696.00
(7) Clerk (Subject to Section 3 (2))	3,696.00
(8) Clerk (Subject to Section 3 (2))	3,696.00
(9) Clerk (Subject to Section 3 (2))	3,696.00
(10) County Board of Equalization	8,124.00
(11) One clerk for six months	1,733.00

Total, Item K \$ 41,760.00

ITEM L. Supervisor's Office:

(1) Supervisor	\$ 8,000.00
(2) Assistant to Supervisor	6,000.00
(3) Stenographer (Subject to Section 3 (2)) ..	3,696.00
(4) County Commissioners—(5 @ \$1,500.00 each)	7,500.00
(5) Travel for Commissioners (\$75.00 per month) Subject to Section 15	4,500.00
(6) County Engineer	5,174.00

Total, Item L \$ 34,870.00

ITEM M. Judicial:

(1) County Attorney (Provided, Subject to Sec- tion 16)	\$ 2,400.00
(2) Coroner—Salary	3,800.00
Secretary to Coroner (also other departments, if necessary) (Subject to Section 3 (2))	3,696.00
Travel (Subject to Section 15)	1,500.00

Total, Coroner 8,996.00

(3) Magistrates:

Frances Prince, or successor, Anderson	7,000.00
Secretary—Salary (Subject to Section 3 (2))	3,696.00
Bruce Davis, or successor, Anderson	7,000.00
Secretary—Salary (Subject to Section 3 (2))	3,696.00
W. P. Kay, or successor, Belton	2,400.00
Henry Whitfield, or successor, Townville ...	1,200.00
J. W. Holliday, or successor, Pendleton	2,400.00

George Page, or successor, Honea Path	1,200.00
Edward Poore, or successor, Williamston . . .	2,400.00
Henry Thompson, or successor, Pelzer	1,500.00
Arthur Bishop, or successor, Piedmont	1,500.00
Iber Jones, or successor, Iva	1,500.00
S. A. Bannister, or successor, Starr	1,500.00
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Total, Magistrates	36,992.00
(4) (a) Constables—2 at Piedmont, 3 at Pelzer, 1 at Riverside-Toxaway, 1 at Starr and 1 at Orr Mill, @ \$1,348.00	10,784.00
(b) Clothing Allowance (provided, Sheriff recom- mends—\$150.00 each)	1,200.00
(5) Court expenses	40,000.00
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	51,984.00
(6) Solicitor's Office—10th Judicial Circuit:	
a. Solicitor—expense allowance	600.00
b. Secretary—Salary (Subject to Section 3 (2))	3,696.00
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Total, Solicitor	4,296.00
(7) Parole Office Secretary—Supplemental	295.00
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Total, Item M	\$104,963.00
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ITEM N. Agriculture:	
County Agent's Office:	
a. County Agent—salary	\$ 1,177.00
b. Assistant County Agent	321.00
c. County Agent, Secretary	1,611.00
d. Assistant Home Agent	3,349.00
e. Home Agent, Secretary	1,368.00
f. Associate Farm Agent	1,335.00
g. Associate Home Agent	360.00
h. Associate Home and Farm Agents—Secretary	1,200.00
i. County Agent, telephone and supplies	700.00
j. Home Agent, telephone and supplies	700.00
k. 4-H Club Boys' Camp	275.00
l. 4-H Club Girls' Camp	275.00
m. F.F.A. Camp	100.00
n. J.H.A. Camp	100.00

o. Free breeding, 4-H and FFA Clubs	1,000.00
p. F.F.A. Foundation	300.00

Total, Item N\$ 14,171.00

ITEM O. Health and Welfare:

(1) County Physician	\$ 3,930.00
(2) Birth and Death Registration (Mrs. King, et al)	1,502.00
(3) Welfare Department:	
a. Emergency Relief Fund	2,250.00
b. Child Welfare Worker—travel (Subject to Section 15)	1,500.00
c. Welfare Board, per diem	832.00
d. Telephone and telegraph	1,500.00
e. Miscellaneous needs for foster children	1,000.00

Total, Welfare 7,082.00

(4) Charity—Anderson County Charity Fund ..	75,000.00
(5) Anderson County Tuberculosis	1,200.00
(6) Salvation Army	1,200.00
(7) County Home	35,000.00
(8) Transportation to State Hospital (Subject to Section 15)	1,500.00
(9) Post Mortems and Lunacies	2,000.00
(10) Mental Health Clinic	15,000.00

Total, Item O\$143,414.00

ITEM P. Miscellaneous:

(1) Legislative Secretary	\$ 700.00
a. Postage	50.00
(2) Anderson Soil Conservation District	1,200.00
(3) Veterans Service Officer—Salary	5,387.00
Veterans Service Officer Travel (Subject to Section 15)	595.00
Secretary—Salary (Subject to Section 3 (2))	3,696.00
Office supplies, Telephone, postage, etc.	600.00
(4) Semiannual Audit of County Books (including County Farm)	1,800.00
(5) Broadway Lake Commission	17,514.00

(6) National Guard Units:	
a. Battery D 6th ADA Bn. (Sp.) 118th CAR, or successor	750.00
b. Hq. and Hq. Battery 6th ADA Bn. (sp.) 118th CAR, or successor	750.00
c. 116th Signal Company Sub-Div. (William- ston), or successor	750.00
d. 116th Signal Company (Belton); or successor	750.00
e. 4th Detachment 263rd Artillery (Total, Na- tional Guard—\$3,300.00)	300.00
(7) Planning and Development Board	50,000.00
(8) Civil Defense	5,750.00
<i>Provided</i> , the county director and secretary shall be paid the same salary as authorized by the county legislative delegation for 1966-1967. (Subject to Section 3 (2))	
(9) Tri-County Technical Education Training Center	14,320.00
(10) Rent, Education Department	3,600.00
(11) Office expense, to be expended on written authorization of Judge E. H. Agnew	1,200.00
(12) Anderson Airport Commission	20,000.00
(13) Rescue Squad, 5 @ \$500.00	2,500.00
(14) Old Pendleton District Historical Commission	10,000.00
(15) Foundation for Historic Restoration	1,000.00
Total, Item P	\$143,212.00
ITEM Q: Contingent Fund	\$125,000.00
Total, Item Q	\$125,000.00
GRAND TOTAL	\$1,825,218.00
ITEM R. Revenue Other than property taxes (estimated):	
Magistrates' Fines and Costs	\$118,000.00
Clerk of Court, Fines and Costs	60,000.00
Fees, Auditor	1,900.00
Fees, Probate Judge	9,000.00
Fees, Sheriff	6,500.00
Fees, Supervisor	4,000.00
Delinquent Tax, Fees, Costs and Penalties ..	48,000.00

Gasoline Tax	355,000.00
State Income Tax	260,000.00
Insurance Licenses and Fees	105,000.00
Beer, Wine and Liquor Tax	180,000.00
Bank Tax	17,000.00
Superintendent of Education	6,008.00
County Service	6,741.00
Rents	3,100.00
Miscellaneous Income	30,000.00
Total, Item R	<u>\$1,210,249.00</u>
Estimated amount to be raised by property tax	<u>\$614,969.00</u>

SECTION 3. (1) The accounts as set forth in Section 2 shall be subject to the following provisos:

ITEM A. From this account the county board of commissioners is authorized to pay to the supervisor the estimated expenses of the supervisor's travel in the performance of his necessary duties in the supervision of roads and convicts, not to exceed twenty-four hundred dollars, in accordance with the terms of Section 15 of this act. *Provided*, any money for cost of detention cells shall be paid from this appropriation.

All truck insurance shall be paid from this account.

The money received from the State gasoline refund tax shall be applied to the appropriation in this item.

The county board of commissioners shall maintain two trash or disposal dumps in each of the five county districts. The expense of operating these waste dumps shall be paid from the appropriation in Section 2, Item A.

All appropriations made in this act for travel, official expense, salary or any road or street improvement shall be paid on vouchers properly probated, and in accordance to Section 15 of this act.

ITEM B. Unless specifically provided elsewhere in this act, the county shall pay for telephone service only on telephones installed in the public offices in the courthouse, the county jail, the homes of twenty-six deputy sheriffs, the homes of the South Carolina Highway Patrolmen stationed and working in Anderson County, the homes of seven jailors and the sheriff, with their telephones listed in their names, two in the vault of the clerk of court's office, the county home, one at each convict camp, one in the home of the coroner, one in the

office used by the State Tax Commission, one in the office of the Registration Board, one each for three probation officers, one for County Repair Shop, one for Sergeant of White Convict Camp and one for Sergeant at Negro Convict Camp, and it shall not pay for extension telephones at such places, and shall not pay for any long distance calls other than those personally authorized by the Supervisor or the Sheriff. *Provided*, that the supervisor and the board of commissioners shall pay five dollars per month for a telephone in the homes of the jailor, deputy sheriffs and highway patrolmen working in Anderson County. Janitorial salaries shall be paid from this account and shall be increased five per cent over 1966-1967.

ITEM C. (2) From this account the Sheriff of Anderson County shall pay only the actual operating expense of the county jail and the dieting of prisoners, and no part of this fund shall be used to supplement any salaries and such expense shall be paid by the Anderson County Treasurer upon claims approved by the Supervisor of Anderson County. *Provided*, that any charges made in compromising a case or any meals served to a federal prisoner shall be at the maximum rate prescribed by law; and *provided*, further, that the sheriff is authorized to spend an amount not to exceed five dollars and mileage in any one case for the dusting and photographing of fingerprints. *Provided*, the Sheriff shall file with the clerk of the county board on the first day of each calendar month duly itemized and sworn statement giving the names of each prisoner and each day.

ITEM E. (1) From this account the supervisor or other proper county officer is hereby authorized to pay the premium on the official bonds required of the twenty-six deputy sheriffs of Anderson County, the jailor, and the clerks in the office of the county treasurer and tax collector. The supervisor or other proper county officer is authorized to pay the premiums on burglary or theft insurance from funds in the custody of the Treasurer of Anderson County.

The annual condensed county audit report, as provided by law, shall be printed in all newspapers of Anderson County and the expense therefor shall be paid from this account. A complete report shall be filed with the clerk of court which shall be available to the general public.

ITEM I. The sheriff shall charge the same fees as now provided by law and shall make monthly reports thereof to the Treasurer of Anderson County through the office of the sheriff, and deposit such

collected fees with the treasurer, who shall place the money in the General Fund of Anderson County.

ITEM K. (9) From this account the county supervisor is hereby directed to pay the members of the Township Board of Assessors immediately upon completion of their work being certified to by the county auditor.

ITEM M. (3) All magistrates shall charge the following fees:

	<i>For Service</i>	<i>For County</i>
Rule to Show Cause	2.00	2.00
Distress for Rent	2.00	2.00
Ejectment	2.00	2.00
Summons for Debt	2.00	2.00
Attachment	2.50	2.50
Claim and Delivery	2.50	2.50
Transcript for Judgment	none	1.00
Settlement of Bad Check Warrants	none	5.00
Settlement of any other Warrants	none	2.00

In addition to the charges set forth above, on each bad check warrant withdrawn the magistrate shall collect and pay in to the County General Fund the sum of \$10.00; on the settlement of any other warrant withdrawn, the magistrate shall collect and pay in to the County General Fund the sum of \$2.00, and \$2.00 per day jail fee, while in jail; and the magistrate shall charge mileage for service at the rate of nine (9) cents per mile on all civil papers. Any charges for service effected by the sheriff or his deputies shall be paid to the sheriff for deposit in to the County General Fund.

Magistrates of Anderson County shall continue to serve on a salary and fee basis during the remaining portion of the terms for which elected.

ITEM M. (4) From this account the supervisor and board of county commissioners are hereby authorized to pay eight Anderson County Deputy Sheriffs, three at Pelzer, two at Piedmont, one at Riverside-Toxaway, one at Starr and one at Orr Mill the sum of \$1,348.00 per year.

ITEM M. (5) From the sum appropriated under Item M (5), designated as "Court Expenses" there shall be paid unto the grand jurors, petit jurors and bailiffs in circuit court the sum of ten dollars per diem. Jurors shall, in addition to the aforesaid sum, receive nine cents per mile per day from their home to the Anderson County Courthouse for the term for which they are drawn to serve, and all

witnesses appearing in any criminal case under subpoena for attendance thereat, required by South Carolina law to be paid, shall receive the sum of one dollar per day and mileage as is hereinabove fixed for the jurors. Per diem for the jurors in ordinary Magistrate's Court of Anderson County shall be three dollars per day. The jurors and bailiffs in Anderson County Court shall receive the same per diem as the jurors and bailiffs in the circuit court.

For services as jurors in the coroner's inquests each person so drawn and who serves shall receive per diem in the sum of three dollars for each inquest to be paid out of this account.

ITEM N. o. This account is to provide for one free breeding for any member of the Anderson County 4-H Club or Anderson County Future Farmers of America.

ITEM O. (2) This account shall be used to pay the various registrars in Anderson County the sum of twenty-five cents each for each birth or death reported, and also registrar shall receive the sum of thirty-one dollars and twenty cents, to be paid in semiannual installments of fifteen dollars and sixty cents.

ITEM O. (3)-a. This account shall be paid to the County Welfare Department and the treasurer is hereby directed to pay over to the County Public Welfare Department the entire sum of two thousand two hundred fifty dollars. At the end of each quarter, the Department of Public Welfare shall file a statement of the expenditure of this fund with the county supervisor, in duplicate.

ITEM O. (4) The funds appropriated under Section O (4) shall be expended upon the approval of a majority of the Anderson County Board of Welfare, which board is hereby designated the Anderson County Hospital Charity Certification Office. All proceeds received from accounts previously paid out of charity funds shall be deposited with the Treasurer of Anderson County, and such funds shall be added to the amounts appropriated under this section and expended in like manner as the original appropriations.

ITEM O. (9) From this account the supervisor and board of county commissioners are hereby authorized and directed to pay the costs of post mortems and lunacy examinations at the rate of pay provided by contract and approved by the supervisor. Payment herein provided for shall be made upon the certification by the coroner as to post mortems and by the probate judge as to lunacy examinations.

ITEM P. (4) This account shall be expended under the authorization of at least one Senator from Anderson County and a majority of the members of the House of Representatives from Anderson County. Each member of the county legislative delegation shall receive a copy of the annual audit of the county. *Provided*, an audit of the County Farm shall be included.

ITEM P. (5) From the sum appropriated, the members of the commission shall receive twenty-three dollars per diem for attending meetings of the commission, not exceeding more than one meeting per month.

Provided, that the salary of the two deputies serving the commission shall be paid same as Deputy Sheriffs of Anderson County.

Provided, that the county supervisor is authorized and directed to clear the beaches of all debris once a year at low water at his convenience.

Provided, further, there shall be no boat registration license fees charged for the launching of boats on Broadaway Lake.

ITEM P. (7) The amount appropriated under this item is to be used for stationery, postage, and supplies and other purposes.

ITEM Q. These funds shall be used solely for payments of such sums and for such purposes as may be directed by at least one Senator from Anderson County and a majority of the members of the House of Representatives from Anderson County. This may be used during the fiscal year 1967-1968.

(2) All clerks whose salaries are provided for in this act shall receive not less than three thousand four hundred sixty-five dollars per annum during their first year of employment prior to July first of the succeeding year. After the first year of such continuous service for Anderson County the minimum pay shall be three thousand five hundred eighty dollars and after the second such year three thousand six hundred ninety-six dollars.

The fact that a sum of three thousand six hundred ninety-six dollars is listed as to each such clerk's salary shall not be deemed to require that such amount be paid, but the amount to be paid shall be as hereinabove provided for.

SECTION 4. Upon the estreating of any bond and upon the payment adjusted against the bondsmen being paid to the Clerk of Anderson County before judgment is entered up in judgment roll, then in such event the clerk is authorized to enter collection of the

amount in his fine books and it shall not be necessary for the clerk to enter up judgment in customary judgment roll. However, he shall file the papers connected with the estreating of the bond, along with the warrant, etc., in the case in which such bond was given.

SECTION 5. All salaries set out in this act are intended as the annual salary of the person designated and are to be paid upon a bimonthly basis of twenty-four installments, to be paid on the fifteenth and last day of each month for such time as such person shall be in actual service in their respective positions. All other items herein are to be expended upon approximately a monthly basis unless such expenditure is inconsistent with the purpose of the appropriation, but in no event shall a deficit be allowed in any appropriation made herein.

SECTION 6. The supervisor and county board of commissioners are hereby authorized and directed to equitably distribute road and highway improvements throughout Anderson County, including the incorporated municipalities therein, so that every section of the county shall receive work and improvement on roads, highways and streets in the different localities of the entire county.

SECTION 7. It is hereby provided that no new highway or road or street shall be opened in Anderson County at the county's expense unless the opening of the highway, road or street is approved in writing by a majority of the county board of commissioners, including the supervisor, and they are hereby prohibited from opening any new street for private development, and no streets or roads shall be opened or improved except for the general public.

SECTION 8. All monies appropriated and designated herein shall be for the purposes designated and any transfer of funds shall be approved by the Anderson County Legislative Delegation.

SECTION 9. Any funds now in the hands of the Treasurer of Anderson County, not heretofore or hereby designated to be used for some specified purpose, shall be held by the Treasurer of Anderson County in a fund to be known as the Anderson County Fund. Also, any funds coming into the hands of the county treasurer from any source provided by this act, not herein appropriated for some particular purpose, shall, at the close of the fiscal year covered by this act, be added to the Anderson County Fund as provided for in this section. The Anderson County Fund shall not be used for

any purpose except upon the written authorization of at least one Senator from Anderson County and a majority of the members of the House of Representatives from Anderson County; *provided*, however, that this section shall not apply to the Anderson County Health Department.

SECTION 10. All purchases by any county department shall have a purchase order by the department head.

SECTION 11. Each county official, including heads of Anderson County government subdivisions, shall make an inventory of county-owned equipment (in his office or under his control) along with the serial number (if no serial number is on the equipment he is directed to stamp a number on each item) and forward this information to the supervisor and the board of commissioners and they shall furnish the delegation a complete list and location of all county-owned equipment (including furniture, office equipment, trucks, tractors and so forth) at the beginning of each calendar year.

SECTION 12. All salaries paid partly by the State and partly by the county to constitutional officers shall not exceed a total of eight thousand dollars per year.

SECTION 13. There is hereby levied on all taxable property of Anderson County a tax of one and one-half mills, the proceeds of which shall be used for school purposes for the fiscal year 1967-1968, by the county board of education; *provided*, that an amount not greater than the revenue from the levy of three-fourths mill shall be distributed to the school districts on a per pupil (enrollment) basis to be used as a supplement to general operating funds.

The county board of education is authorized and directed to employ qualified personnel to fill the following positions in the offices of the county superintendent of education:

- (1) Secretary to Superintendent of Education
- (2) Assistant Superintendent
- (3) Supervisor of School Lunch Program
- (4) Supervisor of School Attendance
- (5) Secretary to Supervisor of School Lunch Program
- (6) Associate Supervisor of School Attendance

Such personnel shall be paid salaries in amounts within the discretion of the county board of education. Employees who must use their automobiles in the official performance of their duties shall be

paid actual mileage at the rate of nine cents per mile. The county superintendent of education shall be paid mileage at the rate of nine cents per mile.

Members of the county board of education, including the clerk, shall receive ten dollars per diem for each regular monthly meeting attended. Members of the board of trustees of the several school districts of Anderson County shall receive ten dollars per diem for each monthly meeting attended, such funds to be paid by the respective school districts from current operating funds.

All materials and supplies used by the county board of education and in the office of the county superintendent of education shall be bought and paid for through the office of the county supervisor and the board of county commissioners as are the materials and supplies of other offices of Anderson County.

The appropriations made in this section are for the benefit of the public schools in Anderson County. Funds collected under provisions of the section not above allocated or the expenditure herein provided for shall be used in the payment of such public school costs in Anderson County as the county board of education may deem necessary. The acceptance by the county board of education of any portion of the funds appropriated in this section shall be construed as a relinquishment of any right of that board and of any of the schools in the county to receive any portion of any fines imposed for violation of the criminal laws.

It is hereby made a part of the duties of the county superintendent of education of Anderson County to prepare and submit to the board of trustees of each school district in Anderson County a detailed statement at the end of the fiscal year showing all receipts, and from what source derived, all expenditures and to what account charged to the respective districts. This report shall set forth the amounts of any funds left on hand by each of the districts, together with any outstanding indebtedness and the status of the same.

An annual audit of all funds accruing to the county board of education under this section shall be rendered to the Anderson County Legislative Delegation at the same time that the annual audit is made, and a copy of same shall be filed in the office of the clerk of court.

All fines, penalties and fees from current and delinquent taxes shall go into the General Fund of Anderson County.

SECTION 14. Every individual, agency, board or commission receiving funds from Anderson County or from the State of South

Carolina when purchasing or placing orders for equipment, materials, goods, wares, merchandise or services needed shall make such purchase from firms or individuals within this State whenever such firms or individuals are reliable and offer equipment, materials, goods, wares, merchandise or services of equal quality and specifications with like goods from outside of the State and at a price equal to or less than the price submitted by such nonresident bidders.

SECTION 15. Travel shall be at the rate of nine cents per mile. All amounts appropriated herein for travel shall, when subject to this section, be paid only after the claimant for travel shall have filed a sworn voucher setting forth the miles traveled. The claimant shall keep a daily record to substantiate all travel, including the speedometer readings of the auto, and present their records whenever requested by the Board of Commissioners or the Anderson County Delegation. Not more than one-twelfth of the annual appropriation shall be paid for any month unless approved by the supervisor. *Provided*, further, that operators of marked vehicles shall only be required to list each vehicle and state the speedometer reading at the beginning and end of each month and the aforesaid one-twelfth limitation shall not apply to such travel.

SECTION 16. The County Attorney shall be elected each year by the Anderson County Delegation. His term of office shall commence on July first of each year and he may be removed from office by the vote of one Senator and a majority of the members of the House of Representatives from Anderson County. His salary shall be twenty-four hundred dollars annually payable monthly with no extra fees.

SECTION 17. If any word, clause, sentence or section of this act be declared unconstitutional, such shall not affect any other word, clause, sentence or section hereof.

SECTION 18. This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R869, H2133)

No. 648

An Act Directing The Anderson County Board Of Directors And Supervisor To Allocate Certain Land To The Anderson County Fire Protection Commission.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Anderson County Commissioners and supervisor to allocate land to fire protection commission.—The Anderson County Board of Commissioners and the County Supervisor are directed to allocate that certain tract of land described as follows to the Anderson County Fire Protection Commission :

All that certain parcel or lot of land in School District No. 5, located at the County Farm, bounded on the west by McGee Road for a distance of approximately 265 feet; on the south by the Tri-County Mental Health site for a distance of approximately 290 feet; on the east by the South Carolina Armory for a distance of approximately 265 feet; and on the north by Anderson County farm property for a distance of approximately 290 feet.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R879, H2193)

No. 649

An Act To Validate Expenditures Of Monies Made By Anderson County From The Contingent Fund Prior To July 1, 1967.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Validation of Anderson County contingency fund expenditures.—All expenditures by Anderson County from the contingent fund during the fiscal year 1966-67, dated prior to July 1, 1967, and not heretofore validated are hereby validated upon the approval of a majority of the members of the House of Representatives and one Senator from Anderson County.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R229, H1488)

No. 650

An Act To Validate The Creation Of The Willow Swamp Watershed Conservation District Of Bamberg And Colleton Counties And Certain Actions Pertaining Thereto; To Recreate The District; To Prescribe Its Area And Functions; And To Provide For Its Governing Body And Prescribe Its Powers And Duties.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Findings of General Assembly.—The General Assembly finds that heretofore under the provisions of Act 1032 of 1962, the Willow Swamp Watershed Conservation District in Bamberg and Colleton Counties, with the territory described in Section 3 of this act, was duly formed in accordance with Act 1032 of 1962, including the appointment and organizations of the board of directors and the executions of certain contracts.

The General Assembly further finds that the question exists as to the validity of the actions taken pursuant to Act 1032 of 1962 by reason of the fact that in the election prescribed therefor the qualifications for voting vary from the qualifications prescribed for voting under the Constitution of South Carolina. Notwithstanding, it finds that a need exists for a watershed conservation district in the area purportedly created into the Willow Swamp Watershed Conservation District of Bamberg and Colleton Counties and, accordingly, has determined to confirm such action and recreate the district.

SECTION 2. Willow Swamp Watershed Conservation district recreated.—There is hereby recreated a body corporate and politic of perpetual succession to be known as the Willow Swamp Watershed Conservation District of Bamberg and Colleton Counties (hereinafter called the district). It shall be the purpose and function of the district to develop and execute plans and programs relating to any phase of conservation of water, water drainage, water usage, flood prevention, flood control, erosion prevention and control of erosion, floodwater and sediment damages.

SECTION 3. Area.—The district shall include and be comprised of the following territory:

All of that tract, piece or parcel of land, lying, being and situate in the Counties of Bamberg and Colleton and State of South Carolina containing thirty-two thousand (32,000) acres,

more or less, being the principal portion of the area of Bamberg and Colleton Counties drained by Willow Swamp and being bounded on the southeast corner by and emptying into Little Salkehatchie River, thence in a northerly direction to Stephens Cross Roads, and approximately parallel and from one-half to one mile west of State Road 27 to S. C. Highway 217 one-half mile east of Lodge, thence in a northerly direction to the Bamberg County line approximately one mile east of S. C. Highway 64 on to two-tenths mile north of State Road 80, thence in a westerly direction from two-tenths mile north to one-half mile south of State Road 80 to Ehrhardt, thence in a southerly direction parallel and one-half mile east of U. S. Highway 601 to one-half mile south of Carters Cross Roads, thence in an easterly to southeasterly direction to State Road 27 approximately two miles east of State Road 38, thence in an easterly direction parallel State Road 27 to State Road 329, thence in a southerly direction parallel State Road 329 for approximately one-half mile, thence in an easterly direction to cross State Road 31 one and three-tenths miles below State Road 27, thence in an easterly and northeasterly direction to the outlet of Willow Swamp at Little Salkehatchie River.

SECTION 4. To be governed by board of directors.—(1) The governing body of the district shall consist of a board of directors composed of one director nominated by the electors in the Bamberg County area of the district and four directors nominated by the electors in the Colleton County area of the district. The following persons who were elected and presently serving are confirmed for terms as indicated: I. N. Rizer, Colleton County, four year term; Roy Sease, Bamberg County, four year term; J. H. Barnes, Colleton County, three year term; Walter Ackerman, Colleton County, three year term; and Robert Bell, Colleton County, two year term. Their successors shall be elected for terms of four years. Members of the board of directors shall receive no salaries but may be reimbursed for actual and necessary expenditures incurred in the performance of their duties.

(2) Not more than ninety nor less than sixty days prior to the termination of any term, nominating petitions may be filed with the supervisors of the soil conservation district to nominate candidates for directors of the watershed conservation district. No nominating petition shall be accepted by the supervisors unless it

is signed by twenty-five or more qualified electors within the watershed conservation district, or, if less than fifty landowners are involved, by a majority of the landowners. If the candidates nominated do not exceed the number of directors to be chosen, the supervisors shall declare them to be elected. No person shall be eligible to be a director of the district who is not a landowner in the district.

(3) If the candidates nominated for directors of the watershed conservation district exceed the number of directors to be chosen, the joint board shall, after having given due notice thereof, cause an election to be held within the watershed conservation district within a reasonable time after the expiration of the thirty-day period for the election of five directors of the watershed conservation district. The provisions of this act as to notice, qualifications of voters, absentee voting, and the manner of holding the referendum in organizing the district, shall apply insofar as practicable to the election of the directors, except that all qualified electors within the district shall be entitled to vote. The names of all nominees on behalf of whom nominating petitions have been filed as hereinabove provided shall be printed, arranged in alphabetical order of their surnames, upon ballots with a square before each name and a direction to insert an "X" mark in the square before any one or four names, depending on the county in which the ballot is to be used, to indicate the voter's preference. All qualified electors within the watershed conservation district shall be eligible to vote in such election. The one or four candidates, depending on the county concerned, who shall receive the largest number respectively of the votes cast in such county's election shall be the elected directors of the watershed conservation district. The five elected directors shall, under the supervision of the joint board, be the governing body of the watershed conservation district.

(4) The directors shall annually designate from among their number a chairman, secretary and treasurer. The treasurer shall execute an official bond for the faithful performance of the duties of his office, to be approved by the directors. Such bond shall be executed by a surety company authorized to do business in this State and shall be in an amount determined by the directors. The premium on such bond shall be paid by the watershed conservation district.

SECTION 5. To be corporate body—powers—The district organized under the provisions of this act shall constitute a governmental subdivision of this State, and a public body corporate and politic,

exercising public powers, and such district, acting through the board of directors thereof, subject to the approval and direction of the joint board to the extent specifically provided for in this act, shall have the following powers in addition to others:

(1) To acquire, by purchase, exchange, lease, gift, grant, bequest, devise, or otherwise, or through condemnation proceedings in the manner provided in Sections 25-101 through 25-140 and Sections 33-121 through 33-148 of the 1962 Code, such lands, easements, or rights-of-way as are needed to carry out any authorized purpose of the watershed conservation district; and to sell, lease, or otherwise dispose of any of its property or interests therein in furtherance of the purposes and provisions of this act;

(2) To construct, reconstruct, repair, enlarge, improve, operate, and maintain such works of improvement as may be necessary or convenient for the performance of any of the operations authorized by this act;

(3) To borrow money and to execute promissory notes and other evidences of debt in connection therewith for payment of the costs and expenses of organizing the watershed conservation district or for carrying out any authorized purpose of such district, and if promissory notes are issued, to execute such mortgages on any property owned by such district, or assign or pledge such revenues or assessments of such district as may be required by the lender as security for the repayment of the loan; and to issue, negotiate, and sell its bonds as provided in Sections 6 and 7 of this act;

(4) To levy an annual tax on the real property within the district subject to the limitations provided in Section 8 of this act for payment of the costs and expenses of organizing the watershed conservation district or for carrying out any authorized purpose of such district;

(5) To levy an annual tax on all real property within the district as an installment of a bond assessment authorized in Section 7 of this act, including principal, interest, and any amounts required for delinquency reserve, but no such tax shall be levied upon any tract upon which the bond assessment has been paid in full;

(6) To employ any clerk, engineer, attorney or other qualified competent personnel as necessary; and

(7) To sue and be sued in the name of the district; to have a seal, which shall be judicially noticed; to have perpetual succession unless terminated as provided in Section 13 of this act; to make and execute contracts and other instruments necessary or convenient

to the exercise of its powers; and to make, amend, and repeal rules and regulations not inconsistent with this act to carry into effect its purposes and powers.

SECTION 6. Bonds may be issued.—The district may issue bonds in accordance with this section and Section 7 of this act to pay the cost and expenses of carrying out the purposes of this act. The term “bonds” as used in this act includes one or more bonds, promissory notes, or other evidences of debt issued in compliance with the requirements of this section and Section 7. Bonds may be made payable serially or in installments, to the registered holder or to a payee named in the bonds or to bearer, with or without interest coupons, and upon other terms and conditions not inconsistent with the provisions of this act. Such terms and conditions may be included in the bonds expressly or incorporated therein by reference to resolutions of the board of directors. To secure its bonds the district may obligate itself to and may assess the lands within the district as hereinafter provided and may assign, pledge, or otherwise encumber the revenues or assessments of the district. The making of such assessments and collection may be enforced by mandamus. Bonds may be issued, negotiated, and sold at public or private sale. Bonds may be executed by one or more officials or employees as authorized by resolution of the board of directors.

SECTION 7. Bonds not to be issued unless requirements met.—

(a) The requirements of this section shall be complied with before any bonds may be issued.

(b) The board of directors shall determine and define the purpose for which the bonds are proposed, hereinafter called the Improvement Plan, and shall estimate the cost thereof. If it appears to the board of directors that the estimated cost of the Improvement Plan will be exceeded by the resulting benefits to the lands of the district, upon due notice it shall hold a public hearing to assist them in further considering whether such benefits will exceed such costs.

(c) If after the hearing the board of directors finds that the benefits to the lands of the district will exceed the estimated cost of the Improvement Plan and such plan and finding are approved by the joint board, the board of directors shall appoint a classification committee of three members, designating one as chairman. At least two members shall be resident landowners of lands within the area encompassed by Bamberg County and Colleton County but no member shall be a landowner of the district. The classification committee shall per-

sonally examine the land in the district and classify it, according to the benefits to be received by it from construction of the improvements described in the Improvement Plan, in one or more of the following classes: Class A, Class B, Class C, Class D, and Class E. The scale of assessment upon the several classes of land shall be in the ratio of 5, 4, 3, 2 and 1; that is, as often as five mills per acre is assessed against any land in Class A, four mills per acre shall be assessed against any land in Class B, three mills per acre against any land in Class C, two mills per acre against any land in Class D, and one mill per acre against any land in Class E. The land owned by any one person need not necessarily be all in one class. The total number of acres in each class owned by one person and the total number of acres of each class in the entire district shall be determined and prepared in tabulated form.

(d) The report of the classification committee, upon review and approval by the board of directors, with or without any adjustments made by the committee upon recommendation by the board of directors, shall establish the proposed classification of the lands. The proposed classification shall be filed in the office of the district and a certified copy thereof shall be made available for inspection by the landowners of the district in each of the following places: the office of the board of directors, the office of the board of supervisors of each soil conservation district embracing any land within the watershed district, and the office of the clerk of the Court of Common Pleas for each county embracing any land in the district. The board of directors shall cause the landowners of the district to be given due notice of the proposed classification, including the times and places where the certified copies are available for inspection. Such notice shall also designate a time and place at which the classification committee will hear any landowner aggrieved by the proposed classification of his land who requests reclassification. The date designated for commencement of the hearing shall be not less than fifteen nor more than thirty days after first publication of the notice.

(e) After the hearing the classification committee shall find whether any such reclassification should be made and shall report its finding to the board of directors. Such board may request reconsideration by the committee of such finding. Upon adoption by the board of directors, the report of the committee shall constitute the final classification of all lands in the district, which shall show in alphabetical order the names of all landowners of the district and opposite each name the total number of acres in each class owned by such landowner. The

board of directors shall cause each landowner who requested reclassification to be informed by registered or certified mail of the final decision on his request. Certified copies of the final classification shall be made available for inspection in the same places as the proposed classification. Certified copies shall be filed of record in the offices of the clerks of court. The ratios established in the final classification shall form the basis of assessments for payment of bonds.

(f) After filing of the final classification, due notice shall be given of a referendum election to be held to determine whether bonds may be issued. The notice shall specify the purpose for which the funds are to be used, the amount, maximum rate of interest, and other substantial terms and conditions of the bonds to be issued, the fact that assessments for payment of the bonds will be apportioned in accordance with the ratios established in the final classification, and the places where certified copies of the final classification may be inspected. The provisions of this act as to notice, qualifications of voters, absentee voting, and the manner of holding the referendum in organizing the district shall apply insofar as practicable to the referendum held under this section except that all qualified electors of the district shall be entitled to vote therein. The ballots shall contain appropriate language to permit each voter to vote for or against the issuance of bonds of the district as proposed. Such bonds may not be issued unless two-thirds of the votes cast are in favor of the issuance of the bonds.

(g) After bonds have been authorized by referendum, the board of directors shall immediately impose upon each tract of land within the district a "bond assessment" to provide for payment of the bonds. The total of the bond assessment upon all lands in the district shall be equal to the principal of the bonds plus the interest to accrue thereon according to the scheduled maturities plus an amount not exceeding ten per cent of the sum of such principal and interest for reserve against possible delinquencies. The board of directors shall prepare for the lands in each county a separate assessment roll in tabulated form showing the names of the landowners as they appeared on the county tax rolls as of the day before the bond referendum and opposite each name a brief but adequate description, by reference to a description of record or otherwise, of the lands owned and opposite each tract of land the amount of the assessment thereon. The assessment roll shall be duly filed of record in the office of the clerk of the court of common pleas for the county in which the lands lie, and thereupon the bond assessment upon each tract shall become a lien thereon, payable

over a stated period of years in annual installments pursuant to annual levies. Such lien may be divested only by payment in full. A copy of the assessment roll shall be filed and maintained in the office of the treasurer of the district. He shall credit to the bond assessment upon each tract the amount of the annual bond tax levied thereon as collections thereof are received by the district from time to time, but no interest, penalties, or collection costs paid upon the amount of any overdue annual bond tax shall be so credited. The bond assessment upon any tract may be paid in full, and the lien thereof satisfied (1) at any time before the date on which the bonds are issued, by payment to the treasurer of the district of the amount of the assessment upon such tract less any amount included therein for interest or for delinquency reserve, or (2) at any time on or after the date on which the bonds are issued, by payment to the county treasurer of any unpaid annual bond tax levied on such tract plus interest and collection charges and by payment to the treasurer of the district of the amount of the unpaid balance of the bond assessment installments not yet due upon such tract less any amount included therein for interest to accrue, and any amounts to be charged for delinquency reserve, after the next interest payment date of the bonds. The treasurer of the district shall give a receipt evidencing payment in full of a bond assessment and shall promptly enter or cause to be entered the words "Paid in full" opposite the tract on the record of the bond assessment roll in the office of the clerk of court and thereupon the bond assessment and the lien thereof shall be deemed satisfied.

SECTION 8. Budget and tax levy.—(a) Within the first quarter of each calendar year, the board of directors shall prepare an itemized budget of the funds needed for administration and for construction, operation, and maintenance of works of improvement, but not including funds for payment of any bond assessment. The joint board shall approve or revise such budget. The board of directors with the assistance of the county auditors shall prepare a list of the freeholders and the number of acres in the district. The county auditors shall levy a tax sufficient to meet such budget on all real property within the district.

(b) When the property tax rolls are delivered to the county treasurers by the county auditors, as required by law, the county treasurers shall compute the tax, exclusive of any bond taxes, due the district from each freeholder in accordance with the rate fixed by

the board of directors and the value of the real property indicated on the tax roll. The computation shall be made on the regular tax bills.

SECTION 9. Determination of taxes.—(a) Within the first quarter of each calendar year the board of directors shall also determine the total sum to be levied for the annual installment of any bond assessment outstanding and the joint board shall approve or revise such determination. Thereupon, the board of directors, using the final classification ratios, shall apportion such total sum among the tracts of land within the district except any tracts upon which the bond assessment has been paid in full. To apportion such total sum, the percentage which it bears to the total amount of the unpaid bond assessment upon all tracts shall be applied to the amount of the unpaid bond assessment upon each tract still subject to such assessment. The resulting amount shall be the annual bond tax upon each such tract for that year. The board of directors shall prepare a bond tax list and certify a copy to the county auditors. The bond tax list shall be delivered by the county auditors to the county treasurers along with the property tax rolls. The county treasurers may include the bond taxes, provided they are so identified, on the regular tax bills to the extent feasible, or may prepare and issue special bond tax bills.

(b) Bond taxes shall be due and payable between the fifteenth day of September and the thirty-first day of December of the year in which they are levied. Bond taxes not paid on or before the thirty-first day of December shall bear interest, not as a penalty, thereafter until paid at a rate, per elapsed calendar month or fraction of a calendar month, determined by the board of directors and specified on the bond tax list. Such rate of interest shall be not less than the interest rate on the bonds combined with the rate for any delinquency reserve included in the bond tax. Any such interest accrued on bond taxes shall be collected by the county treasurer and paid to the district along with the amount of the bond taxes. No discounts shall be allowed on payment of bond taxes.

(c) The procedure provided by law for apportionment of county taxes in case of transfer of title to part of real property to a person not the owner at the time such property was assessed for taxation shall apply to any case in which a portion of a tract subject to bond assessment is transferred to a new owner, except that the application by the new owner of the portion transferred shall be made to the board of directors of the district. Promptly after receipt of such application the board of directors of the district shall make a fair and

equitable apportionment of the unpaid balance of the bond assessment remaining against the whole tract as between the portion transferred and the portion not transferred, shall notify the county auditor of such apportionment, as an amendment to the annual bond tax list, and shall cause the bond assessment roll to be amended in the office of the clerk of court. Thereupon each portion of the original tract shall be deemed a separate tract with respect to the bond assessment, the lien thereof, and annual bond taxes. No such apportionment shall be made on account of any lien interest or other partial interest in any tract.

SECTION 10. Collection of taxes.—(a) Except as provided in Section 9 of this act, the county treasurers shall collect the taxes due the district as the same time and in the same manner as they collect other taxes of the counties and the taxes due the district shall be subject to the same due and delinquency dates, discounts, penalties, and interest as are applied to the collection of county taxes; *provided*, that penalties and costs of collection shall be paid to and retained by the county procuring such collection.

(b) The official bonds of the county treasurers shall be increased by such amounts as the board of directors of the district may determine to be necessary for the protection of the district. Any resulting increases in premiums shall be paid by the district as a cost of administration.

SECTION 11. Expenditures.—Tax funds collected shall be transferred to and held by the treasurer of the watershed conservation district for the specific purpose for which they have been collected. All expenditures of such funds shall be made by the board of directors, approved by the joint board. Funds may be deposited in such special accounts and in such depositories as may be determined by the board of directors.

SECTION 12. Petition to have lands detached.—The owner or owners of lands which have not been, are not and cannot be benefited by their inclusion in the watershed conservation district and which are not at the time subject to bond assessment may petition the joint board to have such lands detached. The petition shall describe such lands and state the reasons why they should be detached. A hearing shall be held within thirty days after the petition is received. Due notice of such hearing shall be given before the hearing. If it is determined by the joint board that such lands shall be detached, such

determination shall be certified to the county auditors. After recording, the certification shall be filed with the State Soil Conservation Committee.

SECTION 13. Petition for discontinuance of district—hearing—referendum—discontinuance if election and determination favorable.—(a) At any time after five years from the organization of the watershed conservation district, fifteen or more freeholders within each of the counties within the district, or, if less than thirty freeholders are involved, a majority of the freeholders in such district in each county may file a petition with the joint board praying that the existence of the district be discontinued. The petition shall state the reasons for the discontinuance, and that all obligations of the district have been met.

(b) After due notice, as provided in Section 5 of Act 1032 of 1962, the joint board may conduct such hearings on the petition as may be necessary to assist them in making a determination.

(c) If the joint board finds that all the obligations of the district have been met, within sixty days after the petition is filed, a referendum shall be held under the supervision of the joint board as provided in Section 7 of this act. No informalities in the conduct of the referendum or in any matters relating to the referendum shall invalidate it or its result if notice of the referendum has been given substantially as provided in subsection (b) of this section.

(d) If a majority of the votes cast in each county in such referendum favor the discontinuance of the district, and it is confirmed that all the obligations have been met, the joint board shall make a determination that the watershed conservation district shall be discontinued. A copy of the determination shall be certified to the clerks of court for recording, and such recording shall terminate and dissolve the district. After recording, the certification shall be filed with the State Soil Conservation Committee.

SECTION 14. Supervisory authority if district discontinued.—If any supervising soil conservation district is discontinued, the governing body of the county involved shall serve in the same supervising capacity over the watershed conservation district as the joint board.

SECTION 15. Exceptions for public utilities.—The powers of condemnation and the levying of taxes granted in this act shall not

extend to property of any public utility which could have been acquired by such public utility under its right of condemnation.

SECTION 16. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R399, H1778)

No. 651

An Act To Authorize The Trustees of Bamberg County School District No. 1 To Borrow Not Exceeding Fifty Thousand Dollars To Be Used For School Purposes, And To Provide For The Payment Of The Loan.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. School District No. 1 of Bamberg County may borrow money.—The Board of Trustees of School District No. 1 of Bamberg County is hereby authorized to borrow not exceeding fifty thousand dollars from the Division of General Services, or any other lending agency, at the lowest interest rate available, to be used for school purposes. The amount borrowed shall be evidenced by a note to be executed by each member of the board. The note shall bear such interest as may be agreed upon to be paid annually, and shall be payable in five equal, annual installments, with the right to anticipate payment thereof at any annual interest-paying period. The full faith, credit and taxing power of the county are irrevocably pledged for payment of the loan.

SECTION 2. Payment.—The Auditor of Bamberg County shall levy, and the Treasurer of Bamberg County shall collect, an annual tax upon all of the taxable property of the district sufficient to retire the loan and the interest due thereon, and the entire proceeds of such levy shall be applied to the payment of the note, inclusive of interest, in full, at which time the levy provided herein shall be terminated. In the event the school district may receive or have on hand any funds not otherwise pledged or designated for a particular use, such funds may be used for payment of the loan and interest thereon.

SECTION 3. Payment further.—Should the money be borrowed from the Division of General Services and should there be default in

any payment, the State Treasurer shall withhold all state funds accruing to the district and transmit such funds to the Division of General Services.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R594, H1886)

No. 652

An Act To Authorize The Trustees Of Denmark School District No. 2 In Bamberg County To Borrow Not Exceeding Seventy-Five Thousand Dollars To Be Used For School Purposes, And To Provide For The Payment Of The Loan.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Denmark School District 2 authorized to borrow.—The Board of Trustees of Denmark School District No. 2 of Bamberg County is hereby authorized to borrow not exceeding seventy-five thousand dollars from the Division of General Services, or any other lending agency, at the lowest interest rate available, to be used for school purposes. The amount borrowed shall be evidence by a note to be executed by each member of the board. The note shall bear such interest as may be agreed upon to be paid annually, and shall be payable in five equal, annual installments, with the right to anticipate payment thereof at any annual interest-paying period. The full faith, credit and taxing power of the county are irrevocably pledged for payment of the loan.

SECTION 2. Payment.—The Auditor of Bamberg County shall levy, and the Treasurer of Bamberg County shall collect, an annual tax upon all of the taxable property of the district sufficient to retire the loan and the interest due thereon, and the entire proceeds of such levy shall be applied to the payment of the note, inclusive of interest, in full, at which time the levy provided herein shall be terminated. In the event the school district may receive or have on hand any funds not otherwise pledged or designated for a particular use, such funds may be used for payment of the loan and interest thereon.

SECTION 3. Payment further.—Should the money be borrowed from the Division of General Services and should there be default in

any payment, the State Treasurer shall withhold all state funds accruing to the district and transmit such funds to the Division of General Services.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R692, H2018)

No. 653

An Act Authorizing The Governing Body Of Bamberg County To Convey A Certain Lot Of Land To The Town Of Ehrhardt.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Bamberg County to convey lot.—The Governing Body of Bamberg County is authorized to convey to the Town of Ehrhardt that lot of land upon which is now situated the Ehrhardt Community Center for such consideration as may be mutually agreed upon.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R870, H2022)

No. 654

An Act Authorizing The Town Of Govan In Bamberg County To Construct A Waterworks System And To Issue Bonds Therefor Subject To An Election Thereon.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Town of Govan authorized to construct waterworks system.—The Town of Govan in Bamberg County is authorized to construct a waterworks system.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R871, H2088)

No. 655

An Act To Provide For The Levy Of Taxes For County Purposes In Bamberg County For The Fiscal Year Beginning July 1, 1967, And Ending June 30, 1968, And For The Expenditure Thereof; To Fix The Compensation Of Certain Officers; To Validate Certain Disbursements, Expenditures And Actions During The Fiscal Year 1966-1967, And Otherwise Relating To The Fiscal Affairs Of Bamberg County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The Auditor of Bamberg County is hereby directed to levy a tax of five mills on all of the taxable property in Bamberg County, the proceeds thereof to be turned over to the trustees of Bamberg County Memorial Hospital to be used by them in supplementing other revenue received from the trustees in operating the hospital during the fiscal year beginning July 1, 1967, and ending June 30, 1968. In the event that the funds are not needed for this purpose during the fiscal year ending June 30, 1968, then the funds are to be held by the Treasurer of Bamberg County until they are needed for such purposes.

The trustees of the hospital are authorized to refer all cases requesting hospital assistance to the Department of Public Welfare of Bamberg County, and the Department of Public Welfare is authorized and directed to investigate and make recommendations as to all such cases.

SECTION 2. The Auditor of Bamberg County is hereby directed to levy a tax on all of the taxable property in Bamberg County for ordinary county purposes for the fiscal year beginning July 1, 1967, and ending June 30, 1968, the revenue derived from such tax and other funds to be expended in the amounts and for the purposes hereinafter stated :

Item 1. Roads and Bridges:

Convicts and maintenance of roadworking organization; materials used in and for general operating expenses of plant for manufacturing of concrete bridge materials; also for purchasing new road machinery, trucks, equipment and repairs, if so much be necessary	\$ 27,000.00
Mechanic at county prison	2,909.00

	Foreman at county prison	3,600.00
	Guard at county prison	2,100.00
	Guard at county prison	1,500.00
		<hr/>
	Total, Item 1	\$ 37,109.00
	The Supervisor shall deliver to each member of the legislative delegation, on or before the tenth day of each month, an itemized statement showing the amount of each disbursement made during the preceding month, to whom paid, and for what the voucher was issued.	
Item 2.	Clerk of Court's Office:	
	Salary of Clerk	\$ 3,070.00
	Clerical help	861.00
	<i>Provided</i> , that the Clerk of Court is authorized to charge a fee of \$5.00 for the filing of a summons and complaint.	
		<hr/>
	Total, Item 2	\$ 3,931.00
Item 3.	Judge of Probate's Office:	
	Salary of Judge of Probate and Acting Master ..	\$ 3,070.00
	Clerical help	861.00
		<hr/>
	Total, Item 3	\$ 3,931.00
Item 4.	Auditor's Office:	
	Portion of salary paid by county	\$ 1,400.00
	Clerical help	861.00
	Travel expense	300.00
		<hr/>
	Total, Item 4	\$ 2,561.00
Item 5.	Treasurer's Office:	
	Portion of salary paid by county	\$ 1,400.00
	Clerical help	861.00
	Travel expense	200.00
		<hr/>
	Total, Item 5	\$ 2,461.00
Item 6.	Sheriff's Office:	
	Salary of Sheriff	\$ 6,652.00
	Deputy Sheriffs (2)	10,160.00

Office Clerk		2,630.00
<i>Provided</i> , that the deputies shall also act as constables for the Magistrate at Bamberg.		
Gas, oil and upkeep of two cars owned by county and used by the Sheriff and Deputy Sheriffs, if so much be necessary		2,500.00
To purchase uniforms for Sheriff and Deputy Sheriffs		500.00
To purchase photo supplies, ammunition, etc., if so much be necessary, by approved vouchers ..		200.00
For radio repair and service		300.00
Total, Item 6		\$ 22,942.00
Item 7. Superintendent of Education's Office:		
Portion of salary paid by county		\$ 1,251.42
For use of auto, maintenance and travel expense		618.00
Total, Item 7		\$ 1,869.42
Item 8. Supervisor's Office:		
Salary of Supervisor		\$ 6,652.00
Salary of Clerk		6,652.00
For use of auto, maintenance and travel expense		525.00
County Commissioners, two @ \$440.75 each ..		881.50
Total, Item 8		\$ 14,710.50
Item 9. Coroner's Office:		
Salary of Coroner		\$ 1,000.00
For traveling expense and stenographic fees for taking and transcribing testimony		+ 120.00
Total, Item 9		\$ 1,120.00
Item 10. Jail:		
Salary of Jailor		\$ 1,730.00
Jail expenses, including dieting of prisoners, if so much be necessary. <i>Provided</i> , that the jailor shall be allowed one dollar and fifty cents a day for each prisoner (any city prisoner to pay county two dollars turnkey and one dollar and fifty cents a day for dieting)		6,000.00
Total, Item 10		\$ 7,730.00

Item 11 Miscellaneous Salaries:

Attorney	\$ 1,000.00
Physician	1,000.00
Clerical help, School Lunch Supervisor	954.45
Extension stenographers (2)	1,200.00
Part salary, Negro Home Demonstration Agent	360.00
Maid at Courthouse	1,419.00
Janitor at Courthouse	1,419.00
County Extension Stenographer	120.00
Asst. County Agent	120.00

Total, Item 11\$ 7,592.45

Item 12. County Boards:

Board of Education	\$ 400.00
Board of Equalization	600.00

Total, Item 12\$ 1,000.00

Item 13. For the purchase of furniture and equipment for the various county offices, if so much be necessary, with expenditures from this appropriation to be first approved by the legislative delegation \$

1,500.00

Total, Item 13\$ 1,500.00

Item 14. Court Expenses\$ 4,320.00

Provided, that jurors and bailiffs shall be paid five dollars per day for services in attendance upon courts. The jury boy shall be paid three dollars per day for services in attendance upon courts. Jurors in magistrates' courts in criminal cases and jurors in coroner's court one dollar per day, to be paid upon warrants of the magistrate or coroner. *Provided*, further, that out of the funds herein appropriated for court expense, the resident Circuit Judge is hereby authorized to use for stenographic services not to exceed the sum of \$820.00.

Total, Item 14\$ 4,320.00

Item 15. Magistrates' and Constables' Salaries:

Magistrate at Bamberg	\$ 2,240.00
Constable at Bamberg	600.00
Magistrate at Denmark	2,240.00
Constable at Denmark	600.00
Magistrate at Olar	653.00
Constable at Olar	381.60
Magistrate at Ehrhardt	653.00
Constable at Ehrhardt	381.60
Magistrate at Fishpond Township	539.30
Constable at Fishpond Township	321.80

Provided, that if the magistrates for the Towns of Bamberg, Denmark, Olar and Ehrhardt do not live in the respective towns, they shall establish office hours in the towns on Saturdays from 10 a. m. to 4 p. m. of each week and be available during such time for official duties.

Total, Item 15\$ 8,610.30

Item 16. Welfare Department (State):

For emergency relief	\$ 1,000.00
All cases receiving assistance from this fund to be approved by a majority of the board. <i>Provided</i> , that the director may approve cases needing immediate attention and in which suffering would result if assistance were delayed, but in such cases he shall make a full report showing the nature of the emergency and the amount given each recipient at the next meeting. A monthly report of all expenditures shall be made to the legislative delegation.	

Total, Item 16\$ 1,000.00

Item 17. Public Buildings, including water, fuel, lights, telephone, insurance and purchase of cleaning materials and tools for building and grounds, and for repairs to county property

.....\$ 14,000.00

Total, Item 17\$ 14,000.00

Item 18. Post mortems, inquests and lunacies	\$ 650.00
Total, Item 18	\$ 650.00
Item 19. Printing, postage and stationery	\$ 3,500.00
<i>Provided</i> , that itemized bills for all expenditures out of this sum shall be filed with the county supervisor before payment is made. <i>Provided</i> , further, that the amount be apportioned to the various offices on approximately the same basis as heretofore used by these offices, and that no office or officer shall be allowed to use during the current year an amount in excess of the sum apportioned by the county board.	
Total, Item 19	\$ 3,500.00
Item 20. County Health Department, if so much be necessary, the amount to be determined by the Bamberg County Legislative Delegation and the Bamberg County Health Department	\$ 8,645.00
For rabies control	100.00
Tuberculosis work in county	1,000.00
Total, Item 20	\$ 9,745.00
Item 21. Miscellaneous:	
(a) Vital Statistics	\$ 225.00
(b) Premium on Bonds	660.00
(c) For auditing county books for 1966-67	3,000.00
(d) Boys' 4-H Work	175.00
(e) Girls' 4-H work and Women's 4-H Work	175.00
(h) Demonstration supplies for Home Agent	150.00
(i) Demonstration supplies and photographic material for Farm Agent, if so much be necessary..	150.00
(j) Bamberg Public Library	9,113.44
(k) For burial of paupers	1,000.00
(l) To pay premium for Workmen's Compensation Insurance for county officials and employees, if so much be necessary	800.00
(m) For retirement of county officers and employees, if so much be necessary	4,900.00
(n) Social Security for county employees	4,000.00

(o)	For National Guard, to be expended upon vouchers approved by the Captain of the National Guard	1,000.00
(p)	Edisto Soil Conservation District, to be used for farm work in Bamberg County	500.00
(q)	To supplement salary of County Farm Demonstration Agent	400.00
(r)	Colored County Farm Demonstration Agent ..	400.00
(s)	Flowers and shrubbery for Bamberg County Hospital	100.00
(t)	Janitor for Health Department and Welfare Department, and to care for Courthouse and Library grounds under supervision of Health Department	1,000.00
(u)	Fertilizer and improvements for Courthouse and Library shrubbery	200.00
(v)	Official expense—Circuit Judge (to be paid upon warrant of Circuit Judge)	720.00
(w)	To supplement salary of County Forest Fire Protection Unit Driver	180.00
(x)	To supplement salary of Assistant Farm Demonstration Agent	120.00
(y)	Employer contribution—S. C. Police Retirement	1,700.00
(aa)	To supplement salary of county service officer	240.00
(bb)	To supplement salary of County Forest Ranger	240.00
Total, Item 21		\$ 31,148.44
Item 22.	Contingent Fund	\$ 10,000.00
	To be used only with the written approval of the Bamberg County Legislative Delegation.	
Total, Item 22		\$ 10,000.00
Item 23.	Bamberg County Planning and Development Board, to be paid upon vouchers approved by the chairman and secretary, if so much be necessary	\$ 5,000.00
Total, Item 23		\$ 5,000.00

Item 24.	For annual expenses, maintenance and operation of the J. C. Kearsce Agricultural Building, if so much be necessary	\$ 5,000.00
	<i>Provided</i> , that all Federal agencies with officers located in such building shall pay to the General Fund of Bamberg County their proportionate share of the above cost, based on a square footage occupancy.	
	Total, Item 24	\$ 5,000.00
Item 25.	Tax Collector	\$ 2,320.00
	Travel Expense	300.00
	<i>Provided</i> , that the supervisor shall not disburse any amounts, including salaries, under this item unless the report has been filed for the preceding month.	
	Clerical help	1,430.00
	<i>Provided</i> , that all taxes other than merchants' and corporation taxes due the county prior to and including taxes for the year 1960 shall be collected, nulla bona, or levied upon by the Tax Collector of Bamberg County on or before November 1, 1967.	
	<i>Provided</i> , further, that all merchants' and corporation taxes due the county prior to and including taxes for the year 1965 shall be collected, nulla bona, or levied upon by the Tax Collector of Bamberg County on or before November 1, 1967.	
	Total, Item 25	\$ 4,050.00
Item 26.	Civil Defense	\$ 7,182.00
	Total, Item 26	\$ 7,182.00
Item 27.	Maintenance, Denmark Auxiliary Health Center	\$ 100.00
	Total, Item 27	\$ 100.00
Item 28.	Pest Control Service	\$ 552.00
	Total, Item 28	\$ 552.00

Item 29. Western Carolina Higher Education Commission, if so much be necessary, to be paid in such installments as requested and upon vouchers of the Bamberg County members of the Western Carolina Higher Education Commission	\$ 5,000.00
Total, Item 29	\$ 5,000.00
Item 30. Local funds to be used for the construction of the County Library	\$ 14,338.00
Total, Item 30	\$ 14,338.00
GRAND TOTAL	\$232,653.11
Estimated Revenue:	
Fines and Licenses	\$ 18,000.00
Gasoline Tax (one cent)	67,000.00
Insurance Licenses	11,500.00
Liquor Taxes	23,000.00
Beer and Wine Tax	5,500.00
Execution Fees	1,500.00
Income Tax	52,000.00
Bank Tax	2,500.00
Diversion from Hospital Millage	8,137.00
Miscellaneous	10,000.00
Total, Estimated Revenue	\$199,137.00
Amount to be raised by taxation ..	\$ 33,516.11

SECTION 3. The appropriation made under the foregoing section for the office of Sheriff and office of Treasurer of Bamberg County is intended to be full compensation for their respective services. *Provided*, that all mileage and docketing fees shall be turned over to the treasurer and placed in the sheriff's auto maintenance and traveling expenses fund. *Provided*, further, that mileage shall be nine cents per mile and per diem ten dollars.

SECTION 4. No charge shall be made by the auditor for entries upon the books of his office of any transfer of real estate by deed or other written instruments.

SECTION 5. The commutation road tax shall be considered as a part of the revenue of the county for road purposes and is not to be expended in addition to the amount appropriated in Item 1 of this act.

SECTION 6. The amounts provided for herein for the several purposes shall be expended for the purpose stated and none other and any unexpended balance in hand at the expiration of the fiscal year shall revert to the general fund of the county.

SECTION 7. Should there be any deficit in any item of the 1966-1967 appropriations act, or should any deficit occur in any item under the provisions of this act, the county treasurer is hereby authorized and directed to transfer any surplus appearing in any account to any deficit appearing in any other account; and if the surpluses from such items are insufficient to cover the deficits, then there is hereby appropriated out of the general fund of Bamberg County a sufficient amount to cover such deficits provided the payment of same has been authorized in writing by the Bamberg County Legislative Delegation.

SECTION 8. No expense allowed under this act shall be paid out in bulk but is to be for actual expenses incurred in official business, and the supervisor is hereby required to demand and retain proper itemized and verified vouchers for each such expenditure.

SECTION 9. It shall be unlawful for the county supervisor or board of commissioners to make any contracts to purchase or to make any purchase for an amount exceeding one thousand dollars without the written consent of the legislative delegation.

SECTION 10. Any expense incurred by reason of failure of an officer of the county to perform the duties of his office, as required by law, shall be deducted from the salary of the officer so failing to perform his duty.

SECTION 11. No warrant shall be issued to pay any magistrate and his constable until the end of the month and until such magistrate has filed his report of the proceedings of his court and such magistrate shall have filed a bond as provided by law.

SECTION 12. The county treasurer is authorized and directed to mail to every taxpayer the same form of notice as provided for under the terms of Section 11 of the appropriations act of Bamberg County for the year 1943.

SECTION 13. The clerk of court is hereby authorized and directed to charge the sum of fifty cents to satisfy any real estate mortgage; *provided*, that the satisfaction is in the form as authorized under item (1) of Section 45-65 of the 1962 Code. For recording chattel mortgages for amounts under one hundred dollars, the clerk is hereby authorized and directed to charge the same fee as any chattel mortgage regardless of the amount of such mortgage.

SECTION 14. All chattel mortgages will be recorded in the same books and indexed accordingly.

SECTION 15. The resident circuit judge shall be entitled to the same benefits as any other county official.

SECTION 16. A certain sum to be determined under the provisions of Act 238 of 1959 shall be placed in the general fund of the county, which amount shall be diverted from hospital millage by the Treasurer of Bamberg County.

SECTION 17. The local library board shall have the authority to contract with neighboring counties and with the State Library Board when in so doing they can accomplish the extension and improvement of library service in Bamberg County.

SECTION 18. The Treasurer of Bamberg County is hereby authorized and directed to turn over to the Bamberg County Planning and Development Board such sums of money as may be directed by the Bamberg County Legislative Delegation. The funds are to be used by the Bamberg County Planning and Development Board for such projects as in the discretion of the board will tend to relieve unemployment in the county and stimulate business within the county.

SECTION 19. The disbursements, expenditures and actions authorized by the Bamberg County Legislative Delegation during the fiscal year 1966-1967 in connection with the operation of the county, and departments and agencies thereof, are hereby validated and declared to be legal and binding acts of the officials of the county who acted in pursuance thereof.

SECTION 20. The provisions of this act as to the several officers in Bamberg County named in this act are mandatory and not discretionary and, upon failure or refusal of any of them to do the things herein directed and required to be done by them, the supervisor shall immediately bring and institute in the courts mandamus or such

other proceedings as may be proper or necessary to carry into effect the provisions of this act. The county attorney is directed to advise all officers named in this act of their respective duties required of them in this act and whenever necessary take legal steps at the direction of the county supervisor in the enforcement thereof.

SECTION 21. Any appropriations made by this act may be reduced or eliminated by order of the Legislative Delegation from Bamberg County and when any new employee enters the service of Bamberg County, whether replacing an existing employee or filling a new position, the compensation or salary of such new employee shall be set by the legislative delegation.

SECTION 22. If any word, phrase, part or section of this act is held unconstitutional, the remaining portion shall continue in full force and effect.

SECTION 23. This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R159, H1421)

No. 656

An Act To Authorize The Governing Body Of Barnwell County To Borrow Not Exceeding Twenty-five Thousand Dollars For General County Purposes And To Provide For Repayment Of The Loan.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Barnwell County may borrow money.—The Governing Body of Barnwell County is hereby authorized to borrow from the Division of General Services of the State Budget and Control Board or any other source for general county purposes not exceeding twenty-five thousand dollars. The indebtedness shall be evidenced by notes signed by the chairman of the governing body and the county treasurer. The indebtedness shall be repaid upon such terms as the borrower and lender may agree, not to exceed ten years. For the payment of the indebtedness, the full faith, credit and taxing power of the county are irrevocably pledged and the county auditor and county treasurer are directed to levy and collect annually a sufficient sum to pay the principal and interest thereon.

Should the monies be borrowed from the Division of General Services and should there be default in any payment, the State Treasurer is directed to withhold any funds accruing to the county and to transmit them to the Division of General Services.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1967.

(R815, H1693)

No. 657

An Act To Provide For The Levy Of Taxes For Ordinary County Purposes In Barnwell County For The Fiscal Year Beginning July 1, 1967; To Provide For The Expenditure Thereof; And To Provide For Other County Purposes.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The County Auditor of Barnwell County is hereby directed to levy a tax on all the taxable property of the County of Barnwell for county purposes for the fiscal year beginning July 1, 1967, and ending June 30, 1968, sufficient to pay the following appropriations :

Item 1. Roads and Bridges :

Convicts and maintenance road working organizations	\$ 22,000.00
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	\$ 22,000.00

Item 2. Clerk of Court's Office :

Salary of Clerk of Court	\$ 5,000.00
Indexing births and deaths	200.00
Recording discharge of soldiers and sailors	150.00
Repairing and binding books, if so much be necessary	200.00
To provide for preserving by the process of lamination or otherwise, through the State Archives Department, certain very old and brittle records of the county	300.00
Telephone	112.00
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	\$ 5,962.00

Provided, that the fee that may be charged by the Clerk of Court for Barnwell County for the recording, filing, indexing and/or registering of any mortgage or other instrument conveying a lien on crops growing or to be grown and/or personal property and made to any corporation organized under the Act of Congress known as the Farm Credit Act of 1933, a Regional Agricultural Credit Corporation, a Federal Intermediate Credit Bank, or any other corporation which rediscounts notes or other obligations with or procures loans from a Federal Intermediate Credit Bank, the Reconstruction Finance Corporation, or the Government of the United States or any department, agency, instrumentality or officer thereof, shall be fifty (50¢) cents; *provided*, that a copy or duplicate of such instruments be furnished to the recording officer. Barnwell County is specifically excepted from the provisions of Sections 27-60, 27-61, 27-66, 60-2 and 60-303 of the 1962 Code; *provided*, further that in addition to the fee hereinabove fixed for recording chattel mortgage, the Clerk of Court may charge an additional fee of twenty-five (25¢) cents, when he is required to search the records before recording any such mortgage. *Provided*, further, that notwithstanding Section 27-52 of the 1962 Code, in Barnwell County the Clerk of Court shall receive for recording deeds without dower a fee of \$2.00; deeds with dower a fee of \$2.25; chattel mortgages a fee of \$1.50; and chattel mortgages with assignment a fee of \$2.00. *Provided*, that the Clerk of Court is authorized and directed to remove from the active shelves of the Clerk's office and store or destroy all chattel mortgage records ten (10) years of age or older.

Item 3. Sheriff's Office:

Salary of Sheriff	\$ 4,000.00
For use of auto, maintenance and travel expense of Sheriff	2,400.00

Salaries of two Deputy Sheriffs, to be appointed by the Sheriff (\$3,800.00) each	7,600.00
For use of autos for two Deputy Sheriffs, who furnish their own cars, maintenance and gasoline (\$2,000.00 each)	4,000.00
Replacement of uniforms for two Deputy Sheriffs (\$200.00)	400.00
Salary of Clerk	3,000.00
Dieting prisoners	2,480.00
The Sheriff shall act as jailor without additional compensation.	
Extra help at jail	938.00
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	\$ 24,818.00
Item 4. Treasurer's Office:	
Salary of Treasurer	\$ 1,320.00
Salary of Clerk	3,000.00
Assistant Clerk, two months @ \$250.00 per month	500.00
Telephone	112.00
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	\$ 4,932.00
Item 5. Auditor's Office:	
Salary of Auditor	\$ 1,800.00
Traveling expenses of Auditor	300.00
Salary of Clerk	3,000.00
Salary of Assistant Clerk (10 months @ \$250.00 per month)	2,500.00
Purchasing and/or repairing and binding books, if so much be necessary	200.00
Telephone	112.00
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	\$ 7,912.00
Item 6. Board of Education:	
Salary of Clerk	\$ 2,400.00
Travel, Attendance Teacher	400.00
Members of County Board, each \$200.00	1,400.00
Expenses, County Board	500.00
	<hr/>
	\$ 4,700.00

Provided, that in addition to the salary provided for the County Board of Education, there shall be allowed ten (10¢) cents per mile travel going to and returning from official meetings of the board.

Item 7. Judge of Probate's Office:

Salary of Judge of Probate and Acting Master ..	\$ 2,200.00
Salary for Clerk	2,000.00
To provide for preserving by the process of lamination or otherwise, through the State Archives Department, certain very old and brittle records of the county	300.00
	<hr/>
	\$ 4,500.00

Provided, that the fees charged by the Judge of Probate for Acting Master shall be the same as those heretofore provided by law for the Master of Barnwell County, in the Code. *Provided*, further, that any general law to the contrary notwithstanding, except any general legislation passed in 1952, the fees charged by the Judge of Probate of Barnwell County shall be those provided for in Section 27-308 of the 1962 Code.

Item 8. Coroner's Office:

Salary of Coroner	\$ 1,200.00
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	\$ 1,200.00

Item 9. County Board of Managers:

Salary of Supervisor of Roads	\$ 3,600.00
Traveling expenses for Supervisor	1,800.00
Expense allowance for Supervisor	600.00
Salary of County Managers, five @ \$500.00 each	2,500.00
Travel expenses for Chairman	100.00
Salary of Clerk	3,600.00
Printing, postage and stationery	8,350.00
Contribution to the poor and needy of Barnwell County, to be expended under the direction of the County Board of Managers in cases not otherwise covered by law	2,000.00

Emergency relief, to be disbursed under direction of the Department of Public Welfare	2,500.00
Travel for Child Welfare Worker	480.00
Expenses, Director Barnwell DPW investigating hospital cases	300.00
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	\$ 25,830.00

Provided, that no charity patient shall be admitted to the Barnwell County Hospital unless certified by the Barnwell County Department of Public Welfare.

Provided, that the item for printing, postage and stationery shall, by the County Board of Managers, be apportioned in the various offices in Barnwell County entitled to use the fund on a basis of the ratio hereinabove used, and no office or officer shall be allowed to use during the current year an amount in excess of the sum so apportioned by the County Board of Managers.

Provided, further, that the farm lands owned by the county and operated as the Poor House Farm shall be used by the County Board of Managers in its discretion for the growing of foodstuffs for use by the County Chain Gang and County Hospital.

Item 10. Tax Collector's Office:

Salary of Tax Collector	\$ 1,980.00
Salary of Clerk	2,400.00
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	\$ 4,380.00

Item 11. Magistrates and Constables:

Magistrate at Barnwell	\$ 2,700.00
Expenses for Magistrate at Barnwell	300.00
Constable at Barnwell	780.00
Magistrate at Blackville	780.00
Constable at Blackville	780.00
Magistrate at Williston	780.00
Constable at Williston	780.00
Magistrate at Hilda	540.00
Constable at Hilda	540.00

Magistrate at Red Oak	540.00
Constable at Red Oak	540.00
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	\$ 9,060.00

Provided, that no warrant shall be issued to pay any Magistrate and his Constable until at the end of each month and such Magistrate has filed his report of the proceedings in his court and accounted for all monies collected.

Item 12. Court Expenses:

Court expenses	\$ 2,500.00
Secretarial help for the Judge of the Second Judicial Circuit	500.00
	<hr/>
	\$ 3,000.00

Item 13. Health Work:

Physicians, County Jail and Chain Gang	\$ 400.00
Contribution to operation of County Health Department to match State funds, as provided by law, including \$500.00 for T.B. work	6,313.00
Vital Statistics:	
To pay local Vital Statistics Registrars, if so much be needed	200.00
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	\$ 6,913.00

Provided, that all monies expended by the County Health Department shall be spent upon the written approval of the Barnwell County Legislative Delegation.

Item 14. Public buildings, including water, fuel, lights, insurance, also salary (\$4,300.00) and expense (\$800.00) for Superintendent and Maintenance Engineer for all public buildings, including Courthouse, Office Building, Health Building, County Jail, Agricultural Building, County Farm Prison Building and County Library; for keeping grounds beautified around such buildings; and for the use of personal truck and tools	\$ 26,000.00
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	\$ 26,000.00

Item 15. Farm and Home Demonstration Work:

County Agent's Work:

County Agent, Salary Supplement	\$ 600.00
Assistant County Agent, Salary Supplement ..	360.00
Home Agent, Salary Supplement	360.00
Associate Home Agent, Salary Supplement	360.00
Extension Secretary, Part Salary	600.00
Boys' and Girls' 4-H Club Work	300.00
County Agent, Telephone Services for Extension Office	250.00
County Agent, Demonstration Supplies	150.00
Home Agent, Demonstration Supplies	150.00

\$ 3,130.00

- Item 16. Library Board, including water, fuel, lights, also salaries, purchase of books and periodicals, book binding, library supplies. Bookmobile operation and insurance, miscellaneous items, and Librarian's expenses to S. C. Library Association meeting
- | |
|--------------|
| \$ 13,208.00 |
|--------------|
- Discretionary fund (extra cleaning, expenses of special events, etc.)
- | |
|--------|
| 275.00 |
|--------|

\$ 13,483.00

Provided, that upon the approval of the County Delegation of Barnwell County the Library Board of Barnwell County is authorized to enter into contracts and agreements with other county library boards of the State, and the South Carolina State Library Board and to fully cooperate therewith in encouraging and promoting the establishment and use of libraries, the procurement of funds therefor, and the efficient use of such funds in establishing and improving public library service.

Item 17. Miscellaneous:

Barnwell Soil Conservation District	\$ 500.00
Premium on Bonds	900.00
Post Mortems, lunacies and inquests	800.00
County Attorney	150.00

Board of Equalization	1,400.00
County Audit	1,200.00
S. C. Industrial Commission	1,580.57
S. C. Retirement System	4,200.00
Social Security Trust Fund	4,400.00
Contribution to Richardson-Walsh American Legion Hut	300.00
Contribution to American Legion Post at Williston	300.00
Contribution to American Legion Post at Blackville	300.00
Contribution to Barnwell County National Guard Maintenance Fund	1,500.00
Blue Cross-Blue Shield	5,125.00
Civil Defense (to be expended on approval of Barnwell County Legislative Delegation)	3,300.00
Fifty per cent (50%) of salaries of two radio operators jointly operating radio service be- tween the city of Barnwell and the county law enforcement officers	2,500.00
S. C. Police Officers Retirement System	2,200.00
Board of Registration	600.00
Miscellaneous Contingent Fund	4,000.00
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	\$ 35,255.57
GRAND TOTAL	<hr/> \$203,075.57
Less Estimated Revenue other than Taxes:	
Fines and Licenses	\$ 6,500.00
Commutation Tax	3,000.00
Gasoline Tax	75,000.00
Insurance License Fees	15,000.00
Alcoholic Liquors Tax	26,000.00
Beer and Wine Tax	6,500.00
Income Tax	52,000.00
Miscellaneous	5,000.00
	<hr/>
	\$189,000.00
Amount to be raised by taxation	<hr/> \$ 14,075.57

SECTION 2. On and after the passage of this act, until specifically repealed the road tax in Barnwell County shall be two dollars per year.

SECTION 3. The contingent fund herein created shall be spent only upon the written approval of the Legislative Delegation, after being first approved by the County Board of Managers.

SECTION 4. Effective January 1, 1955, and each year thereafter, travel expense and/or travel expenses shall mean remuneration for services rendered.

SECTION 5. The County Board of Managers shall publish annually at the end of each fiscal year in a newspaper having general circulation in the county a report showing all of the expenditures made by the County Board of Managers during the fiscal year.

SECTION 6. No claim shall be approved or warrant issued therefor unless claims be itemized and sworn to.

SECTION 7. *Provided*, that at the end of the fiscal year 1967-68 the county treasurer is hereby authorized and directed to transfer any surplus appearing in any account to any deficit appearing in any other account, and if the surpluses are not sufficient to cover deficits the treasurer is authorized and directed to charge the deficit against any surplus funds in hand, upon the written authority of the Legislative Delegation.

SECTION 8. In anticipation of the collection of taxes herein provided for, the Board of County Managers and the treasurer are authorized and empowered to borrow, on the credit of the county, such sums as are necessary to carry out the provisions of this act and to pledge current taxes in payment therefor. Such obligations shall be signed by the treasurer and the chairman of the Board of County Managers, attested by the clerk of such board.

The county treasurer is hereby authorized upon the approval of the Barnwell County Legislative Delegation at any time to borrow any such sum or sums of money on the credit of the county, as are necessary, for county purposes including necessary contributions to the maintenance and support of the Barnwell County Hospital.

SECTION 9. All American Legion Huts in Barnwell County are exempted from county taxes.

SECTION 10. All magistrates hereafter elected and/or appointed before qualifying shall file with the County Board of Managers good

and sufficient bond conditioned for the faithful performance of their duties in the sum of five hundred dollars which bond shall be approved by the County Board of Managers.

SECTION 11. No lunatic shall hereafter be confined in or committed to the county jail except for a period not exceeding five days awaiting transfer to the State Hospital; and the Probate Judge shall make no charge for any lunacy proceedings held unless the lunatic in question shall actually be committed to the State Hospital.

SECTION 12. The County Board of Managers and/or Supervisors are hereby directed to furnish from the chain gang a suitable trusty or trustees to be assigned for work in and about the courthouse, Barnwell County Hospital and other public buildings and grounds, for the maintenance and upkeep of same, and such shall be under the direction and control of the Superintendent and Maintenance Engineer for Public Buildings. *Provided*, the Board of Managers is authorized and directed to assign a trusty from the chain gang as a laborer at the county jail.

SECTION 13. The charge for weighing cotton in Barnwell County shall be twenty cents per bale, one-half of which shall be paid by the buyer and one-half by the seller.

SECTION 14. In the expenditure of the money appropriated in this act, only one-twelfth shall be spent each month, unless upon the written approval of the Legislative Delegation.

SECTION 15. There is hereby created a County Board of Health for Barnwell County, which shall be constituted as follows: a medical doctor to be named by the Barnwell County Medical Association, a veterinarian to be named by the veterinarians of Barnwell County, one citizen to be named by the Mayor and Town Council of the Town of Barnwell and one citizen to be named by the Mayor and Town Council of the Town of Blackville and one citizen to be named by the Mayor and Town Council of the Town of Williston. The Board shall organize and elect a chairman and a secretary; it shall establish rules and regulations and enforce the same to the end that the health of the people of Barnwell County shall be promoted and protected. The Board shall have all the powers and authorities usually performed by a Board of Health, shall meet on the call of the chairman at such times as the public health requires, in cases of emergency and otherwise, and the members shall receive a per diem

of five dollars each per day in attendance upon meetings of the Board and travel at five cents per mile to and from their places of residence.

SECTION 16. Barnwell County is authorized to cooperate with any State or Federal Agency in providing additional recreational facilities for the county, and the county upon the approval of the Legislative Delegation is authorized to transfer such county property as may be necessary to accomplish this end.

SECTION 17. All expenditures heretofore made upon the approval of the Barnwell County Board of Managers and the County Delegation from either the general, special or surplus funds of the County are hereby approved and ratified.

SECTION 18. Any overdrafts authorized by the County Board of Managers or by the County Delegation shall be charged to the general funds of the county and any funds so far or hereafter paid out in accordance with this plan are hereby validated.

SECTION 19. Grand and petit jurors shall each hereafter be paid at the rate of seven dollars per court attendance day.

SECTION 20. *Provided*, that the maintenance and supervision of all public buildings in Barnwell County shall be under the supervision of the County Supervisor, and the office hours and the days the offices shall be open shall be designated by the County Board of Managers.

SECTION 21. *Provided*, that the auditor and treasurer are hereby authorized and directed to levy and collect a tax of three mills on all the taxable property of Barnwell County not exempt by law, for the operation and maintenance of the Barnwell County Hospital.

SECTION 22. The Chill-Chest Company, subsidiary of Rebco, Inc. is hereby exempted from all county and school taxes for a period of five years beginning January 1, 1966.

This tax exemption shall also apply to any and all new manufacturing business enterprises of the same investment and above locating in Barnwell County.

SECTION 23. Any law enforcement officer of Barnwell County having a case before any magistrate of the county shall obtain a statement from such magistrate showing the name of the defendant, the offense for which such defendant is charged and the amount of

fine received by the magistrate if the defendant is convicted. Such statement shall be furnished by each magistrate on the request of the law enforcement officer, and the law enforcement officer shall file the statement with the Treasurer of Barnwell County on or before the first day of each month following the issuance of the statement. No law enforcement officer and/or magistrate of Barnwell County who fails to comply with the provisions of this section shall receive any salary.

SECTION 24. The County Board of Managers shall make checks payable to each employee and officer for compensation provided therefor in this act. No person's compensation shall be included in the check of any other person.

Wherein a salary and/or expense money is herein appropriated, the same shall be paid only to those entitled to receive it and shall be paid only in monthly installments at the end of the month and not in a lump sum nor shall the salary or expense money be paid in advance.

SECTION 25. This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R187, S257)

No. 658

An Act To Abolish The Beaufort Township Library Board And To Devolve Certain Responsibilities Of The Board Upon The County Treasurer.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Beaufort Township Library Board abolished.—The Beaufort Township Library Board is abolished and all funds administered by the board are hereby transferred to the control and administration of the Beaufort County Treasurer.

SECTION 2. Deposit and use of funds.—The treasurer shall deposit the funds of the Beaufort Township Library Board in an account designated the Adline Scheper-Mable Runnette Trust Fund, and the interest from this fund shall annually be used by the Beaufort County Library Board to purchase books for the rare books room. All books purchased with this fund shall bear an inscription

stating that they were provided by the Adline Scheper-Mable Runnette Trust Fund.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of March, 1967.

(R314, H1265)

No. 659

An Act To Amend Act No. 1158, Acts And Joint Resolutions Of South Carolina, 1964, Relating To Sea Pines Public Service District In Beaufort County, So As To Increase The Amount Of Bonds Which May Be Issued And To Further Provide For The Powers Of The District.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 4 of Act 1158 of 1964 amended—additional powers.—Section 4 of Act No. 1158, Acts and Joint Resolutions of South Carolina, 1964, is amended by adding new subsections 19 and 20 to read as follows :

“19. To impose on lands within the district abutting on water lines of the district assessments based on front footage.

20. To adopt regulations requiring connection to any water system owned by the District by all properties to whom such system is available.”

SECTION 2. Paragraph 1, Section 5 of Act 1158 of 1964 amended—bonds may be issued.—Paragraph one of Section 5 of Act No. 1158, Acts and Joint Resolutions of South Carolina, 1964, is amended by inserting after the word “exceeding” on line six “one million” so that when amended the paragraph shall read as follows :

“As one method of raising money to acquire and to enlarge and improve the waterworks system required for the district and to construct a sewage disposal system, medical clinic and other public facilities, the commission, on behalf of the district, shall be empowered to issue general obligation bonds of the district, not exceeding one million five hundred thousand dollars, whose proceeds shall be used for such purposes, including the payment of such interest on the bonds as may be capitalized. All or any general obligation bonds issued pursuant to this paragraph shall be additionally secured by

a pledge of all of the net revenues to be derived from the operation of the waterworks system and sewage disposal system and other net revenues from other facilities constructed for the district, it being specifically recognized that the commission may thereafter wish to provide for further obligations of the district, secured by a pledge on a parity with the pledge herein required. If, pursuant to this paragraph, general obligation bonds are issued:"

SECTION 3. Section 5 (e) of Act No. 1158 of 1964 amended—payment.—Section 5 (e) of Act No. 1158, Acts and Joint Resolutions of South Carolina, 1964, is amended by adding at the end thereof the following :

"If pursuant to the authorizations of this act, as amended, front foot assessments shall be imposed upon properties abutting water distribution mains or water lines making water available to such lots with the proceeds of bonds issued pursuant to this act, then in such instances, the proceeds derived from such assessments shall be paid into the sinking fund created pursuant to this paragraph and shall be applied solely to the payment of principal and interest of bonds issued pursuant to this act. To the extent that moneys from this source shall be available, then in such instances, the tax levy ordered by this section shall be reduced or omitted. *Provided*, that the county treasurer shall, in his discretion, be empowered to appoint any banking institution in South Carolina maintaining offices in Beaufort or Charleston Counties, and having an established trust department, as corporate trustee of funds derived from front foot assessments. In such instance, it shall be the duty of such corporate trustee to keep the same invested and reinvested in obligations of the United States or any agency thereof, or obligations guaranteed by the United States or any agency thereof, having maturities of not longer than five years from the occasion of any such investment. It shall be the duty of the corporate trustee, at the direction of the county treasurer, to make all or any part of the proceeds in its hands available for the payment of principal and interest on the bonds, in accordance with the directives, from time to time, issued by the county treasurer." When amended, Section 5 (e) shall read as follows :

"(e) There shall be irrevocably pledged for the payment of the general obligation bonds and interest thereon, as they mature, the full faith, credit and resources of the district, and the Auditor and Treasurer of Beaufort County, respectively, are hereby authorized

and directed to levy and collect annually a tax upon all taxable property within the district sufficient to pay the bonds and interest thereon as they respectively mature, and to create such sinking fund as may be necessary for the redemption of the bonds and interest at their respective maturities. Net revenues from facilities described in Section 1 which are pledged to bond payments shall be delivered to the Treasurer of Beaufort County prior to the occasion when the auditor fixes the annual levy. The annual ad valorem tax herein directed to be levied may be reduced in each year by the amount of net revenues as aforesaid actually in the hands of the Treasurer of Beaufort County at the time the tax for such year is required to be levied, and the tax may be entirely suspended for any year in case such moneys on hand, applicable as aforesaid, are sufficient to pay both principal and interest then due or falling due in such year and remaining unpaid. If pursuant to the authorizations of this act, as amended, front foot assessments shall be imposed upon properties abutting water distribution mains or water lines making water available to such lots with the proceeds of bonds issued pursuant to this act, then in such instances, the proceeds derived from such assessments shall be paid into the sinking fund created pursuant to this paragraph and shall be applied solely to the payment of principal and interest of bonds issued pursuant to this act. To the extent that moneys from this source shall be available, then in such instances, the tax levy ordered by this section shall be reduced or omitted. *Provided*, that the county treasurer shall, in his discretion, be empowered to appoint any banking institution in South Carolina maintaining offices in Beaufort or Charleston Counties, and having an established trust department, as corporate trustee of funds derived from front foot assessments. In such instance, it shall be the duty of such corporate trustee to keep the same invested and reinvested in obligations of the United States or any agency thereof, or obligations guaranteed by the United States or any agency thereof, having maturities of not longer than five years from the occasion of any such investment. It shall be the duty of the corporate trustee, at the direction of the county treasurer, to make all or any part of the proceeds in its hands available for the payment of principal and interest on the bonds, in accordance with the directives, from time to time, issued by the county treasurer."

SECTION 4. Act 1158 of 1964 amended—Section 5A added—assessment of property.—Act No. 1158, Acts and Joint Resolutions

of South Carolina, 1964, is amended by adding new Section 5A to read as follows:

"Section 5A. (1) In addition to all powers now existing, the commission is hereby empowered to provide by resolution that the actual cost of the establishment and construction of any water distribution lines constructed by the commission within the district and any extensions thereof, or so much of the actual cost thereof as the commission in its discretion deems appropriate, shall be assessed upon the lots and parcels of land abutting directly on such lateral lines or extensions thereof, according to the extent of the respective frontage thereon, by an equal rate per foot of such frontage, and may in its discretion in the case of corner lots, for an assessment only upon one of the two corner lines. The commission may provide in such resolution that the front foot assessments to be levied in connection with such work may be paid in equal installments covering a period of not exceeding twelve years. The resolution providing for such front foot assessments shall designate by a general description the improvements to be made and the street or streets or parts thereof whereon the work is to be effected and the estimated cost thereof and the amount of the cost to be assessed upon all abutting property and the terms and manner of payment. Such resolution shall not become effective until at least seven days after it shall have been published in a newspaper of general circulation in the district published in Beaufort County. Such resolution may incorporate by reference plats and engineering reports and other data on file in the commission's office provided that the place of filing and reasonable hours for inspection by interested persons are specified in the resolution.

(2) Upon the completion of the construction of any such water laterals or any extensions thereof, the commission shall compute and ascertain the total cost thereof and shall thereupon make an assessment of such total cost or so much thereof as it deems appropriate. For that purpose the commission shall make out an assessment roll in which must be entered the names of the persons assessed and the amount assessed against their respective properties with a brief description of the lots or parcels of land assessed.

(3) Immediately after such assessment roll has been completed the commission shall forthwith cause one copy thereof to be deposited in the commission's office for inspection by interested parties, and shall cause to be published at least once in a newspaper of general circulation within the district a notice of completion of the assess-

ment roll setting forth a description in general terms of the improvement and the time fixed for the meeting of the commission for a hearing of objections in respect to the front foot assessments; such meeting not to be earlier than ten days from the date of the publication of such notice.

(4) As soon as practicable after the completion of the assessment roll and prior to the publication of the notice above mentioned in paragraph (3), the commission shall mail to the owner or owners of each lot or parcel of land against which a front foot assessment is to be levied, at his or their address appearing in the records of the county treasurer, a notice stating the nature of the improvement, the total cost thereof, the amount to be assessed against that particular property and the frontage in feet upon which the front foot assessment is based, together with the terms and conditions upon which the front foot assessment may be paid. This notice shall also contain a brief description of the particular property involved together with a statement that the amount assessed shall constitute a lien against the said property superior to all other liens except property taxes. The notice shall also state the time and place fixed for the meeting of the commission above mentioned for a hearing of objections in respect of the front foot assessments. Any property owner who fails, not later than three days prior to the date set for such meeting, to file with the commission a written objection to the front foot assessment against his property shall be deemed to have waived all rights to object to such front foot assessment; and the notice prescribed herein shall so state.

(5) At the time and place specified for the meeting above mentioned, or at some other time to which it may adjourn, the commission shall hear the objections of all persons who have filed written notice of objection within the time prescribed above who may appear and make proof in relation thereto, either in person or by their attorney. The commission may thereupon make such corrections in the assessment roll as it may deem proper or may confirm the same, or may set it aside and provide for a new assessment. Whenever the commission shall confirm an assessment roll, either as originally prepared or as thereafter corrected, a copy thereof certified by the secretary of the commission shall forthwith be filed in the office of the Clerk of Court of Common Pleas of Beaufort County and from the time of such filing the front foot assessments impressed in the assessment roll shall constitute and be a lien on the real property against which the same are assessed superior to all other liens and encumbrances except only the lien for property taxes.

(6) After the assessment roll has been confirmed, a certified copy thereof shall be delivered to the Treasurer of Beaufort County who shall proceed to collect the same in the manner of county taxes and shall remit such collections upon the direction of the commission. Past due front foot assessments shall be turned over by the treasurer to the Beaufort County Sheriff who shall proceed to collect the same in the same manner as unpaid county taxes are collected.

(7) Immediately upon the confirmation of an assessment the commission shall give written notice to all persons who have filed written objections as hereinabove provided of the amount of the front foot assessment finally confirmed against his property. If any such person is dissatisfied with the amount of the front foot assessment so confirmed and shall within ten days after such confirmation give written notice to the commission of his intent to do so, he may appeal from his front foot assessment to the Beaufort County Court of Common Pleas and shall within five days after giving such notice serve upon the commission a statement of facts upon which he bases his appeal; but no such appeal shall delay or stop the improvements or affect the validity of the front foot assessments confirmed and not appealed. The appeal shall be tried at the next term of court as other actions at law with priority over all other cases.

(8) The commission may correct, cancel or remit any such front foot assessment and may remit, cancel or adjust the interest or penalties of any such front foot assessment and is empowered when in its judgment there is any irregularity, omission, error or lack of jurisdiction in any of the proceedings relating thereto set aside the whole of any assessment made by it and thereupon to make a reassessment.

(9) In the event the commission provides that such front foot assessments may be paid in equal annual installments, then in that event any property owner shall have the option and privilege of paying his respective front foot assessment in full in cash, provided he gives notice of his intent to do so in writing to the commission within thirty days after the notice prescribed in paragraph (4) supra. If no such notice of intent is given within the said thirty day period, the front foot assessment shall be deemed to be due and payable in the equal annual installments prescribed by the commission and shall bear interest at the rate of four per cent from the date of the confirmation of the assessment roll, payable with such annual installment. Any property owner shall have the right at any time, in his option, to prepay in full the front foot assessment against his

property by the payment of the balance due plus interest calculated to the date of prepayment. If any property owner shall fail or neglect to pay any installment when the same becomes due and payable, then and in that event the commission may, at its option, declare all of the installments remaining unpaid at once due and payable and such property shall be sold by the Sheriff of Beaufort County in the same manner and with the same right of redemption as are prescribed by law for the sale of land for unpaid county taxes.

(10) The commission may impose front footage assessments against property abutting upon sewer laterals to provide for the cost of such installations as provided by Act No. 397 of 1965."

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of May, 1967.

(R382, H1347)

No. 660

An Act To Amend Act No. 481 Of 1961, As Amended, Relating To The Forest Beach Public Service District Commission On Hilton Head Island In Beaufort County, So As To Empower It To Promulgate Rules And Regulations Relative To The Upkeep Of Property.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 4 of Act 481 of 1961 amended—additional powers.—Section 4 of Act No. 481 of 1961, as amended, is further amended by adding a new item after item 10, so as to empower the Forest Beach Public Service District Commission to promulgate rules and regulations relative to the upkeep of property. The new item shall read as follows :

"10A. To promulgate rules and regulations to require property owners to keep their property clear of refuse, weeds and other excess foliage so as to prevent fires, unsanitary health conditions and unsightly appearance, and to provide for a lien against the property of owners who refuse to comply with the regulations, which refusal requires the commission to clear such property.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R644, S523)

No. 661

An Act To Empower The County Board Of Education Of Beaufort County To Borrow Not Exceeding Six Hundred Seventy-Five Thousand Dollars In Order To Provide Additional Public School Facilities, To Provide For Renovating Existing Facilities And To Replace Certain Facilities; To Prescribe The Terms And Conditions Under Which Such Borrowings Shall Be Effective; To Make Provisions For The Payment Thereof; And To Repeal Act No. 1195 Of 1966 Relating To The Borrowing Of Money By The County Board Of Education Of Beaufort County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that additional school facilities, renovations and replacements of existing facilities are greatly needed in Beaufort County and that while the entitlements available to schools pursuant to Article 2, Chapter 10, Title 21, of the 1962 Code are not such as would permit the immediate construction, renovation and replacement of such facilities, such entitlements over the next few ensuing years should be such as to provide the funds now required. It has, therefore, determined to authorize the County Board of Education of Beaufort County (the county board), as the governing board and central authority of the Beaufort County public school system, and the Treasurer of Beaufort County, to borrow such sum as shall be required for the above purposes in order that the construction of additional facilities can be instituted at once, under the terms and conditions of this act.

SECTION 2. Beaufort County Board and Treasurer authorized to borrow.—The county board and the county treasurer may borrow not exceeding six hundred seventy-five thousand dollars for the purpose of making funds available for the construction of an additional elementary school, to be known as the Shell Point Elementary School, for making an addition to and certain renovations at Beaufort Junior High School, to construct additional classrooms at Michael C. Riley High School. Such borrowing shall be evidenced by a note of Beaufort County, bearing such date and rate of interest, having such maturity, not exceeding five years from the date thereof, and in such form as the county board shall determine. Any note issued pursuant to this act shall be executed in such manner as the county board shall provide but shall be countersigned or attested by the Treasurer of Beaufort County.

SECTION 3. Source of loan.—The borrowing hereby authorized shall be effected in such manner as the county board shall determine and may be negotiated with the State Budget and Control Board, Division of General Services, or with any private banking institution.

SECTION 4. Payment.—In fixing the date, interest, payment date and maturity, the county board shall endeavor to make them conform to the anticipated date on which entitlements pursuant to Article 2, Chapter 10, Title 21, of the 1962 Code shall be received and all such entitlements to which Beaufort County shall become entitled shall be applied to the payment of the principal and interest of the loan, until it shall be paid in full, and for no other purpose.

SECTION 5. Credit pledged.—For the payment of the loan, both principal and interest, the full faith, credit and taxing power of Beaufort County shall be pledged and there shall be annually levied and collected by the auditor and treasurer of Beaufort County an ad valorem tax upon all taxable property in the county sufficient to provide for the payment of the principal and interest thereof, but the ad valorem tax shall be reduced to the extent that there shall be monies available for the payment of the note from entitlements to which Beaufort County shall be entitled pursuant to Article 2, Chapter 10, Title 21, of the 1962 Code.

SECTION 6. Powers additional.—The powers granted by this act shall be in addition to all other powers granted by the county board.

SECTION 7. Act No. 1195 of 1966 repealed.—Act No. 1195 of 1966 is repealed.

SECTION 8. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

An Act To Amend Act No. 1158, Acts And Joint Resolutions Of South Carolina, 1964, As Amended, Relating To Sea Pines Public Service District, So As To Further Define The Pledge To Be Made To Additionally Secure General Obligation Bonds Issued Pursuant To Such Act, And To Validate The Outstanding Bonds

Of The District And Authorize A Management Contract To Operate And Maintain The District System.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that it did by Act 1158 of 1964 establish on Hilton Head Island, Beaufort County, South Carolina, a special purpose district known as "Sea Pines Public Service District" and did amend such act by an act of 1967 bearing Ratification No. 314 (The Act), and did thereby empower the District to issue general obligation bonds of the District for the several purposes mentioned therein, in the aggregate principal amount of not exceeding one million five hundred thousand dollars. The Act provides that the general obligation bonds be additionally secured by a pledge of all net revenues to be derived from the operation of the waterworks system and sewage disposal system and net revenues from other facilities of the District, under the conditions set forth in Section 5 thereof.

Prior to the establishment of a waterworks system the District did, as of April 1, 1965, issue one hundred ten thousand dollars of general obligation bonds for the purpose of providing a medical clinic building and fire protection facilities. Inasmuch as no revenue producing facilities were in existence, such bonds were secured solely by a pledge of the full faith, credit and taxing power of the District.

Thereafter, as of October 1, 1966, the District issued one hundred thousand dollars of general obligation bonds for the purpose of establishing a waterworks system. Such bonds, in addition to being secured by a pledge of the full faith, credit and taxing power of the District, are additionally secured by a non-exclusive pledge of the net revenues derived from the waterworks system.

The District now proposes to issue additional general obligation bonds for the purpose of enlarging and extending its existing waterworks system, and it has been determined that Section 5 of the Act should be amended by requiring that only bonds issued for water and sewer purposes be secured by the revenues from such system, and that for the purposes thereof, the existing waterworks system and any sewer system hereafter to be constructed shall be deemed to be a single system.

In the light of such determination, it has been further determined that it is desirable to validate bonds previously issued by the District and to approve a plan of operation of the system, under which the District may lease the same or enter into a management contract with

any qualified person or firm to operate and maintain the system, if it shall determine that through such method the system may be more economically and advantageously operated.

SECTION 2. Act 1158 of 1964 amended to further define bond pledge of Sea Pines Public Service District.—Paragraph one of Section 5 of Act 1158 of 1964, as amended, is further amended so as to further define the pledge to be made to additionally secure general obligation bonds of the Sea Pines Public Service District, by striking it and inserting in lieu thereof the following:

“As one method of raising money to acquire and to enlarge and improve the waterworks system required for the district and to construct a sewage disposal system, medical clinic and other public facilities, the commission, on behalf of the district, shall be empowered to issue general obligation bonds of the district, not exceeding one million five hundred thousand dollars, whose proceeds shall be used for such purposes, including the payment of such interest on the bonds as may be capitalized. All or any general obligation bonds issued for water and sewer purposes shall be additionally secured by a pledge of all of the net revenues to be derived from the operation of any waterworks system and any sewer system that the district may now own or hereafter acquire. For the purposes of this section such waterworks system and sewer system shall be deemed a single system. Such pledge of revenues need not be exclusive and may be made upon such terms and conditions as the Commission shall prescribe. If, pursuant to this paragraph, general obligation bonds are issued:”

SECTION 3. Act 1158 of 1964 amended to ratify previous actions.—Act No. 1158 of 1964, as amended, is further amended by adding Sections 7A, 7B and 7C to read as follows:

“Section 7A. The action heretofore taken by the commission in issuing one hundred ten thousand dollars of general obligation bonds, dated April 1, 1965, is hereby ratified, approved and confirmed and the bonds are hereby declared to be general obligation bonds of the district, secured by a pledge of the full faith, credit and taxing power of the district, and for whose payment there shall be annually levied and collected by the Auditor and Treasurer of Beaufort County an ad valorem tax upon all property in the district without limitation as to rate or amount.

Section 7B. The action heretofore taken by the commission in issuing one hundred thousand dollars of general obligation waterworks system bonds of 1966 of the district, dated October 1, 1966, is hereby

ratified, approved and confirmed and the bonds are hereby declared to be general obligation bonds of the district, secured by a pledge of the full faith, credit and taxing power of the district, and for whose payment there shall be annually levied and collected by the Auditor and Treasurer of Beaufort County an ad valorem tax upon all property in the district without limitation as to rate or amount, and shall be additionally secured by a non-exclusive pledge of all of the net revenues to be derived from the operation or lease of any waterworks system and sewer system of the district, which, for the purposes of this act, shall be deemed a single system.

Section 7C. The power of the Commission to lease its waterworks and sewer system is hereby confirmed and any existing lease made with respect to such system is hereby ratified, approved and confirmed. The lease may from time to time be amended so as to extend the term thereof, increase the rentals therefrom and change the description of the property leased or may be cancelled and terminated by the Commission according to the provisions of the lease."

SECTION 3A. Act 1158 of 1964 amended to authorize management contract.—Section 4 of Act No. 1158, Acts and Joint Resolutions of South Carolina, 1964, as amended, is further amended by adding a new subsection 21 to read as follows:

"21. To enter into a management contract with a qualified person or firm to operate and maintain the district system."

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R731, H1858)

No. 663

An Act To Provide For The Levy Of Taxes For County, School And Other Purposes For The Year 1967-1968, And Direct The Expenditure Thereof, In Beaufort County; To Provide For Borrowing Money Under Certain Circumstances; To Otherwise Regulate The Fiscal And Financial Affairs Of The County; To Authorize The Governing Body Of Beaufort County To Establish A County Dog Pound For Quarantine Purposes And Employ Necessary Personnel; To Provide For The Dispersal Of Funds Received For School Purposes; And To Authorize The County

Treasurer To Annually Borrow Not More Than One Hundred Thousand Dollars For General County Purposes.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. A tax of so many mills as are necessary is hereby levied on all taxable property in Beaufort County, for county and school purposes, for the fiscal year beginning July 1, 1967, and ending June 30, 1968, for the amounts and purposes hereinafter mentioned. The millage levy shall not exceed the number of mills, or fraction thereof, actually necessary to raise the sums herein appropriated. Such millage shall be determined by the Beaufort County Auditor and Treasurer, subject to the approval of a majority of the Beaufort County Legislative Delegation, including the Senator.

SECTION 2. For the fiscal year commencing July 1, 1967, there is hereby appropriated out of the general fund, if so much be necessary, the following:

1000	Legislative:	
1002	Salary of Secretary	\$ 1,000.00
	<i>Provided</i> , that item 1002 is to be combined with item 1802 for the joint payment of the services of one secretary.	
1012	Telephone	1,000.00
1014	Travel	1,000.00
1015	Printing and Office Supplies	250.00
1016	Postage	100.00
1049	Unclassified	100.00
	Total	\$ 3,450.00
1100	Executive:	
1101	Salaries of Directors, Chairman @ \$700.00, 8 members @ \$550.00	\$ 5,100.00
1102	Salary of Executive Secretary	7,500.00
1103	Clerical Salaries	7,371.00
1104	Special Clerical	3,000.00
1112	Telephone	500.00
1113	Rent, Repairs and Service Contracts on Office Equipment	600.00
1114	Travel	1,200.00
1115	Printing & Office Supplies	1,200.00
1116	Postage	400.00

1149	Miscellaneous (Meetings, Schools, Seminars) ..	1,000.00
1150	Capital Outlay	705.00
	Total	\$ 28,576.00
1200	Judicial:	
1201	Salary of Probate Judge	\$ 5,500.00
1202	Salary of Deputy Probate Judge	3,822.00
1203	Salaries of Magistrates:	
	Beaufort Township	5,200.00
	St. Helena Township	2,050.00
	Sheldon Township	1,680.00
	Bluffton Township	1,400.00
	Hilton Head Township	1,400.00
	Daufuskie Island	700.00
1204	Constable—Daufuskie Island	330.00
1205	Jurors, Witnesses, etc.,—per diem	13,500.00
1212	Telephone	170.00
1213	Rent, Repairs & Service Contracts	50.00
1215	Printing & Office Supplies	1,100.00
1216	Postage	75.00
1241	Lunacies & Miscellaneous	250.00
1250	Capital Outlay	675.63
	Total	\$ 37,902.63
1300	Elections:	
1305	Clerical Salaries	\$ 25.00
1315	Printing & Office Supplies	25.00
1349	Miscellaneous	150.00
	Total	\$ 200.00
1400	Treasurer's Office:	
1401	Salary of County Treasurer	\$ 3,600.00
1403	Clerical Salaries:	
	Delinquent Tax Clerk	3,822.00
	Clerk I	3,822.00
	Clerk II	3,549.00
	Food Stamp Clerk (Part-time)	1,584.00
1412	Telephone	225.00
1413	Rent, Repairs & Service Contracts on Office Equipment	325.00

1414	Travel	100.00
1415	Printing & Office Supplies	1,400.00
1416	Postage	2,100.00
1450	Capital Outlay	345.00
	Total	\$ 20,872.00
1500	Tax Assessment:	
1501	Salary of County Auditor	\$ 3,600.00
1502	Salary of Special Tax Assessor	6,250.00
1502.1	Salary of Draftsman—Assistant Assessor	5,000.00
1503	Clerical Salaries:	
	Clerk I for Auditor's Office	3,822.00
	Clerk II for Auditor's Office	3,549.00
1512	Telephone	450.00
1513	Rent, Repairs & Service Contracts on Office Equipment	350.00
1514	Travel	1,450.00
1515	Printing & Office Supplies	2,500.00
1516	Postage	50.00
1550	Capital Outlay	824.00
	Total	\$ 27,845.00
1600	Recording of Public Documents:	
1601	Salary of Clerk of Court	\$ 9,000.00
1602	Salary of Deputy Clerk of Court	4,500.00
1603	Clerical Salaries	3,822.00
1612	Telephone	680.00
1613	Rent, Repairs & Service Contracts on Office Equipment	1,500.00
1615	Printing & Office Supplies	6,000.00
1616	Postage	350.00
1650	Capital Outlay	350.00
	Total	\$ 26,202.00
1700	General Government Buildings:	
1702	Maintenance Supervisor	\$ 5,000.00
1704	Salaries of Janitors and Gardner	16,000.00
1711	Heat, Lights & Water	16,000.00
1717	Lawns & Park Supplies	1,000.00
1718	Repairs to Buildings	4,000.00

1719	Repairs to Trucks and other Equipment	150.00
1721	Gasoline & Lubricants	400.00
1722	Cleaning & Sanitation	1,000.00
1727	Other Operating Supplies	400.00
1731	Insurance on Buildings	5,000.00
1750	Capital Outlay	1,155.00

Total	\$ 50,105.00
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1800	Beaufort County Development Commission:	
1801	Salary of Executive Director	\$ 7,500.00
1802	Salary of Executive Secretary	2,822.00
1805	Per diem of Board Members	1,500.00
1806	Professional & Engineering Fees	1,400.00
1812	Telephone	650.00
1813	Rent, Repairs & Service Contracts on Office Equipment	175.00
1814	Travel	3,000.00
1815	Printing & Office Supplies	400.00
1816	Postage	150.00
1841	Advertising, promotion & publications	3,000.00
1849	Unclassified	500.00
1850	Capital Outlay	400.00

Total	\$ 21,497.00
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1900	Professional Services:	
1905	Independent Audit	\$ 6,500.00
1906	Legal Services	300.00

Total	\$ 6,800.00
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2000	Sheriff's Department:	
2001	Salary of Sheriff	\$ 9,000.00
2002	Salaries of Deputy Sheriffs:	
	Chief Deputy	6,600.00
	Sergeant	6,138.00
	7 Deputy Sheriffs	40,656.00
	Crossing Guard and Dog Catcher	3,600.00
	Night Desk Deputy	4,950.00
2003	Clerical Salaries	3,822.00
2004	Salaries of Special Deputies	300.00
2012	Telephone	800.00

2013	Rent, Repairs & Service Contracts on Office Equipment	125.00
2015	Printing & Office Supplies	500.00
2016	Postage	125.00
2019	Repairs to Vehicles & Other Equipment	5,000.00
2021	Fuels & Lubricants	6,655.00
2024	Uniforms	2,500.00
2027	Other Operating Supplies	850.00
2034	Insurance	650.00
2049	Education	500.00
	<i>Provided, that out of this item shall be paid only the cost of tuition, transportation and per diem of \$10.00 per day while attending any school or course outside Beaufort County.</i>	
2050	Capital Outlay	19,360.00
	Total	\$112,131.00
2100	Jail:	
2101	Salary of Jailor	\$ 4,950.00
2106	Medical Services	600.00
2112	Telephone	90.00
2119	Repairs to Machinery & Equipment	100.00
2122	Household & Cleaning Supplies	1,500.00
2123	Medical Supplies	200.00
2124	Clothing & Uniforms	950.00
2127	Other Operating Supplies	750.00
2141	Prisoner Subsistence	12,500.00
2150	Capital Outlay	2,084.40
	Total	\$ 23,724.40
2300	Coroner:	
2301	Salary of Coroner	\$ 1,600.00
2303	Clerical Assistance	100.00
2305	Juror's Fees	250.00
2306	Medical & Burial Services	500.00
2313	Rent, Repairs & Contracts	100.00
2314	Expense Allowance, Coroner	1,200.00
2315	Office Supplies & Printing	100.00
2341	Post Mortems	300.00

2350	Capital Outlay	103.00
	Total	\$ 4,253.00
2400	Miscellaneous Public Safety:	
2412	Telephones—Lady's Island Fire Tower, S. C. Highway Patrol, S. C. Probation & Parole Board & Lady's Island Airport ..	\$ 1,200.00
	<i>Provided</i> , that phone service shall be at base rate, not to include any long distance calls.	
	Total	\$ 1,200.00
3000	Highways, Bridges, Landings, Docks and Drainage:	
3001	Salary of County Supervisor	\$ 7,800.00
3004	Other Wages	103,212.00
3006	Engineering Fees	1,500.00
3012	Telephone	500.00
3017	Contractual Services	1,000.00
3018	Docks, Floats & Wharfs	3,000.00
3019	Repairs to Vehicles & Departmental Equipment ..	16,000.00
3021	Fuels & Lubricants	9,000.00
3027	Other Operating Supplies	17,000.00
3034	Insurance	3,000.00
3041	For preparation of Master Drainage Plan	4,500.00
3049	Travel Expenses	350.00
3050	Capital Outlay	22,700.00
3051	Rights of Way, Borrow Pits and/or Dumps ..	2,500.00
3052	For the construction of fishing walks	10,000.00
	<i>Provided</i> , this appropriation shall be expended only upon a federally funded project for which federal matching funds are received.	
	<i>Provided</i> , that out of the funds above appro- priated the sum of not less than \$10,000.00 shall be used for drainage in Beaufort County.	
	Total	\$202,062.00
4000	Health Unit:	
	Beaufort County Health Department	\$ 39,000.00
	Total	\$ 39,000.00

4100	Miscellaneous Health:		
4141	Mosquito Control	\$	6,500.00
	<i>Provided, this amount shall be in addition to any funds received from any agency of the State or Federal Government.</i>		
	Total	\$	6,500.00
4200	Mental Health Clinic:		
4201	Coastal Empire Mental Health Clinic—for operation		16,784.00
	Total	\$	16,784.00
5000	Department of Public Welfare:		
5001	Salary Supplement of Director	\$	427.00
5002	Salary Supplement		190.00
5012	Telephone		950.00
5014	Travel		800.00
5041	Emergency & Administrative Funds		1,560.00
5042	Foster Care Fund		500.00
5049	Expenses of Food Stamp Program		10,000.00
	Total	\$	14,427.00
5100	Miscellaneous Public Welfare:		
5114	Expense allowance—County Service Officer ...		1,380.00
	Total	\$	1,380.00
6000	Farm & Home Demonstration:		
6001	Salary of Assistant County Agent		272.00
6002	Salary of Assistant Home Demonstration Agent		280.00
6003	Clerical Assistance		184.00
	Clerical Assistance		1,200.00
6012	Telephone		510.00
6027	Demonstration Supplies		350.00
6043	4-H Camp		400.00
6048	Office Rent		1,932.00
	Total	\$	5,128.00
7000	Grants & Contributions:		
7100	National Guard Unit	\$	300.00
7200	Beaufort County Civil Defense		4,725.00
7300	Beaufort County Chamber of Commerce		12,500.00

7400	Hilton Head Chamber of Commerce	6,000.00
7700	Kate Gleason Memorial Park	200.00
7900	Beaufort County Historical Society Museum ..	500.00
7900.2	Operation of ASC Office	360.00
	Total	\$ 24,585.00
8000	Personnel Benefits & Other:	
8032	Workmen's Compensation Insurance	\$ 3,500.00
8033	Surety Bonds	1,600.00
8035	Social Security (FICA) Taxes	13,400.00
8036	S. C. Retirement System Contributions	16,500.00
8038	State Police Officers' Retirement	5,000.00
	Total	\$ 40,000.00
8100	Contingency Funds:	
8142	Board Contingency Fund	\$ 7,500.00
	<i>Provided, this fund may be expended by the Beaufort County Board of Directors for con- tingencies arising under any appropriated item other than to increase salaries.</i>	
8143	Delegation Contingency Fund	3,500.00
	Total	\$ 11,000.00
9000	University of South Carolina Extension: For operation of Beaufort Branch of the Uni- versity	\$ 3,025.00
	Total	\$ 3,025.00
9100	Beaufort County Library	\$ 28,000.00
	<i>Provided, this appropriation shall be increased by all sums received from the State Library Board and other sources.</i>	
9150	Capital Outlay	3,500.00
	Total	\$ 31,500.00
9200	Beaufort County Memorial Hospital	\$ 30,000.00
	Total	\$ 30,000.00
	GRAND TOTAL	\$790,149.03

SECTION 3. Beaufort Recreation Fund\$ 20,000.00

There shall be levied upon the property of Beaufort township and Lady's Island sufficient millage to raise these funds.

SECTION 4. All purchases over two hundred dollars shall be made only with a purchase order approved by the county board of directors, or its duly authorized agent, after receipt of bids where practicable.

SECTION 5. The Beaufort County Board of Directors shall enter into an agreement or contract for the operation and maintenance of the county airports.

SECTION 6. The Beaufort County Board of Directors is authorized to maintain and construct roadside parks and Litter Deposit Stations.

SECTION 7. The County Board of Directors shall furnish to each operating department, under its jurisdiction, a monthly statement before the tenth day of each month, showing total expenditures made and balances remaining in each account.

SECTION 8. Before any road shall be accepted by the Board of Directors for maintenance by the county, deeds of rights of way therein shall be obtained, conveying rights of way, meeting at least the minimum requirements of the S. C. State Highway Department with respect to State secondary highways, and no paved road shall be accepted which does not meet at least the minimum standards set by the S. C. Highway Department for its secondary roads.

Before any drainage ditch or canal is constructed a written easement shall be obtained from the landowner.

SECTION 9. The sheriff's department shall enforce the provisions of Act No. 47 of the Acts of 1955, as amended, and of Act No. 881 of the Acts of 1962, as amended, and shall work with and assist the special tax assessor and the auditor in accomplishing the purposes of such acts, and shall take out warrants and prosecute violations of the acts.

SECTION 10. The members of the county board of directors shall be allowed nine cents per mile for actual distance traveled in attendance on meetings of the board and, in addition to such mileage, shall receive actual expenses not exceeding two dollars per day for each

day in attendance on meetings of the board. The directors, showing mileage traveled and expenses incurred in attendance, shall file a statement with the clerk of the board of directors.

SECTION 11. The jailor shall, at the end of each month, file with the County Board of Directors an itemized statement showing the number of prisoners dieted each day during the month. Payment for food and kitchen supplies for prisoners and chain gang shall be paid out of item 2141 upon vouchers approved by the County Board of Directors. Prisoners from municipalities within Beaufort County may be lodged at a charge of one dollar and fifty cents per diem per prisoner, which total amount shall be credited to the general fund of the county.

SECTION 12. The appropriation for expenses of the Beaufort County Health Unit shall be paid out as directed by the State Health Officer.

SECTION 13. The funds appropriated for Beaufort County Civil Defense shall be expended only after the approval of the budget by a majority of the legislative delegation, including the Senator.

SECTION 14. Building permits may be issued by the auditor, magistrates, or Sheriff of Beaufort County and shall identify the property upon which the construction is proposed to be done in such manner as to enable the special tax assessor to determine the exact location thereof. The person issuing the permit shall assist the tax assessor in locating such property on the county tax maps.

On or before the tenth day of each month, a report of all building permits issued during the preceding month shall be filed with the special tax assessor and salary shall be withheld from any officer failing to comply with this paragraph. Fees for the issuance of building permits shall be paid to the treasurer for the general fund of the county.

SECTION 15. All monies paid to the treasurer, clerk of court, sheriff or other public officials of Beaufort County, as interest on the deposit of funds in their custody, shall be accounted for by such officials as public funds are accounted for. The interest received on account of such deposit of funds shall be added to the principal of the fund.

SECTION 16. All claims upon accounts, special expense accounts and expenditures herein authorized to be paid by the county board

of directors, the county board of education and all other agencies, except the salaries of officials as fixed herein and salaries of school teachers, shall first be itemized and verified by the payee and filed in the office of the respective board or agency before being paid by same. All authorized mileage shall be paid at the rate of nine cents per mile.

SECTION 17. To finance the maintenance and operation of the public school system of Beaufort County for the school year 1967-1968, there is hereby appropriated the sum of three million seventy-eight thousand nine hundred twenty-eight dollars and twenty-five cents to be expended for the following purposes in the amounts indicated:

	<i>District No. 1</i>	<i>District No. 2</i>	<i>County Board</i>	<i>Total</i>
Administration	\$ 27,800.00	\$ 18,841.00	\$ 76,825.75	\$ 123,466.75
Instruction	2,240,715.00	318,441.00	2,559,156.00
Health	700	700.00
Pupil Transportation	8,020.00	1,500.00	9,520.00
Operation	142,740.00	33,140.00	1,600.00	177,480.00
Maintenance	96,000.00	19,950.00	1,150.00	117,100.00
Fixed Charges	15,000.00	2,800.00	125.50	17,925.50
Food Services	26,700.00	7,380.00	34,080.00
Community Services	3,000.00	500.00	3,500.00
Capital Outlay	28,000.00	5,000.00	3,000.00	36,000.00
Total	\$2,588,675.00	\$407,552.00	\$ 82,701.25	\$ 3,078,928.25

This appropriation is based upon estimated revenues from county, State and Federal sources, and if such as estimated are not available the operating budget shall be reduced to conform to the revenue. Should any of the estimated revenues be increased, the appropriate item above may be increased proportionately.

All liquor, beer and wine tax, poll tax and dog tax accruing to the county shall be credited to the school fund from which the above appropriation is made, and all State aid to teachers' salaries accruing or paid to the county by the State, and all Federal aid under the Farm Veterans' program, the G. I. Training program, and the School Lunch program, and any other funds which may be available, shall be paid into the fund. There shall also be paid into the fund all other Federal aid accruing or paid to the county for school purposes. The auditor shall levy and the treasurer shall collect 43 mills for school purposes on all taxable property of the county.

The Beaufort County Board of Education is authorized to expend out of funds on hand so much as may be necessary to pave driveways and parking areas at the various schools within the county. Such paving shall be done pursuant to contracts let by the South Carolina State Highway Department.

SECTION 18. The trustees and the district superintendents of School Districts No. 1 and No. 2 of Beaufort County may make purchases or contract for a purchase, not in excess of one hundred dollars, without the written approval of the county superintendent of education, provided such expenditures do not exceed the budget allocation.

SECTION 19. In order to facilitate the preparing of the county appropriations act by the legislative delegation, the county treasurer shall furnish such reports as requested by the legislative delegation pertaining to the amount of county funds coming into his hands, and giving the source of such funds. He shall further report the disbursements made by him, showing the amounts disbursed on vouchers by the board of education, county board of directors, certificates or warrants of the clerk of court, and interest and principal paid on bonds. The county treasurer shall annually, not later than April first of each year, furnish the members of the legislative delegation with a detailed statement of the status of outstanding township and countywide bonds, including school bonds.

The County Board of Education of Beaufort County shall, on or before the first day of April of each year, report to the legislative delegation, in writing, a detailed statement of all revenues allotted for school purposes for the current school fiscal year and all disbursements made by it for school purposes for the current fiscal year. It shall also furnish to the legislative delegation, on or before the first day of April of each year, an estimate of all anticipated revenues for the present school fiscal year. It shall also furnish to the legislative delegation an estimate of all revenues to be allotted or received for school purposes for the next school fiscal year, and also an estimate of all disbursements for the next school fiscal year.

It shall furnish copies of the annual audit to the legislative delegation. The County Board of Education shall pay its proportionate share of the cost of maintenance, utilities and debt service to the governing body of the county for office space occupied in the county office building.

SECTION 20. All transfers of funds heretofore made by the county treasurer from one account to another, made upon the written request of a majority of the Beaufort County Legislative Delegation, including the Senator, are hereby validated.

SECTION 21. Any motor vehicle confiscated pursuant to law by enforcement officials of Beaufort County and any motor vehicle abandoned on the highways of Beaufort County and unclaimed after the notice provided for by law may be retained by such confiscating authorities for use in law enforcement purposes within the county. Funds derived from the sale of such vehicles shall be paid into the general fund of Beaufort County.

Provided, an inventory of all vehicles and equipment retained by the confiscating authority shall be furnished to the county board of directors semiannually.

SECTION 22. The Beaufort County Board of Directors may rent to any person the road equipment of Beaufort County or may rent or charge for the use of other equipment under the following conditions:

(a) The county equipment must have been engaged in the performance of county work immediately preceding such rental at the site of the job or project for which it is desired to be rented;

(b) The equipment shall be operated by a county employee regularly employed for such purpose, and the rental of such equipment shall be charged for at the rate then prevailing in Beaufort County and the value of the work done shall not exceed fifty dollars.

Provided, that upon the board of director's determination that an emergency need for the equipment exists, the above limitations shall not apply.

Provided, further, that the above limitation shall not apply when rented to the State, any subdivision thereof, or municipality.

SECTION 23. The county board of directors may accept gifts, either in money or land, and hold same in escrow for the purposes for which donated.

SECTION 23A. Funds received for the sale or trade of used and obsolete automobiles of the Sheriff's Department and used or obsolete equipment of the road department shall be paid to the general fund of the county. Funds received from the sale of road building materials shall be received by the county treasurer and credited to

account No. 3027 and used by the roads department to replace or purchase additional road building materials.

SECTION 24. The Treasurer of Beaufort County is authorized to use the unencumbered balances in the township matured bond reserves for the payment of outstanding township bonds and the balances remaining after the above payment shall be transferred to the general county fund.

SECTION 25. The treasurer is authorized to borrow one hundred thousand dollars in anticipation of taxes to be used for general county purposes.

SECTION 26. All funds not necessary for current operating expenses shall be deposited or invested as provided in Section 65-2015 of the 1962 Code.

PART II

Permanent Provisions

SECTION 1

It is hereby declared to be the intent of the General Assembly that the following sections shall constitute a part of the permanent laws of the State of South Carolina, and the Code Commissioner is hereby directed to include same in the next edition of the Code of Laws of South Carolina and all supplements to the Code.

SECTION 2

1. The Sheriff of Beaufort County is directed to enforce the provisions of Article 2 and Article 3, Chapter 2, Title 6 of the 1962 Code of Laws relating to the capture and impounding of dogs running at large without inoculation tags and vicious dogs, and in order to carry out these duties is authorized to employ a full or part-time person to act as dog catcher and perform other duties. The Beaufort County Board of Directors is authorized to establish a pound or enter into a contract with persons for the operation of a pound for detaining and quarantining dogs.

2. In addition to the fines set forth in the acts hereinabove referred to the Sheriff is authorized to charge a quarantine fee of ten dollars in order to obtain the release of any impounded dog, which fee shall be paid to the General Fund of the County.

3. It shall be unlawful in Beaufort County for any dog owner or other person to release or take out of quarantine without proper

authority any dog or resist county personnel engaging in the capture or quarantine of a dog.

4. Employees of the pound shall notify the owner of any quarantined dog when such owner can be determined from tags or other sources of information.

5. After any dog has been detained for ten days and is unclaimed by its owner the pound may dispose of such dog by a humane form of execution; *provided*, however, that such dogs may also be sold or given away within the discretion of the pound employees; *provided*, further, that no dog shall be returned to its owner or given or sold to a new owner without satisfactory proof of its inoculation against rabies.

SECTION 3

The Treasurer of Beaufort County is hereby authorized, upon approval by a majority of the legislative delegation residing within Beaufort County, including the resident Senator, if any, to borrow for general county purposes not exceeding one hundred thousand dollars in any fiscal year from the Division of General Services of the State of South Carolina. The amount borrowed shall be evidenced by a note or notes to be executed by the Treasurer of Beaufort County. The note or notes shall bear interest at four per cent per annum from the date thereof and shall be payable in five successive, equal, annual installments. The first installment shall be paid twelve months from the date of the note or notes. *Provided*, the borrower reserves the right to anticipate the payment of part or all of the loan on any annual installment date.

For the payment of the note or notes, the Auditor of Beaufort County shall levy, and the treasurer shall collect, an annual tax on all the taxable property of the county sufficient to retire the loan and interest due thereon, and the entire proceeds of such levy shall be applied to the payment of the note or notes, inclusive of the interest in full, at which date the levy provided herein shall be terminated.

The full faith, credit and taxing power of the county are hereby irrevocably pledged to the payment of the indebtedness provided for in this act.

Should there be default in the payment of any installment, the State Treasurer is authorized and directed to withhold all State funds accruing to the county, which have not heretofore been pledged,

for the payment of such installment and shall transmit the funds so withheld to the Division of General Services.

SECTION 4

All funds earmarked for school purposes shall be deposited with the Treasurer of Beaufort County. The Treasurer shall disburse such funds only upon receipt of a written demand from the County Board of Education stating it expects to use the amount demanded within thirty days for school purposes.

End of Part II

This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R860, H2186)

No. 664

An Act To Amend An Act Of 1967 Bearing Ratification No. 731, Relating To The Levy Of Taxes And Appropriation Of Funds By Beaufort County, So As To Modify The Tax Levy For School Purposes.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act 663 of 1967 amended to modify school tax levy.—Section 17 of an act of 1967 bearing Ratification No. 731 is amended by striking the last sentence in the third paragraph and inserting: "The auditor shall levy and the treasurer shall collect sufficient millage on all taxable property of the county to provide for the appropriations contained in this section, not to exceed forty-three mills for school purposes." When so amended, the paragraph shall read :

"All liquor, beer and wine tax, poll tax and dog tax accruing to the county shall be credited to the school fund from which the above appropriation is made, and all State aid to teachers' salaries accruing or paid to the county by the State, and all Federal aid under the Farm Veterans' program, the G. I. Training program, and the School Lunch program, and any other funds which may be available, shall be paid into the fund. There shall also be paid into the fund all other Federal aid accruing or paid to the county for school purposes. The auditor shall levy and the treasurer shall collect suf-

ficient millage on all taxable property of the county to provide for the appropriations contained in this section, not to exceed forty-three mills for school purposes.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R752, H1462)

No. 665

An Act To Provide For The Levy Of Taxes For General County Purposes And To Provide For The Levy Of Taxes For School Purposes For Berkeley County For The Fiscal Year Beginning July 1, 1967; To Direct The Expenditures For General County Purposes; To Authorize The Borrowing Of Monies For School And County Purposes; And To Provide For The Administration Of The Business Of Berkeley County.

Be it enacted by the General Assembly of the State of South Carolina :

PART I

SECTION 1. A tax of twenty mills is hereby levied upon all the taxable property of Berkeley County for county purposes for the fiscal year beginning July 1, 1967, which together with all the monies then in the hands of the county treasurer, or coming into his hands after July 1, 1967, from fines, forfeitures, fees, executions or other wise, or in the bank or banks for the use of the county and not specifically pledged for some other purpose, shall be used, and same is hereby appropriated, in the amounts and for the purposes hereinafter stated:

ITEM 1. Roads and Bridges :

A. Maintenance and Construction	\$ 82,000.00
B. Drainage	10,000.00

Total, Item 1\$ 92,000.00

Provided, all county officers and county employees, including employees paid under this item, shall receive a five per cent compensation increase. Said five per cent has been added to the salaries hereinafter set forth.

ITEM 2. Salaries:

A. Clerk of Court	\$ 10,929.90
B. Clerks to Clerk of Court (3)	12,366.42
C. Sheriff	6,245.66
<i>Provided</i> , the Sheriff shall receive an allowance of \$250.00 per month for travel and expenses	
	3,000.00
<i>Provided</i> , further, the Sheriff shall be furnished an automobile and boat for official duties; and the Sheriff's office shall retain fees for service of papers.	
<i>Provided</i> , further, funds derived from the sale of automobiles confiscated by the Sheriff's office shall be earmarked for the purchase of automobiles for this office; and the Sheriff's office may use automobiles confiscated rather than selling same.	
D. Clerk to Sheriff	4,122.14
E. (a) Nine Deputy Sheriffs, and two part-time deputy sheriffs, including travel, uniforms, decals, automobiles and radios	50,000.00
<i>Provided</i> , a breakdown of appropriation (a) shall be approved by a majority of the county legislative delegation prior to disbursement.	
(b) Radio-Teletype Operator	3,780.00
F. (a) Tax Collector	5,544.00
(b) Deputy Tax Collector	5,200.00
(c) Travel for Deputy Tax Collector	1,200.00
<i>Provided</i> , the Tax Collector shall receive an allowance of \$200.00 per month for travel and expenses	
	2,400.00
<i>Provided</i> , further, the Tax Collector shall be furnished an automobile by the county for official duties.	
G. Clerk to Tax Collector	4,122.14
H. (a) Jailor	4,122.14
(b) Matron for Jail	375.75
I. Treasurer (see proviso below)	2,498.26
J. Clerks to Treasurer (2)	8,243.23
K. Auditor (see proviso below)	2,498.26

L. Clerks to Auditor (2)	8,244.30
<i>Provided</i> , the Auditor and Treasurer shall receive, in addition to the respective salaries, the fees of their office as provided by law; the salary paid them by the State and the sum of \$600.00 each for travel	
	1,200.00
M. Probate Judge	4,996.53
<i>Provided</i> , the Probate Judge shall receive all fees of the office, including marriage license fees.	
N. Clerk to Probate Judge	4,122.14
O. (a) Master in Equity	2,498.27
<i>Provided</i> , the Master shall receive all fees of the office.	
(b) Office Expenses	2,500.00
P. Coroner	1,800.00
Q. Supervisor	6,244.66
<i>Provided</i> , the Supervisor shall also receive \$250.00 per month for travel	
	3,000.00
R. Clerk to Supervisor	4,122.14
S. Special Services:	
(a) General clerical	4,122.13
(b) Assistant Solicitor (supplement)	1,575.00
(c) Clerk to Solicitor (supplement)	685.44
T. County Attorney	4,500.00
<i>Provided</i> , the County Attorney shall, upon official request, furnish legal advice and services to any person holding a county or school office, on official matters.	
<i>Provided</i> , further, he shall represent the county in all suits in which the county is named as party, and shall not appear as attorney against the county or any school unit thereof.	
U. Base Station Radio Operator	4,496.87
V. Magistrates and Constables	40,000.00
<i>Provided</i> , a budget showing details of this appropriation shall be approved by a majority of the county legislative delegation prior to July 1, 1967.	

W. Janitors—Office Building and Courthouse . . .	12,000.00
X. Special Beach Deputies	1,386.00
Y. Berkeley County Civil Defense	11,500.00

Provided, a budget showing details of this appropriation shall be approved by a majority of the County Legislative Delegation prior to disbursement.

Z. Probation Officer (Supplement)	1,427.58
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Total, Item 2	\$247,068.96
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ITEM 3. County Health Department:

Operation, Maintenance and Incidentals	\$ 30,000.00
Anti-Rabies Program	12,000.00

Total, Item 3	\$ 42,000.00
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ITEM 4. County Boards and Farm Offices:

A. County Board of Education (\$100.00) each . .	\$ 800.00
B. (1) County Tax Assessors	3,000.00
(2) Tax Board of Review	1,000.00
C. Boys' 4-H Club Work	300.00
D. Girls' 4-H Club Work and Women's Work . .	300.00
E. Clerk to Home Demonstration Agent (part-time)	642.40
F. Clerk to County Agent (Supplement)	642.40
G. Demonstration Supplies, both offices	100.00
H. Stamps and Incidentals, both offices	50.00
I. Negro Agricultural Agent (Supplement) . . .	792.00
J. Negro Home Demonstration Agent (Supplement)	792.00
K. Negro Boys' 4-H Club Work	300.00
L. Negro Girls' 4-H Club Work and Women's Work	300.00
M. Office expense—Negro Ag. and H. D. Agents . .	125.00
N. Clerical expense—Negro Ag. and H. D. Agents	1,784.48
O. Soil Conservation Committee	200.00
P. Supplement County Agent and (2) Associate Agent (3) @ \$528.00 each	1,584.00
Q. Home Demonstration Agent and Assistant Agents, \$528.00 each	2,640.00

R. Typist, Associate County and Assistant Home Agent	840.00
Total, Item 4	\$ 16,192.28
ITEM 5. Department of Public Welfare	\$ 12,000.00
<i>Provided</i> , a budget showing details of this appropriation shall be approved by a majority of the county legislative delegation prior to July 1, 1967.	
Total, Item 5	\$ 12,000.00
ITEM 6. Jail and Prisoners:	
A. Maintenance of Prisoners for dieting, etc., claims to be approved by Sheriff	\$ 8,000.00
<i>Provided</i> , monthly reports shall be made by the Sheriff's office, showing details of claims paid under this appropriation to the County Supervisor, the County Treasurer and the members of the County Legislative Delegation.	
B. Transporting Prisoners	500.00
Total, Item 6	\$ 8,500.00
ITEM 7. Miscellaneous Appropriations:	
A. Jurors, Witnesses and Bailiffs	\$ 4,000.00
<i>Provided</i> , that jurors at coroner's inquests shall receive pay in the same manner and amount as circuit court jurors.	
B. Assistance to aged, helpless and poor by the county	6,000.00
C. Post-mortems, inquests and lunacies	1,800.00
D. Courthouse and County Buildings—Maintenance and Operation	24,000.00
E. Social Security, Retirement and Insurance..	55,000.00
F. Printing, postage, record books and office supplies for county offices	15,000.00
<i>Provided</i> , prior to purchases desired hereunder, requisitions shall be made to the County Supervisor and approved by him before such purchases shall be made; and month-	

ly reports showing the details of all claims paid under this appropriation shall be made by the Supervisor's office to the members of the County Legislative Delegation.

G. Vital Statistics	675.00
<i>Provided</i> , that each registrar shall receive fifty cents per registration. No registrar shall receive less than twenty-five dollars per year.	
H. Berkeley-Dorchester-Charleston T.E.C.:	
Pro-rata share operational budget	12,500.00
<i>Provided</i> , a budget showing details of the appropriation shall be approved by a majority of the County Legislative Delegation prior to disbursement.	
I. Miscellaneous Contingent Fund	15,000.00
J. Supplement for County Board of Registration and Clerk	2,000.00
K. Service Officer—travel and office expenses ..	700.00
<i>Provided</i> , the Service Officer shall also be paid the full appropriation by the State for this office.	
L. County Development Board	7,500.00
Total, Item 7	\$144,175.00

ITEM 8. Contributions:

A. Berkeley Hospital	\$ 18,000.00
B. Berkeley Memorial Library	25,500.00
C. Rescue Work (Sheriff's office)	300.00
D. Volunteer Rescue Squad	3,000.00
E. Rural Fire Departments	5,000.00
F. Civil Air Patrol	600.00
G. Charleston-Berkeley Mental Health Clinic ...	6,976.65
Total, Item 8	\$ 59,376.65

GRAND TOTAL APPROPRIATIONS ..\$621,312.89

Estimated Revenue:

State Sources:

One cent gasoline tax	\$140,000.00
Income Tax	85,000.00

Alcoholic Liquor Tax	60,000.00
Beer and Wine Tax	14,000.00
Insurance License Tax	20,000.00
Bank Tax	2,000.00

Total derived from State Sources for appropriations herein	\$321,000.00
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County Sources:

Twenty mills property, including tax executions and costs	\$180,000.00
Road tax and executions	12,000.00
Fines, forfeitures and fees	65,000.00
Santee-Cooper payment in lieu of property taxes	31,000.00

Total derived from County sources for appropriations herein	\$288,000.00
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GRAND TOTAL—ESTIMATED

REVENUE	\$609,000.00
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SECTION 2. All items herein which are to be paid out as salaries for officers and clerks of the County shall be expended in the usual manner twice monthly on the tenth and twenty-fifth and not otherwise, and no more; and in case any officer or clerk, as aforesaid, shall resign, or otherwise vacate his or her office or position before the expiration of the fiscal year, he shall be entitled to monthly installments on a prorata basis for the month, or parts of month actually served, and no more. Each of the clerks shall have five and one-half days annual leave per year plus one-half day for each year of employment with the county. *Provided*, taking of annual leave shall be limited to two weeks in any one calendar year.

SECTION 3. It is hereby reaffirmed by the County Legislative Delegation that all purchases paid for by the County shall be made from business concerns within the County, insofar as same is economically feasible; and such purchases shall be fairly divided among the concerns in the County.

The County Supervisor, the County Superintendent of Education and the County Treasurer are hereby authorized to employ a County Purchasing Agent upon approval by the County Legislative Delegation.

SECTION 4. For the purpose of paying in cash the foregoing and all other general, ordinary or special county expenses for the fiscal year beginning July 1, 1967, as authorized by this act, or otherwise appropriated, in anticipation of the collection of taxes, or the receipt of revenues from the State, the County Supervisor and County Treasurer of Berkeley County are hereby authorized to borrow from time to time as may be necessary in their judgment, on note or notes, or other evidences of indebtedness of the County, executed by the said County officials, from any person, firm or corporation; or from the Treasurer's Reserve Fund, or other dormant funds; and the sum or sums borrowed shall constitute a valid claim against the County; and the monies derived from the twenty-mill tax levied in Section 1 hereof, the commutation tax and any State revenues, may be pledged to secure the payment thereof; and it shall not be incumbent upon the person, firm or corporation making such loan or loans to see that the monies loaned are applied for the purposes for which they are borrowed.

SECTION 5. The Treasurer of Berkeley County shall be and he is hereby authorized to refund to any taxpayer the amount of taxes for any year which may have been collected by error.

SECTION 6. The former County Treasurer shall be paid the fees and costs provided by law on those delinquent taxes placed with his office during his term of office, upon the collection of same.

SECTION 7. For the purpose of providing for the maintenance and operation of Hanahan Public Service District, the Auditor of Berkeley County shall levy a tax of not exceeding sixty-five mills, the exact millage to be specified by a resolution adopted by the commissioners of such district prior to July 1, 1967, and presented to the County Legislative Delegation, upon the taxable property within the territorial limits of such district, which, together with the funds and income of the district from all sources, shall be used to carry out the duties and functions of the commission of the district, all or any of them, as provided for in Act No. 784 of the Acts of 1942, creating the district and commission, and all amendments thereto. The tax shall be levied and collected by the same officers and in the same manner as is provided for the collection of taxes levied for corporate purposes in Berkeley County, and the monies so collected shall be placed in separate accounts by the County Treasurer and paid out on warrants of the commissioners of the district.

SECTION 8. All county offices may be closed at twelve noon on each Wednesday.

PART II

TAX LEVY FOR SCHOOL PURPOSES

There is hereby levied on all the taxable property of The Berkeley County School District for the calendar year 1967 a tax of forty-two mills, the proceeds of which shall be used for general school purposes for the fiscal year 1967-1968, such purposes to be set forth in the County school budget for such fiscal year to be adopted as provided by law. The tax shall be assessed and collected as other property taxes are assessed and collected.

PART III

This act shall take effect upon approval by the Governor.

Approved the 6th day of July, 1967.

(R763, H2117)

No. 666

An Act To Provide For Improvements And Enlargements To The Berkeley County Courthouse, The Berkeley County Office Building And The Berkeley County Library; To Authorize The Issuance Of Not Exceeding Six Hundred Fifty Thousand Dollars Of General Obligation Bonds Of Berkeley County To Provide Funds Therefor; To Prescribe The Terms And Conditions Under Which The Bonds May Be Issued And The Manner In Which Their Proceeds May Be Expended; And To Make Provision For The Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Findings of General Assembly.—As an incident to the enactment of this act, the General Assembly finds that extensive enlargements and improvements are required for the Berkeley County Courthouse, the Berkeley County Office Building and the Berkeley County Library, and has therefore determined to empower the County Supervisor of Berkeley County and the Treasurer of Berkeley County to undertake them and to finance the cost thereof with the proceeds of general obligation bonds of Berkeley County authorized by this act.

SECTION 2. Improvements authorized to Berkeley County office building and library.—To the extent of availability of funds derived from the proceeds of the bonds authorized by this act, the County Supervisor of Berkeley County and the Treasurer of Berkeley County are authorized and empowered to enlarge and improve the Berkeley County Courthouse, the Berkeley County Office Building and the Berkeley County Library, and to cause such enlargements and improvements to be duly furnished and equipped.

SECTION 3. Bond issue authorized.—In order to provide funds for the undertakings authorized by this act, the County Supervisor of Berkeley County and the Treasurer of Berkeley County are authorized and empowered to issue, either as a single issue, or from time to time as separate issues, general obligation bonds of Berkeley County in the aggregate principal amount of not exceeding six hundred fifty thousand dollars or such lesser amount as shall, on the occasion of the issuance of any bonds pursuant to this act, be within the applicable constitutional debt limitations pertaining to Berkeley County.

SECTION 4. Maturity.—Bonds issued pursuant to this act shall mature in such annual series or installments as the county officials shall provide, except that the first maturing bonds shall mature not later than two years from the date of issue; not less than three per cent of the bonds shall mature in each year; and no bond shall mature later than fifteen years from the date of issue.

SECTION 5. Prior redemption.—Any bond issued pursuant to this act may be issued with the provision permitting its redemption prior to its stated maturity, at par and accrued interest, plus such redemption premium as may be prescribed by the county officials, but no bond shall be redeemable prior to its stated maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of such bonds, provision shall be made specifying the manner of call and the notice thereof must be given as to bonds made redeemable prior to their stated maturities.

SECTION 6. Form.—Bonds issued pursuant to this act shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to the holder of having them registered as to principal on the books of the Treasurer of Berkeley County, upon such conditions as the county officials may prescribe. Except when so registered, all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 7. Place of payment.—Bonds issued pursuant to this act shall be made payable at such place or places, within or without the State, as the county officials shall provide.

SECTION 8. Interest.—Bonds issued pursuant to this act shall bear interest at the rate or rates approved by the county officials.

SECTION 9. Execution.—The bonds and the coupons to be thereunto attached shall be in such denomination and shall be executed in such manner as the county officials shall by resolution prescribe.

SECTION 10. Sale.—Bonds issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina. Such published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 11. Credit pledged.—For the payment of the principal and interest of all bonds issued pursuant to this act, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of Berkeley County shall be irrevocably pledged, and there shall be levied annually by the Auditor of Berkeley County, and collected by the Treasurer of Berkeley County, in the same manner as other county taxes are levied and collected on all taxable property in Berkeley County, a tax sufficient to pay the principal and interest of the bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 12. Tax exempt.—The principal and interest of bonds issued pursuant to this act shall have the tax-exempt status prescribed by Section 65-4.1 of the 1962 Code.

SECTION 13. Use of proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Berkeley County and shall be expended as follows:

(a) Any accrued interest received shall be applied by the county treasurer to the payment of the first installment of interest to become due on such bonds.

(b) Any premium shall be applied by the county treasurer to the payment of the first installment of principal of such bonds.

(c) The remaining proceeds shall be expended upon the warrant of county supervisor for the following purposes:

(i) To defray the cost of issuing the bonds authorized by this act; and

(ii) To provide for the facilities heretofore authorized.

(d) If, after the final completion of the program, the county supervisor shall certify to the Treasurer of Berkeley County that any remaining balance in the bond account is no longer needed for the program, then such balance shall be held by or delivered to the county treasurer and used to effect the retirement of bonds then outstanding, which shall have been issued pursuant to this act.

(e) Pending any use of funds, it shall be lawful for the county officials to cause the principal proceeds resulting from any sale of bonds to be invested in obligations of the United States, or any agency thereof, having a maturity of not more than two years from the date when such investments shall be made. In order to effect such investment, the county officials shall be empowered to withdraw from the treasurer the entire principal proceeds of any bonds that may be issued and to cause them to be deposited with any corporate trustee who shall hold them as trust funds to be invested in the manner that the county officials shall direct within the limitations imposed by this paragraph.

Any income resulting from such investment shall be returned to the Treasurer of Berkeley County and used by him to meet the debt service of any bonds so issued.

SECTION 14. No election required.—No election is prescribed as a condition precedent to the issuance of bonds pursuant to this act, and no action other than that prescribed herein need be taken to effect the issuance of the bonds herein authorized.

SECTION 15. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of July, 1967.

An Act To Make Supplemental Appropriations For The Fiscal Year 1966-1967 From The General Fund Of Calhoun County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The following supplemental appropriations for the fiscal year 1966-1967 are made from the General Fund of Calhoun County:

Roads and Bridges (\$9,500. replacement)	\$ 18,446.00
Sheriff's Travel	300.00
Post Mortems & Inquests	100.00
Retirement	550.00
Public Buildings	3,200.00
Court House Supplies	3,500.00
Contingent	2,500.00
Group Insurance	400.00
County Health Department	2,213.00
<hr/>	
Total	\$ 31,209.00

SECTION 2. This act shall take effect upon approval by the Governor.

Approved the 1st day of March, 1967.

(R683, H1787)

No. 668

An Act To Provide For The Levy Of Taxes For Ordinary County And School Purposes For Calhoun County For The Fiscal Year 1967-1968, And For The Expenditure Thereof; And To Provide For Any And All Matters Pertaining To The Affairs Of The County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. There shall be levied upon the taxable property of Calhoun County for the purposes hereinafter specified:

School District No. 1: 45 mills for the operation of the schools in the district.

School District No. 2: 50 mills for the operation of the schools in the district.

Orangeburg-Calhoun Technical Education Center: 4 mills for purchase of a site for and erection of a technical education center as per 1966 Act for that purpose.

SECTION 2. For county purposes for Calhoun County for the fiscal year 1967-1968, the sums hereinafter specified are appropriated

for the purposes stated and the auditor of the county is authorized to levy, and the treasurer to collect, a tax of eight mills upon all the taxable property of Calhoun County to meet the appropriations herein made for general county purposes after deducting all other available income and revenue.

For construction and maintenance of bridges and roads and the support of county chain gang and floating gangs \$ 33,500.00

Provided, that all salaries paid from this item shall be increased by ten per cent over the rate paid for the year 1966-1967.

Clerk of Court 5,932.50

Deputy Clerk of Court 2,720.50

Sheriff—salary to be in lieu of all fees for services rendered to the county 5,932.50

Travel allowance and automobile repairs for Sheriff (if so much be necessary) 1,200.00

Deputy Sheriffs—2 @ \$3,372.60 each 6,745.20

Travel allowance for deputies for use in their own cars—\$1,500.00 each 3,000.00

Auditor 1,126.70

Treasurer 1,126.70

Clerical assistance, Judge of Probate, if so much be necessary 100.00

Clerical assistance, Auditor 2,720.60

Clerical assistance, Treasurer 1,237.01

Clerical assistance, Superintendent of Education and County Lunch Supervisor 2,000.00

Travel allowance, Superintendent of Education 200.00

Attorney for County 824.67

Coroner 824.67

Travel allowance for Coroner 60.00

Supervisor 5,932.50

Travel allowance for Supervisor, if so much be necessary 800.00

Two County Commissioners, \$1,030.26 each 2,060.52

Clerk to Board of County Commissioners 2,720.60

Special Training Program—Carolina Eastman 2,100.00

Orangeburg-Calhoun TEC Center, share of operating expense 3,600.00

Judge of Probate 5,932.50

Constables :

Second District 1,030.26

Third District 1,030.26

Provided, each magistrate's constable for the Second and Third Districts shall be paid fifteen dollars monthly as a travel expense. This proviso shall become effective immediately upon the approval of this act 360.00

Magistrates :

First District 2,117.31

Second District 1,319.01

Third District 1,319.01

Office Rent—Third District 120.00

Provided, the compensation provided for magistrates and constables is in lieu of all fees payable by the county to which any and all of them may be entitled, except in cases of violation of the worthless check law, and they shall have authority to charge and receive the following fees, which shall be in addition to their salaries: magistrates, one dollar, constables and sheriff, five dollars and mileage, as provided in Section 27-451 of the 1962 Code, when prosecution in such cases is discontinued by settlement or compromise.

Provided, further, that the magistrates at Cameron and Lone Star shall give bonds in the sum of five hundred dollars, and the magistrate at St. Matthews shall give bond in the sum of one thousand dollars, conditioned upon the faithful performance of their duties and the premium paid thereon out of the county contingent fund. *Provided*, further, that the Sheriff and his deputies shall perform the duties formerly performed by the constable for the Magistrate of the First District, with the privilege of retaining for their own use such fees to which he was entitled.

Provided, further, that the magistrates shall have the authority to charge as and for costs in claim and delivery proceedings a sum not in excess of ten dollars.

Provided, further, magistrates shall have countywide authority to issue arrest and search warrants.

Tax Collector	619.08
Travel allowance, Tax Collector	150.00
Board of Education	500.00
Board of Equalization	300.00
<i>Provided</i> , members of the board shall be paid six dollars per day.	
Jail expenses, including dieting of prisoners	1,200.00
<i>Provided</i> , the Sheriff shall be allowed one dollar per day for dieting prisoners.	
Jurors, Bailiffs, Deputy Clerks and Witnesses	1,500.00
<i>Provided</i> , jurors in the general sessions and common pleas courts shall receive six dollars per day, and jurors in the magistrates' courts and coroner's inquests shall be paid three dollars per day, to be paid as now provided by law.	
D.P.W. Emergency Fund	200.00
Contribution to Tuberculosis Work	800.00
Travel allowance, County Lunch Supervisor	300.00
Rent, School Commodities Storage	300.00
Travel allowance, Attendance Supervisor	300.00
Travel allowance, County Service Officer	300.00
Office expenses, County Service Officer	150.00
Post Mortems and Inquests	300.00
Burial of County Poor	100.00
Lunacies (to be used for medical examination and transportation)	150.00
Contribution—S. C. Law Enforcement Officers' Association	175.00
Calhoun Soil and Water Conservation District	300.00
Home Demonstration Agent—supplies, contingent, stamps, etc.	100.00
Farm Agent—supplies, contingent, stamps, etc.	100.00
Farm Agent's salary supplement	375.38
Home Demonstration Agent's salary supplement ...	375.38
Clerical assistant for Home Demonstration Agent and County Agent	824.43
County Libraries	9,450.00
To be expended by a committee of four in charge of such library, to be appointed by the legislative delegation.	
For retirement of county officers and employees, if so much be necessary	
	6,700.00

Workmen's Compensation Premium	2,000.00
Public Buildings, including janitor, water, lights, telephones and fuel	8,000.00
<i>Provided</i> , the same to be used for county purposes only.	
Repairs, County Buildings	4,000.00
Printing, postage, stationery, supplies and repairs for county buildings, including salary of \$300.00 per year to the county supervisor as custodian of such buildings	6,200.00
<i>Provided</i> , the fund for public buildings and supplies shall be expended for the officers and offices of the courthouse and office buildings on the approval of the supervisor, and when so approved by him shall be paid by the county board of commissioners.	
Miscellaneous Contingent	7,500.00
<i>Provided</i> , such funds shall be disbursed only upon written consent and with the authority of the legislative delegation.	
Jailor	2,473.43
Premiums on bonds for county officers	550.00
Hospitalization fee	12,000.00
<i>Provided</i> , that the county shall pay such per diem costs as may be agreed upon by the county board of commissioners for charity patients, with notice to any hospital to which such patient may be sent that such payments will stop when the above amount has been exhausted and the county assumes no further responsibility for such aid. The expenditure made under this item shall be under the county board of public welfare, which shall investigate each case and only approve such aid where the applicant is unable to pay for treatment and would suffer unless the county provides; the board shall prorate this appropriation over the twelve-month period and, if necessary, shall limit aid to emergency cases involving serious danger to life and health.	
County Health, if so much be necessary	6,260.00
Vital Statistics	200.00
County share, Group Insurance	1,700.00

Historical Commission	2,250.00
To be advanced in installments as may be approved by the county board of commissioners.	
Social Security	4,500.00
Insurance on Sheriff's and Supervisor's automobiles.	531.00
Fire Insurance on county buildings	2,053.91
Auditing the county affairs, 1966-1967	1,200.00
Rabies Control Officer, travel	463.50
<i>Provided</i> , this sum shall be paid in monthly install- ments.	
National Guard Armory, Supplies and Company Fund	700.00
Development Board	5,500.00
Expense for circuit court solicitor	200.00
Clerical help, Judge, First Judicial Circuit	400.00
County Civil Defense (if so much be necessary)	500.00
<i>Provided</i> , that all expenditures from this fund shall be subject to the written approval of the legislation delegation.	

GRAND TOTAL\$194,444.13

SECTION 3. The county board of commissioners (including the supervisor) is directed to work all roads, streets, alleys and public parking areas in the towns and villages, incorporated or unincorporated, in Calhoun County; and may, in its discretion, perform such work in and around other county and municipal buildings, parks, public landings and facilities as may be deemed necessary and advisable.

SECTION 4. All disbursements for travel allowance and for repairs for county-owned cars shall be evidenced by itemized statements that have actually been paid and so marked.

SECTION 5. If any of the sums abovementioned, or any portion thereof, are not used or expended for the specific purposes for which appropriated, the whole or any balance shall be expended only upon written authorization of the Legislative Delegation of Calhoun County.

SECTION 6. It shall be unlawful for any officer of this county to approve or pay any claims against the county, or any school district, unless the funds are on hand for the payment of same, and also it shall be unlawful for the county board of commissioners to exceed the

appropriations made for the several items in this act, unless authorized by the county delegation, and any county officer violating the provisions of this act shall be liable for such violations on his official bond; *provided*, however, that the county treasurer and supervisor are hereby authorized and empowered to borrow so much money as is necessary to defray the county expenses, not exceeding the total amount herein appropriated, and are authorized to pledge the taxes, when so collected, for the payment of the same; *provided*, further, that all monies coming into the county treasury to the credit of the county by reason of contracts made and work done by the county or its authorities in the working or building of roads and bridges may be used and expended by the board of commissioners in the maintenance and support of the county chain gang and in building bridges and maintenance of roads, permanent and otherwise.

SECTION 7. The board of county commissioners shall pay the regular commercial rate for publication of quarterly reports.

SECTION 8. The supervisor shall have entire oversight and care of the courthouse building and grounds, and he shall supervise the care of same, and the janitor for the courthouse shall be employed by the supervisor, and it shall be his duty to supervise the janitor and see that he keeps the courthouse grounds in proper condition; *provided*, however, the sheriff shall have entire oversight and care of the jail and he shall employ the jailor for the same.

SECTION 9. The county board of commissioners shall appoint one or more banks as depositories in which the county treasurer shall deposit monies coming into his hands as an officer, which appointment shall be by proper resolutions spread upon the minutes of the board. Such board shall from time to time, by resolution spread upon its minutes, make such requirements as may be deemed necessary for the safety of such funds so deposited, not inconsistent with the general laws of the State. If any of such funds are dissipated or lost by reason of the insolvency or failure of any such depositories, then such dissipation or loss shall not constitute a liability on the official bond of the county treasurer nor a liability on the sureties thereon. In the event of the dissipation or loss of any such funds because of such insolvency or failure the county and State shall have a preferred claim against such bank for the amount of such dissipation or loss.

SECTION 10. All appropriations made herein are subject to the right and authority of the Calhoun County Legislative Delegation to

change, alter, or deduct therefrom at any time, without notice, when in its judgment such change, alteration or deduction is necessary for the best interests of the county, and to conform with revenue expected during the life of this act. *Provided*, that the change made by the delegation pursuant to the authority herein conferred shall not operate to increase the total amount appropriated.

SECTION 11. All fees collectible by law by the auditor, treasurer, clerk of court and judge of probate shall be collected by such officers and placed by them in the treasury of the county to the credit of the general fund. Each officer shall keep a record of all fees collected for auditing purposes and on or before the tenth day of each month shall remit all fees collected in the preceding month.

SECTION 12. Of the amounts appropriated in this act as salaries for law enforcement officers, an amount of five dollars per day for each such officer is hereby designated as subsistence for each day of active law enforcement duty.

SECTION 13. All county offices shall be open between the hours of 9 a. m. and 5 p. m. during the week, except on Wednesdays and Saturdays, when they shall close at 1 p. m., and on holidays and with the further exception of offices with only one officer, and it is necessary for him to be out in the field on work in regard to his office. *Provided*, in the event of an emergency the offices may be closed with the approval of the legislative delegation.

SECTION 14. This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R838, H2173)

No. 669

An Act To Amend An Act Of 1967 Bearing Ratification No. 683, The Calhoun County Appropriations Act, So As To Further Provide For Salary Increases.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act 668 of 1967 amended to increase salaries.—
The first proviso in Section 2 of an Act of 1967 bearing Ratification

No. 683 is amended by striking the word "ten" on line two and inserting the word "five".

The proviso when amended shall read as follows:

"Provided, that all salaries paid from this item shall be increased by five per cent over the rate paid for the year 1966-1967."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R65, H1218)

No. 670

An Act To Authorize St. Andrew's Parish Parks And Playgrounds Commission In Charleston County To Issue Not Exceeding One Hundred Thousand Dollars Of General Obligation Bonds For General Playground Improvements And The Construction Of A Recreation Center; To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which The Proceeds May Be Expended; To Make Provision For The Payment Thereof; And To Repeal Act No. 1223 Of 1966 Authorizing The St. Andrew's Parish Parks And Playgrounds Commission To Issue Bonds For General Playground Improvements.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Findings of General Assembly.—The General Assembly finds that by Act No. 1223 of 1966 it authorized St. Andrew's Parish Parks and Playgrounds District in Charleston County (the district) to issue thirty-five thousand dollars general obligation bonds of the district for general playground improvements and, conditioned upon the favorable result of an election prescribed therein, an additional sixty-five thousand dollars general obligation bonds of the district for the construction of a recreation center. The election was duly held in the district on Tuesday, November 8, 1966, and resulted favorably to the issuance of the additional bonds. The General Assembly further finds that it is advisable in order to assure the best sale of the bonds to empower the district to sell the bonds, (aggregating one hundred thousand dollars) as a single issue.

SECTION 2. Bond issue authorized.—St. Andrew's Parish Parks and Playgrounds Commission (the commission), the governing body

of the district, is authorized to issue not exceeding one hundred thousand dollars of general obligation bonds of the district, being that area west of the Ashley River in Charleston County known as St. Andrew's Parish and lying outside the corporate limits of the City of Charleston, for the purpose of making general playground improvements in the district and to obtain funds to be used for the construction of a recreation center.

SECTION 3. Issues—maturity.—The bonds authorized by this act shall be issued either as a single issue or from time to time as several separate issues and shall mature in such annual series or installments as the commission shall prescribe, except that the first maturing bonds of any issue shall mature not later than two years from the date as of which they shall be issued and no bonds shall mature later than ten years from the date as of which they shall be issued.

SECTION 4. Redemption.—Any bond issued pursuant to this act may be issued with a provision permitting its redemption prior to its stated maturity at par and accrued interest, plus such redemption premium as may be prescribed by the commission, but no bond shall be redeemable prior to its stated maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of such bonds, provision shall be made specifying the manner of call and the notice thereof that must be given as to bonds made redeemable prior to their stated maturities.

SECTION 5. Negotiability.—The bonds issued pursuant to this act shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Charleston County, upon such conditions as the commission may prescribe. Except when so registered, all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 6. Denominations.—The bonds issued pursuant to this act shall be in such denominations and shall be made payable at such places, within or without the State, as the commission shall provide.

SECTION 7. Interest.—Bonds issued pursuant to this act shall bear interest at the rate determined by the commission.

SECTION 8. Execution.—The bonds and the coupons to be thereunto attached shall be executed in such manner as the commission shall by resolution prescribe.

SECTION 9. Sale.—Bonds issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their respective maturities. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina. Such published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 10. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act, as the same respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the district shall be irrevocably pledged, and there shall be levied annually by the Auditor of Charleston County and collected by the Treasurer of Charleston County, in the same manner as county taxes are levied and collected, a tax without limit on all taxable property in the St. Andrew's Parish Parks and Playground District, sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 11. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Section 65-4.1 of the 1962 Code.

SECTION 12. Proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Charleston County, to be deposited in a bond account fund, and shall be expended and made use of as follows:

(a) Any accrued interest shall be applied to the payment of the first installment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first installment of principal of such bonds.

(c) The remaining proceeds shall be expended, upon the warrant of the commission, for the following purposes:

(1) To defray the costs of issuing the bonds authorized by this act;

(2) To pay the cost of general playground improvements in the district not to exceed thirty-five thousand dollars; and

(3) To defray the cost of constructing a recreation center in an amount not to exceed sixty-five thousand dollars.

SECTION 13. Powers to be additional.—The powers and authorizations hereby conferred upon the commission shall be in addition to all other powers and authorizations previously vested in the com-

mission, except those expressly repealed in Section 15, and may be availed of pursuant to action taken at any regular or special meeting of the commission.

SECTION 14. No further action required.—No action other than that prescribed in this act need be taken to effect the issuance of the bonds herein authorized nor shall the commission be required to obtain the approval of any public agency to any action taken pursuant to the authorizations of this act.

SECTION 15. Act 1223 of 1966 repealed.—The authorizations contained herein are in lieu of and are not in addition to the authorizations contained in Act No. 1223 of 1966 and Act No. 1223 of 1966 is hereby repealed.

SECTION 16. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of February, 1967.

(R99, H1251)

No. 671

An Act To Authorize The St. John's Fire District Commission In Charleston County To Borrow Not Exceeding Seventy-Five Hundred Dollars To Purchase Certain Real Property And To Provide For The Payment Of The Loan.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. St. John's Fire District Commission may borrow money.—The St. John's Fire District Commission in Charleston County is authorized to borrow not exceeding seventy-five hundred dollars to purchase real property adjoining the present facilities from the Division of General Services or any other lending agency at the lowest interest rate available. The indebtedness shall be evidenced by notes signed by the chairman of the commission and the county treasurer. The indebtedness shall be repaid over a period of years not to exceed five years.

For the payment of the indebtedness the full faith, credit and taxing power of the fire district shall be irrevocably pledged and the county auditor and county treasurer are directed to levy and collect annually a sufficient sum to pay the principal and interest thereon.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of March, 1967.

(R193, H1491)

No. 672

An Act To Empower The North Charleston Consolidated Public Service District To Acquire Private Sewer Systems Under Certain Conditions And The Payment Therefor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings.—The North Charleston Consolidated Public Service District (the District) was established by Act No. 521 of the Acts of 1957 and its governing body is the North Charleston Consolidated Public Service District Commission (the Commission). To the District is committed, *inter alia*, the function of providing adequate sewage collection, treatment and disposal facilities within the District. In implementing this function it has been the policy of the District to try to provide trunk lines, pumping stations and disposal and treatment facilities. Where new developments take place it has been the practice to require the private developer to pay the cost of sewer laterals and sewer connections.

The District includes a large rapidly developing area of Charleston County lying north of the City of Charleston. Private developers have constructed, and will in the future construct, at their own expense, sewage collection, treatment and disposal facilities within the District. In some instances, these private sewer systems provide for future development and do not meet a present need sufficient to justify an immediate outlay of funds by the Commission.

It is desirable that the Commission be empowered to acquire private sewer systems and to compensate the owners on a basis consistent with the District's policy abovementioned, and with the present and future public need for such facilities.

SECTION 2. Definitions.—As used in this act

1. "District" shall mean North Charleston Consolidated Public Service District as now existing or as hereafter modified, extended or enlarged.

2. "Commission" shall mean the North Charleston Consolidated Public Service District Commission, or any successor body to which is committed the function of governing the District.

3. "Developer" shall mean any private individual, partnership or private corporation which has constructed, or hereafter will construct, within the District a sewage collection, treatment and disposal system or any system performing one or more of these functions.

4. "Private sewer system" shall mean any system designed for the collection, treatment and disposal of sewage or designed to perform any one or more of these functions; together with all easements and right of ways necessary therefor.

5. Certain terms are also given specific meanings under paragraph 4 of Section 5 herein.

SECTION 3. Additional powers.—In addition to all other powers vested in it, the District, acting through its Commission, is authorized and empowered to acquire, in accordance with the provisions of this act any private sewer system constructed or proposed to be constructed by a developer provided that, after due investigation in each instance the Commission has found, and by resolution duly adopted confirmed, that each of the following circumstances exists:

(a) That all necessary rights of ways and easements have been obtained for the private sewer system;

(b) That the private sewer system will meet a present and probable future public need by providing sewer service to a maximum number of tributary residents of the District to whom public sewer service is not otherwise available;

(c) In the case of probable future need, that the private sewer system, or the portion thereof to serve the future area, will be needed within the following ten years to provide adequate sewer service to such area; and

(d) That the private sewer system is constructed with a sufficient capacity to serve the entire tributary drainage area.

SECTION 4. Hearing.—After complying with the requirements of Section 3, the Commission shall proceed to hold a public hearing within the District, not less than ten days nor more than twenty-five days after notice thereof has been published in a newspaper of general circulation within the District stating in general terms the purpose for which the meeting will be held and the description of the private sewer system to be acquired and the price to be paid therefor. The

meeting shall be held for the purpose of permitting interested persons to express their views with regard to the District acquisition of the private sewer system, and the price which the District will pay for the private sewer system, and the manner in which it will be paid.

SECTION 5. Conditions of agreement.—Not less than ten days following such public meeting the Commission may enter into an agreement with the developer for the acquisition of the private sewer system upon such terms and conditions as may be agreeable, provided that no such agreement shall be valid unless it contains each of the following provisions:

1. That the District will acquire absolute title and ownership of the private sewer system at the earliest practicable time, including all rights of ways and easements necessary thereto; and the District will thereupon have the exclusive right to immediately charge for service provided by the private sewer system.

2. The District will compensate the developer from and to the extent of sewer revenues available for that purpose from the District's sewer facilities at the rate established by the Commission for each unit connected and to be connected to the private sewer system prior to the fifteenth anniversary of the District's acquisition of the private sewer system or the completion of the private sewer system, whichever is the later.

3. The obligation of the District to compensate the developer will be junior and subordinate to any pledge of the sewer revenues made to secure or additionally secure any present or future outstanding bonds of the District.

4. The purchase price for the entire private sewer system to be acquired by the District, including building sewers, lateral sewers, branch sewers, submain sewers, main sewers, intercepting sewers, outfall sewers, force mains, pumping stations and treatment and disposal facilities, shall not in any event exceed the actual cost incurred by the developer in constructing the outfall sewers, force mains, main sewers, pumping stations and disposal and treatment facilities to be acquired by the District; *provided*, that the cost attributed to any lagoon site shall be the fair market value or established by competent appraisers as of the time of acquisition by the District; the cost of appraisal to be borne equally by the District and developer.

The foregoing terms are defined as follows:

- (a) "Building sewer" shall mean any extension from a building drain to the public sewer or other place of disposal; also called the house sewer or house connection.

(b) "Lateral sewer" shall mean any sewer which discharges into a branch or other sewer and has only building sewers tributary to it.

(c) "Branch sewer" shall mean any sewer which receives sewage from a relatively small area and discharges into a main sewer:

(d) "Submain sewer" shall mean any arbitrary term used for relatively large branch sewers.

(e) "Main sewer" shall mean any sewer to which one or more branch sewers are tributary and which serves a large territory; also called trunk sewer.

(f) "Intercepting sewer" shall mean any sewer which receives sewage from a number of sewers and conducts such sewage to a point for treatment or disposal:

(g) "Outfall sewer" shall mean any sewer which carries sewage to a point of final discharge.

(h) "Force main" shall mean any sewer operating under pressure and receiving the discharge from a pumping station.

SECTION 6. Revenues.—In order that the Commission may have a source of revenues with which to discharge obligations incurred pursuant to this act, (a) the Commission shall be empowered to use any revenues resulting from the sewer service charge imposed pursuant to Act No. 1180 of 1964, as amended by Act No. 1222 of 1966, not required to meet the payment of debt service of general obligation bonds now issued or hereafter issued by the District, the costs of maintenance and operation of the present and future systems of sewage collection, treatment and disposal facilities, without priority to either, and to discharge further covenants made by the District relative to a cushion or reserve fund and to any system, improvement or analogous fund established for the further securing of such bonds; or (b) if any system improvement fund shall have been established by the proceedings incident to the issuance of such bond, the Commission may utilize moneys in such fund to discharge its obligation under contracts made pursuant to the authorization of this act.

SECTION 7. Condemnation.—Nothing herein contained shall be construed to limit or restrict the right of the District to acquire private sewer systems by condemnation.

SECTION 8. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of March, 1967.

(R194, H1503)

No. 673**A Joint Resolution To Create A Committee To Study Matters Relating To Higher Education In Charleston County.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Committee to study higher education in Charleston County created.—There is hereby created a committee to study matters relating to higher education in Charleston County. The committee shall consist of six members appointed by the Governor as follows: three shall be appointed upon the recommendation of a majority of the Charleston County Legislative Delegation, and three shall be appointed upon the recommendation of a majority of the Charleston County Council. Any member of the Governor's Advisory Commission on Higher Education who is a resident of Charleston County shall be an ex officio member of the committee. Any vacancy shall be filled in the same manner as the original appointment.

The committee shall organize as soon after its appointment as may be practicable and shall elect one of its members as chairman and one as secretary. The committee shall meet thereafter upon the call of the chairman or upon the written request of at least three members. Four members shall constitute a quorum for the transaction of business.

SECTION 2. Duties.—Immediately upon its appointment, the committee shall proceed to institute a complete study:

(a) to determine the needs of Charleston County and the surrounding area in the field of higher education, both undergraduate and graduate, at the present time and for the foreseeable future;

(b) to determine the capacity of existing institutions to fill such needs; and

(c) to make recommendations with regard to the coordination of existing institutions, the expansion of existing institutions and the acquisition of additional facilities as it should deem necessary to further higher education in the Charleston County area.

SECTION 3. Powers.—The committee is empowered to employ professional assistance with funds provided by the County Council or other sources, and the Council shall provide other funds as it shall deem appropriate to be used by the committee.

The committee shall report its findings and recommendations to the legislative delegation and the County Council as soon as practicable and, if possible, before June 1, 1967.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of March, 1967.

(R244, H1336)

No. 674

An Act To Grant To The City Council Of Charleston All Right, Title, Interest And Estate Of The State Of South Carolina In Approximately Seventy-Six Acres Of Marshland Surrounding Plum Island, Near James Island, Charleston County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Certain marshlands deeded to City of Charleston.—There is granted unto the City Council of Charleston all right, title, interest and estate now vested in the State of South Carolina of, in and to approximately seventy-six acres of marshland adjacent to Plum Island, near James Island, Charleston County, South Carolina, as shown on a plat entitled "Plat of Plum Island, Surrounding Marsh, Causeway, and High Land on James Island, S. C. About to be Acquired by the Commissioners of Public Works of the City of Charleston S. C.", dated May 19th, 1966, made by Louis Y. Dawson, Inc., Consulting Engineers, and recorded in the RMC Office for Charleston County in Plat Book V, page 26. The marshland butting and bounding to the north on marshland, Dill's Creek, and the Ashley River; to the east on Plum Island Creek; to the south on Plum Island Creek, property of City Council of Charleston, and property now or formerly of Bonsal et al and to the west on marshland; saving and excepting the highland shown on the plat.

Upon the approval of this act, all right, title, interest and estate of the State of South Carolina of, in and to the area above described shall vest in the City Council of Charleston, its successors and assigns, in fee simple, and the interest herein conveyed shall be subject to the absolute control of the City Council of Charleston. *Provided*, that in the event any of the above property ceases to be used for public or municipal purposes, the title of the State, if any, to such property shall revert to the State, but only to the extent of the interest of the State, if any, at the time of the passage of this act.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 18th day of April, 1967.

(R276, H1621)

No. 675

An Act To Authorize The Board Of Trustees Of Moultrie School District No. 2 Of Charleston County To Issue General Obligation Bonds Of The District In An Amount Not To Exceed Two Hundred Thousand Dollars Within The Applicable Constitutional Debt Limit Of The District; To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which Their Proceeds May Be Expended; And To Make Provision For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Moultrie School District No. 2 may issue bonds.

—The Board of Trustees of Moultrie School District No. 2 is hereby authorized to issue general obligation bonds of the School District, without the necessity of holding an election, in the aggregate principal amount of not exceeding two hundred thousand dollars or such lesser amount as may be within the applicable constitutional debt limit at the time of their issuance and to apply the proceeds of such bonds to the purchase of additional land adjoining a present site on Von Kolnitz Road for the construction of a school building and to make additions to Laing High School.

SECTION 2. Maturity.—All bonds shall mature in such annual series or instalments as the Board shall provide, except that the first maturing bonds of any issue shall mature not later than three years from the date as of which they shall be issued, and no bond shall mature later than twenty years from the date it is issued.

SECTION 3. Redemption.—Any bond may be issued with a provision for its redemption prior to its stated maturity at par and accrued interest, plus such redemption premium as may be prescribed by the Board, but no bond shall be redeemable before maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of such bonds, provisions shall be made specifying the manner of call and the notice that must be given.

SECTION 4. Negotiability.—The bonds shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Charleston County, upon such condition as the Board may prescribe. Except when so registered, all bonds shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 5. Denomination.—The bonds shall be in such denomination and shall be made payable at such places, within or without the State, as the Board shall prescribe, and shall bear such interest as may be determined by the Board.

SECTION 6. Execution.—The bonds, and the coupons to be thereunto attached, shall be executed in such manner as the Board shall by resolution prescribe.

SECTION 7. Sale.—The bonds shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold at public sale, after public advertisement of the sale in a newspaper of general circulation in South Carolina. In such event the published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 8. Payment.—For the payment of the principal and interest of all bonds, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the district shall be irrevocably pledged, and there shall be levied annually by the Auditor, and collected by the Treasurer of Charleston County, in the same manner as county taxes, a tax without limit, on all taxable property in the School District, sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 9. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Section 65-4.1 of the 1962 Code.

SECTION 10. Proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Charleston County, to be deposited in a bond account fund for the School District, and expended by the Board as follows:

- (a) Any accrued interest shall be applied to the payment of the first instalment of interest to become due on such bonds.
- (b) Any premium shall be applied to the payment of the first instalment of principal of such bonds.
- (c) The remaining proceeds shall be used to defray the cost of issuing the bonds authorized hereby, and to pay costs to be incurred in the purchase of additional land adjoining a present site on Von Kolnitz Road for the construction of a school building and to make additions to Laing High School.

(d) Any balance remaining shall be held by the Treasurer of Charleston County in a special fund and used to effect the retirement of bonds authorized hereby.

SECTION 11. Powers to be additional.—The powers and authorizations hereby conferred upon the Board shall be in addition to all other powers and authorizations previously vested in the Board, and may be availed of pursuant to action taken at any regular or special meeting of the Board.

SECTION 12. No further action necessary for issuance.—No election is prescribed as a condition precedent to the issuance of the bonds, and no action other than that prescribed herein need be taken to effect the issuance of the bonds, nor shall the Board be required to obtain the approval of any public agency to any action taken pursuant to the authorizations of this act.

SECTION 13. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of April, 1967.

(R437, H1840)

No. 676

An Act To Amend Act No. 140 Of 1906, As Amended, Relating To The Township Of Sullivan's Island In Charleston County, So As To Increase The Annual Assessment On Lots In Such Township.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 10 of Act 140 of 1906 amended—assessment of lots.—Section 10 of Act No. 140 of 1906, as amended, is further amended so as to increase the annual assessment on lots in the Township of Sullivan's Island by striking it in its entirety and inserting in lieu thereof the following :

“Section 10. The Board is authorized by its bylaws, rules, ordinances and regulations to annually assess the lots on the island which are delineated and described on a certain plat of Sullivan's Island made November, 1929, by Richard C. Rhett, Surveyor, and on plat recorded in Plat Book ‘D’, page 184 and page 58; Plat Book ‘C’, page 124, and Plat Book ‘E’, pages 22 and 33 in R.M.C. office,

Charleston County, South Carolina, as follows: All lots on the west end of Sullivan's Island from the point to Fort Moultrie, front beach; and all lots on the east end of Sullivan's Island, south of I'On Avenue, at not exceeding thirty-seven dollars per lot; said lots being numbered on said plat or plats as follows: 1, 4, 4½, 6, 8, 11, 15, 16, 19, 20, 24, 26, 28, 30, 32, 35, 36, 37, 41, 42, 46, 47, 54, 55, 60, 61, 68, 69, 70, 75, 76, 77, 77A, 'M', 'M2', 'N', 'N2', Q, R, S, T, U, V, W, X, Y, Z, 207, 208, 223, 224, 257, 258, 261, 261½, 261½A, 261½B, 262, 275, 276, 277, 278, 279, 279½, 280, 280½, 281, 281½, 282, 282½A, 282½B, Old Atlantic Beach Hotel South on I'ON Avenue; 20A, 21A, 22A, 23A, 24A, 25A, 26A, 27A, 311, 312, 313, 314, 327, 328, 329, 330, 29E, 30E, 31E, 32E, 33E, 34E, 71E, 72E, 73E, 74E, 75E, 76E, 105E, 106E, 107E, 108E, 109E, 110E, 136E, 137E, 138E, 139E, 140E, 141E, 170E, 171E, 172E, 173E, 174E, 175E, 201E, 202E, 203E, 204E, 205E, 206E, 207E, 208E, 209E, 209A, 210E, 211E, 212E, 213E, 214E, 214A, 215E, 215A.

All lots on the east end of Sullivan's Island South of Central Avenue and North of I'On Avenue, from Station 18 to Station 28½, and all lots South of Railroad Avenue and abutting Middle Street at not exceeding thirty-two dollars per lot; the lots being numbered on the plat as follows: 192, 193, 194, 195, 196, 197, 198, 199, 203, 204, 205, 206, 215, 216, 217, 218, 219, 220, 221, 222, 231, 232, 233, 234, 235, 236, 237, 238, 251, 252, 253, 254, 270, 271, 272, 273, 274, 287, 288, 31, 32, 33, 303, 304, 305, 306, 307, 308, 309, 310, 319, 320, 321, 322, 323, 324, 325, 326, 19E, 20E, 21E, 22E, 23E, 24E, 25E, 26E, 27E, 28E, 59E, 60E, 61E, 62E, 63E, 64E, 65E, 66E, 67E, 68E, 69E, 70E, 93E, 94E, 95E, 96E, 97E, 98E, 99E, 100E, 101E, 102E, 103E, 104E, 124E, 125E, 126E, 127E, 128E, 129E, 130E, 131E, 132E, 133E, 134E, 135E, 158E, 159E, 160E, 161E, 162E, 163E, 164E, 165E, 166E, 167E, 168E, 169E, 189E, 190E, 191E, 192E, 193E, 194E, 195E, 196E, 197E, 198E, 199E, 200E.

All lots on the west end of Sullivan's Island from Point Street to Fort Moultrie abutting on Middle Street; all lots on the east end of Sullivan's Island from Pettigrew Street to Frost Street abutting Central Avenue, and all lots from Frost to Sixth Streets, and South of New Street and North of Central Avenue and Railroad Avenue at not exceeding twenty-eight dollars per lot; the lots being numbered on the plat as follows: 3, 5, 7, 14, 18, 18½, 22, 23, 25, 27, 29, 31, 33, 40, 43, 45, 48, 48A, 53, 56, 59, 62, 67, 71, 74, 188, 189, 190,

191, 201, 201½, 202, 202½, 211, 212, 213, 214, 227, 228, 229, 230, 266, Lots from 34 to 45, Sullivan's Island Real Estate Company, 299, 299½, 300, 300½, 301, 301½, 302, 302½, 315, 315½, 316, 316½, 317, 317½, 318, 318½, 7E, 8E, 9E, 10E, 11E, 12E, 13E, 14E, 15E, 16E, 17E, 18E, 47E, 48E, 49E, 50E, 51E, 52E, 53E, 54E, 55E, 56E, 57E, 58E, 85E, 86E, 87E, 88E, 89E, 90E, 91E, 92E, 117E, 118E, 119E, 120E, 121E, 122E, 147E, 148E, 149E, 150E, 151E, 152E, 153E, 154E, 155E, 156E, 157E, 177E, 178E, 179E, 180E, 181E, 182E, 183E, 184E, 185E, 186E, 187E, 188E.

All other lots on the island to be assessed at not exceeding twenty-one dollars per lot. The Board may assess the above sums, or so much as may be deemed necessary, for the purpose of keeping in proper order the streets, ways, beaches and commons of the island and health of such island, and for other necessary expenses incidental to good government. The sums, to be assessed as aforesaid, shall be in lieu of the road duty now imposed and assessed on the island. It shall be lawful for any lotholder on the island to work out the amount thus assessed under such regulations as the Board may prescribe; *provided*, the Board of Township Commissioners may levy assessment as one lot on one or more lots preempted as one lot; *provided*, further, that in case other lots are laid out on the island the Board of Township Commissioners shall assess the new lots as if the several area lines were extended and the lots platted as if they were in such extended area; *provided*, further, that lots held in fee simple shall bear assessments of other lots in the same area; *provided*, further, that where the letters 'E' and 'A' appear after any lot number, it is understood that this is done for the purpose of showing that the lot is on the east end of the island, and is not intended to mean that the lot is so designated on the plat."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

An Act To Authorize The Board Of Trustees Of School District No. 10 Of Charleston County To Issue General Obligation Bonds Of The District In An Amount Not To Exceed Seven Hundred

Fifty Thousand Dollars Within The Applicable Constitutional Debt Limit Of The District; To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which Their Proceeds May Be Expended; And To Make Provision For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Findings of General Assembly.—The General Assembly finds that careful surveys of the physical facilities of the public school system of School District No. 10 of Charleston County (hereinafter called the School District) has been made by the Board of Trustees of the School District (hereinafter called the Board). Such studies have established that additional public school facilities must be provided for the School District and that the cost to be borne by the School District should be raised by an issue of general obligation bonds. The General Assembly has therefore determined to empower the Board to provide additional public school facilities for the School District and raise therefor the sum of not exceeding seven hundred fifty thousand dollars or such lesser amount as may be within the applicable constitutional debt limit through the sale of the bonds authorized by this act.

SECTION 2. Bond issue authorized.—The Board is hereby authorized and empowered to provide such additional public school facilities as it shall deem necessary and to repair, enlarge and improve the existing facilities. The Board is hereby further empowered to issue general obligation bonds of the School District, without the necessity of holding an election, in the aggregate principal amount of not exceeding seven hundred fifty thousand dollars or such lesser amount as may be within the applicable constitutional debt limit at the time of their issuance and to apply the proceeds of such bonds to the purposes prescribed by this act.

SECTION 3. Maturity.—All bonds shall mature in such annual series or instalments as the Board shall provide, except that the first maturing bonds of any issue shall mature not later than three years from the date as of which they shall be issued, and no bond shall mature later than twenty-five years from the date it is issued.

SECTION 4. Redemption.—Any bond may be issued with a provision for its redemption prior to its stated maturity at par and accrued interest, plus such redemption premium as may be prescribed

by the Board, but no bond shall be redeemable before maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of such bonds, provisions shall be made specifying the manner of call and the notice that must be given.

SECTION 5. Negotiability.—The bonds shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Charleston County, upon such condition as the Board may prescribe. Except when so registered, all bonds shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 6. Denomination and where payable.—The bonds shall be in such denomination and shall be made payable at such places, within or without the State, as the Board shall prescribe, and shall bear such interest as may be determined by the Board.

SECTION 7. Execution.—The bonds, and the coupons to be thereunto attached, shall be executed in such manner as the Board shall by resolution prescribe.

SECTION 8. Sale.—The bonds shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold at public sale, after public advertisement of the sale in a newspaper of general circulation in South Carolina. In such event the published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 9. Payment.—For the payment of the principal and interest of all bonds, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit, and taxing power of the district shall be irrevocably pledged, and there shall be levied annually by the Auditor, and collected by the Treasurer of Charleston County, in the same manner as county taxes, a tax without limit, on all taxable property in the School District, sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 10. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Section 65-4.1 of the 1962 Code.

SECTION 11. Proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Charleston County, to be deposited in a bond account fund for the School District, and expended by the Board as follows:

(a) Any accrued interest shall be applied to the payment of the first instalment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first instalment of principal of such bonds.

(c) The remaining proceeds shall be used to defray the cost of issuing the bonds authorized hereby, and to pay costs to be incurred in the constructing and equipping of additional public school facilities in the School District.

(d) Any balance remaining shall be held by the Treasurer of Charleston County in a special fund and used to effect the retirement of bonds authorized hereby.

SECTION 12. Powers to be additional.—The powers and authorizations hereby conferred upon the Board shall be in addition to all other powers and authorizations previously vested in the Board, and may be availed of pursuant to action taken at any regular or special meeting of the Board.

SECTION 13. No further action required.—No election is prescribed as a condition precedent to the issuance of the bonds, and no action other than that prescribed herein need be taken to effect the issuance of the bonds, nor shall the Board be required to obtain the approval of any public agency to any action taken pursuant to the authorizations of this act.

SECTION 14. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R502, H1938)

No. 678

A Joint Resolution Providing That Charleston County Shall Be Exempted From Preparing An Additional Jury List For The Year 1967 Only.

Whereas, Section 38-53 of the 1962 Code requires that Charleston County prepare a jury list during the month of July in each year; and

Whereas, the Jury Commissioners of Charleston County are presently in the process of preparing a new jury list; and

Whereas, it would be unreasonable for the Jury Commissioners to repeat the same function. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Jury list not to be prepared in July.—Notwithstanding the provisions of Section 38-53 of the 1962 Code, Charleston County shall be exempted from preparing a jury list during the month of July for the year 1967 only.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R558, H1973)

No. 679

A Joint Resolution To Provide For The Closing And Moving Of Offices In The Charleston County Courthouse During Its Renovation.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Charleston County—temporary courthouse—may be closed for moving.—All offices in the Charleston County Courthouse may be closed for not more than four days including Saturday in order to move such offices to temporary quarters during the renovation of the courthouse, and all offices in the temporary courthouse may be closed for not more than four days including Saturday in order to move such offices to the courthouse upon completion of such renovation. At least two weeks before any such office is closed for either move, the County Council shall publish a notice in a newspaper having general circulation in the county, giving the dates that any such office will be closed and its temporary location. Any days that such offices are closed shall be considered as legal holidays.

Upon transfer of such offices to the temporary building, the building shall be designated as the temporary Charleston County Courthouse until such time as renovations are completed at the regular courthouse and all provisions of law relating to the courthouse shall mean the temporary courthouse.

In the event the temporary building cannot accommodate all of the offices which have to be moved from the courthouse during the renovations, the County Council shall designate where such offices shall be located and shall publish a notice to that effect in a newspaper having general circulation in the county at least two weeks prior to moving such offices.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R633, H2025)

No. 680

An Act To Authorize The Board of Trustees Of James Island School District No. 3 Of Charleston County To Issue General Obligation Bonds Of The District In An Amount Not To Exceed Five Hundred Thousand Dollars Within The Applicable Constitutional Debt Limit Of The District; To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which Their Proceeds May Be Expended; And To Make Provision For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Findings of General Assembly.—The General Assembly finds that careful surveys of the physical facilities of the public school system of James Island School District No. 3 of Charleston County (hereinafter called the School District) has been made by the Board of Trustees of the School District (hereinafter called the Board). Such studies have established that additional public school facilities must be provided for the School District and that the cost to be borne by the School District should be raised by an issue of general obligation bonds. The General Assembly has therefore determined to empower the Board to provide additional public school facilities for the School District and raise therefor the sum of not exceeding five hundred thousand dollars or such lesser amount as may be within the applicable constitutional debt limit through the sale of the bonds authorized by this act.

SECTION 2. Trustees of James Island School district may issue bonds.—The Board is hereby authorized and empowered to

provide such additional public school facilities as it shall deem necessary and to repair, enlarge and improve the existing facilities. The Board is hereby further empowered to issue general obligation bonds of the School District, without the necessity of holding an election, in the aggregate principal amount of not exceeding five hundred thousand dollars or such lesser amount as may be within the applicable constitutional debt limit at the time of their issuance and to apply the proceeds of such bonds to the purposes prescribed by this act.

SECTION 3. Maturity.—All bonds shall mature in such annual series or instalments as the Board shall provide, except that the first maturing bonds of any issue shall mature not later than three years from the date as of which they shall be issued, and no bond shall mature later than twenty-five years from the date it is issued.

SECTION 4. Prior redemption.—Any bond may be issued with a provision for its redemption prior to its stated maturity at par and accrued interest, plus such redemption premium as may be prescribed by the Board, but no bond shall be redeemable before maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of such bonds, provisions shall be made specifying the manner of call and the notice that must be given.

SECTION 5. Form.—The bonds shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Charleston County, upon such condition as the Board may prescribe. Except when so registered, all bonds shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 6. Payment and interest.—The bonds shall be in such denomination and shall be made payable at such places, within or without the State, as the Board shall prescribe, and shall bear such interest as may be determined by the Board.

SECTION 7. Execution.—The bonds, and the coupons to be thereunto attached, shall be executed in such manner as the Board shall by resolution prescribe.

SECTION 8. Sale.—The bonds shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold at public sale, after public advertisement of the

sale in a newspaper of general circulation in South Carolina. In such event the published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 9. Credit pledged.—For the payment of the principal and interest of all bonds, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the district shall be irrevocably pledged, and there shall be levied annually by the Auditor, and collected by the Treasurer of Charleston County, in the same manner as county taxes, a tax without limit, on all taxable property in the School District, sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 10. Tax exempt.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Section 65-4.1 of the 1962 Code.

SECTION 11. Use of proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Charleston County, to be deposited in a bond account fund for the School District, and expended by the Board as follows:

(a) Any accrued interest shall be applied to the payment of the first instalment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first instalment of principal of such bonds.

(c) The remaining proceeds shall be used to defray the cost of issuing the bonds authorized hereby, and to pay costs to be incurred in the constructing and equipping of additional public school facilities in the School District.

(d) Any balance remaining shall be held by the Treasurer of Charleston County in a special fund and used to effect the retirement of bonds authorized hereby.

SECTION 12. Powers additional.—The powers and authorizations hereby conferred upon the Board shall be in addition to all other powers and authorizations previously vested in the Board, and may be availed of pursuant to action taken at any regular or special meeting of the Board.

SECTION 13. No further approval required.—No election is prescribed as a condition precedent to the issuance of the bonds, and no

action other than that prescribed herein need be taken to effect the issuance of the bonds, nor shall the Board be required to obtain the approval of any public agency to any action taken pursuant to the authorizations of this act.

SECTION 14. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R704, H2098)

No. 681

An Act To Amend Act No. 535 Of 1965, Which Authorizes The St. Andrews Public Service District Of Charleston County To Issue Bonds, So As To Further Provide Therefor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act 535 of 1965 amended to include capitalized interest to defray certain costs.—Section 3 of Act No. 535 of 1965 is amended on line three by inserting “including the capitalization of interest for a period of not more than three years,” after the word “described,”.

The section when amended shall read as follows :

“Section 3. In order to obtain funds to defray the costs of constructing the sewage collection and treatment facilities hereinabove described, including the capitalization of interest for a period of not more than three years, the commission is hereby authorized and empowered to issue not exceeding five million dollars of general obligation bonds of the district; *provided*, that the commission covenant and agree in the proceedings providing for the issuance of the bonds, or any part thereof, that the commission will impose assessments against properties abutting sewer laterals constructed from the proceeds of the bonds to such extent as the commission shall deem fair and equitable.”

SECTION 2. Act 535 amended to allow for several rates of interest.—Section 8 of Act No. 535 of 1965 is amended on line 2 by inserting “or rates” between “rate” and “as”.

The section when amended shall read as follows :

“Section 8. Bonds issued pursuant to this act shall bear interest at such rate or rates as may be determined by the commission.”

SECTION 3. Act 535 amended to provide further for disposition of bond proceeds.—Item (c) of Section 13 of Act No. 535 of 1965, relating to the disposition of the proceeds of the bonds, is amended on line six by striking the period after “district” and adding “; and the commission is empowered to set aside out of the bond proceeds as capitalized interest funds to be utilized to pay all or any part of interest to become due on any bonds authorized by this act, during the thirty-six months next succeeding the date of issue.”

The item when amended shall read as follows:

“(c) The remaining proceeds shall be used upon the warrant or order of the commission to defray the cost of issuing bonds authorized hereby and to pay all costs to be incurred in providing the sewage collection and treatment facilities for the district hereinabove-mentioned, including the acquisition of any site necessary therefor and the cost of installing additional sewage collection lines in the district; and the commission is empowered to set aside out of the bond proceeds as capitalized interest funds to be utilized to pay all or any part of interest to become due on any bonds authorized by this act, during the thirty-six months next succeeding the date of issue. *Provided*, that pending the use of proceeds of the bonds to meet the cost to be incurred as aforesaid, the proceeds of the bonds shall, at the direction of the commission and to the extent prescribed by the commission, be invested and reinvested in obligation of the United States or of agencies having a stated maturity of not exceeding twelve months from the date of such investments. The commission may employ the services of the trust department of any bank having an office in Charleston County to assist it in effecting such investments, and if such action shall be taken by the commission, the treasurer of Charleston County shall, on the order of the commission, deliver to such bank the proceeds of the bonds to the extent ordered by the commission.

All income realized from such investments after meeting any costs incident thereto shall be from time to time turned over to the treasurer of Charleston County and by him applied to the payment of interest to become due on the bonds, but the provisions hereof shall in no way limit or impair the directive of this act made by Section 11 requiring the auditor and treasurer of Charleston County to levy and collect sufficient taxes to meet the payment of principal and interest of the bonds as they respectively mature, and any reduction in the tax levy, resulting from income so received, shall take place only after the actual receipt by the treasurer of the proceeds of such

investment income. Whenever investments made as herein authorized shall be reconverted into cash, the principal proceeds of any such investment shall be returned to the treasurer of Charleston County and by him applied in accordance with the provisions of this subsection."

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R735, H2109)

No. 682

An Act To Amend Act No. 521 Of The Acts And Joint Resolutions Of South Carolina, 1957, By Which The North Charleston Consolidated Public Service District In Charleston County Was Created, So As To Further Define Powers And Functions Of The District In Relation To The Collection, Treatment And Disposal Of Sewage And Industrial Waste And To Permit The Establishment Of Facilities Outside The Boundaries Of The District And East Of The Cooper River.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that it did by Act No. 521 of 1957 create the North Charleston Consolidated Public Service District and did commit to it, among other things,

"(1) The construction, operation, maintenance and enlargement of such system of sewers and sewage disposal as the Commission shall from time to time deem necessary to protect the health of those living in the District."

It further finds that in order to permit the District to exercise its functions it did, among other things, empower the North Charleston Consolidated Public Service District Commission (the Commission) by Section 5 of Act 521 of 1957 to,

"(23) Exercise the power of eminent domain for any corporate function. The power of eminent domain may be exercised through any procedure prescribed by Chapter 3, Title 25, Code of Laws of South Carolina, 1952, or by following the procedure for the exercise of eminent domain by the State Highway Department, prescribed

by Article 2, Chapter 3, Title 33, Code of Laws of South Carolina, 1952.”

Afterward by Act No. 1180 of 1964, as amended, it empowered the Commission to undertake the acquisition and construction of extensive sewage collection, disposal and treatment facilities and in order to raise monies therefor authorized the issuance of not exceeding ten million dollars of general obligation bonds for such program.

The program thus authorized has been instituted and certain collection and disposal facilities have already been constructed. As yet only minor treatment facilities have been constructed. Consulting engineers employed by the District have made and are continuing extensive studies and have now indicated to the Commission the desirability of locating treatment facilities beyond the boundaries of the District and east of the Cooper River. The cost of studies to determine the feasibility of this plan will involve a considerable outlay of cash but it is believed that, if facilities east of the Cooper River are constructed, tremendous savings will result in the cost of operating such facilities as compared to facilities located within heavily populated areas of the District. If such facilities are to be constructed, it would appear that it would be necessary that a tunnel or tunnels be constructed through the marl lying below the bed of the Cooper River which would be sufficient in size not only to carry off sewage originating within the District but sufficient to provide for the transmission and subsequent treatment of industrial waste originating within the District and sewage and industrial waste originating in areas beyond the District.

In the course of studying the possibility of the project, questions have arisen as to whether, under the existing statutory authorization, the Commission may:

1. Locate treatment facilities beyond the boundaries of the District.
2. Construct tunnels under the bed of the Cooper River.
3. Collect, treat and dispose of industrial waste as well as domestic sewage.
4. Enter into long-term contracts with industries and other public service districts which might wish to contract with the District for the collection, treatment and disposal of sewage and industrial waste.

In order to remove questions thus arisen, and in order that there shall be no question of the power of the Commission to undertake the project, if it shall prove feasible, and to remove any question that may otherwise exist as to the propriety of expending money for preliminary studies, the General Assembly is minded to specifically authorize

such action and to that end proposes to further amend Act No. 521 of 1957.

SECTION 2. Act 521 of 1957 amended to extend authority of North Charleston Consolidated Public Service District.—Subsection (1) of Section 4 of Act 521 of 1957 is amended to extend the authority of the North Charleston Consolidated Public Service District by inserting on line two after “sewage” the words “treatment and”, and by adding at the end of the subsection the following: “The system may be located, in part, east of the Cooper River and any facilities so located may be connected with the remaining part of the system of the District by means of a tunnel or tunnels or aqueous pipeline under the bed of the Cooper River.”

Subsection (1), as amended, shall read:

“(1) The construction, operation, maintenance and enlargement of such system of sewers and sewage treatment and disposal as the Commission shall from time to time deem necessary to protect the health of those living in the District. The system may be located, in part, east of the Cooper River and any facilities so located may be connected with the remaining part of the system of the District by means of a tunnel or tunnels or aqueous pipeline under the bed of the Cooper River.”

SECTION 3. Act 521 of 1957 amended to permit disposal of industrial waste.—Subsection (9) of Section 5 of Act 521 of 1957 is amended to permit disposal of industrial waste, by inserting after the word “sewage” on line two the words “and industrial waste”.

The subsection, as amended, shall read:

“(9) Build, construct, operate and maintain a system for the collection and disposal of sewage and industrial waste, including the construction of sewer mains, sewer lines and sewage treatment and disposal plants, and from time to time to enlarge and extend the same.”

SECTION 4. Act 521 of 1957 amended to authorize tunnel.—Section 5 of Act 521 of 1957 is amended to authorize a tunnel under the Cooper River, by inserting after subsection (22) a new subsection (22a) to read as follows:

“(22a) Construct such tunnel or tunnels or aqueous pipeline as may be necessary under the bed of the Cooper River in order to connect that part of the system within the District with treatment and disposal facilities located east of the Cooper River.”

SECTION 5. Act 521 of 1957 amended to authorize power of eminent domain.—Subsection (23) of Section 5 of Act 521 of 1957 is amended by adding at the end thereof the following: "The Commission may exercise the power of eminent domain to the extent necessary to acquire suitable lands, easements and rights of way east of the Cooper River in order that it may acquire, construct, operate, maintain and enlarge, east of the Cooper River, sewage treatment and disposal facilities and connect such facilities with other facilities of the District situate west of the Cooper River through the means of the tunnels or aqueous pipelines authorized by subsection (22a)". Subsection (23), as amended, shall read:

"(23) Exercise the power of eminent domain for any corporate function. The power of eminent domain may be exercised through any procedure prescribed by Chapter 3, Title 25, Code of Laws of South Carolina, 1952, or by following the procedure for the exercise of eminent domain by the State Highway Department, prescribed by Article 2, Chapter 3, Title 33, Code of Laws of South Carolina, 1952. The Commission may exercise the power of eminent domain to the extent necessary to acquire suitable lands, easements and rights of way east of the Cooper River in order that it may acquire, construct, operate, maintain and enlarge, east of the Cooper River, sewage treatment and disposal facilities and connect such facilities with other facilities of the District situate west of the Cooper River through the means of the tunnels or aqueous pipelines authorized by subsection (22a)."

SECTION 6. Act 521 of 1957 amended to authorize certain contracts.—Section 5 of Act 521 of 1957 is amended further to authorize certain contracts, by adding after subsection (26) a new subsection (26a) which shall read as follows:

"(26a) To enter into long-term contracts for the collection, treatment and disposal of industrial wastes with industries within or nearby the District and to enter into long-term contracts with adjacent public service districts or other political entities, including facilities of the United States Government, for the collection, treatment and disposal of sewage and industrial waste. The cost of such facilities required for the collection, treatment and disposal of sewage and industrial waste, as herein contemplated, and all expenses and costs resulting from alterations of any existing or proposed systems of sewerage designed or being designed primarily for use of residents

of the District shall be borne by such industries, public service districts or other political entities as above provided. In addition thereto such industries, public service districts or other political entities will pay such fixed fees, rates and charges as may be required to repay the district for any expenses and costs incurred in engineering studies, construction and development and operation of such facilities, as well as and not limited to a regular sewer service charge, as may be determined by rate schedule adopted by the district."

SECTION 7. Limitation by Act 1180 of 1964.—Insofar as the pending and proposed enlargement of the systems of sewers and sewage disposal by the district is concerned, no monies will be raised beyond the limits set forth in Act No. 1180 of 1964, as amended, without first having assent thereto by public referendum in the manner provided by the laws of the State.

SECTION 8. Powers granted in act complementary.—The action taken by the General Assembly in making specific provision for the undertakings described in Section 1 is not intended to detract from or negate any powers now existing in the Commission. This act is enacted for the purpose of removing questions that might otherwise exist and which might result in litigation delaying and impeding the efforts of the Commission to preserve the health and welfare of the District through the acquisition and construction, operation and maintenance of an appropriate system for the collection, treatment and disposal of sewage and industrial waste.

SECTION 9. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R351, S357)

No. 683

An Act To Amend Section 3 Of Act No. 1062 Of 1962, Relating To The Expenditure Of Bond Funds For School Improvements In School District No. 1 Of Cherokee County, So As To Further Provide For The Expenditure Of Such Funds.

Whereas, pursuant to Act No. 1062 of 1962, the Board of School Trustees of School District No. 1 of Cherokee County issued general obligation bonds to meet school needs in Cherokee County; and

Whereas, in Section 3 of this act the General Assembly set forth several purposes for which the bond funds might be used and which included as Item (1) the construction of an elementary school in the Sunnyside Community; and

Whereas, the State and county educational authorities have determined that construction of a Sunnyside Elementary School is not at this time an urgent or critical need for Cherokee County when compared with other existing needs; and

Whereas, the General Assembly concurs with these findings that other school needs are more critical and urgent and that the bond funds should properly be placed under Item (4), which is proposed to be renumbered as Item (3), of Section 3, so that they may be used to meet other critical needs of the School District, including the construction of a new Junior High School and a Vocational School, both of which are urgently needed; and

Whereas, Item (2), which is proposed to be renumbered as Item (1), relating to improvements at Elm Street Elementary School and Item (3), which is proposed to be renumbered as Item (2), relating to improvements at West End Elementary School have been completed and the General Assembly finds that Item (1) should be eliminated for the present, and that the funds from Item (1) and any other remainder of the bond funds should be transferred to Item (4), which is proposed to be renumbered as Item (3), to be used for other school needs or to retire the bonds issued pursuant to the act; and

Whereas, it is deemed that approval of these funds by the County Board of Education is not necessary and should be removed. Now therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 3 of Act No. 1062 of 1962 amended—disposition of proceeds.—Section 3 of Act No. 1062 of 1962 is amended, so as to further provide for the expenditure of bond funds by School District No. 1 of Cherokee County, by striking it out and inserting in lieu thereof the following:

“Section 3. The proceeds derived from the bond sales as herein authorized shall be deposited with the Treasurer of Cherokee County in a special fund, separate and distinct from all other funds, and shall be expended upon authorization of the board of trustees for the following purposes:

(1) New construction and improvements at Elm Street Elementary School 225,000.00

(2) New construction and improvements at West End Elementary School 100,000.00

Provided, that if the Board of Trustees determines that more money is needed at any of the above schools, it is authorized to expend additional amounts from the remaining funds available.

(3) Such other needs at Cherokee County School District No. 1 schools as may be warranted from the remaining funds available, including funds previously earmarked for the construction of Sunnyside Elementary School; *provided*, that the board may apply such earmarked funds to the retirement of the bond issue."

SECTION 2. Transfer of funds.—The funds appropriated in Item (1) of Section 3 of Act No. 1062 of 1962 for the construction of Sunnyside Elementary School shall be transferred by the Treasurer of Cherokee County for the use of Cherokee County School District No. 1 as provided by Item (4) (which appears as Item (3) in Section 1 of this act) of such section.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R493, H1767)

No. 684

An Act To Authorize The Governing Body Of Cherokee County To Purchase Certain Real Property In The Town Of Gaffney, To Provide For Its Use, And To Make An Appropriation Therefor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Appropriation for purchase of property.—There is hereby appropriated from the General Fund of Cherokee County the sum of sixty-seven thousand five hundred dollars to be used and disbursed for the following purposes :

(a) To purchase from Dr. J. H. Cathcart the lot and improvements located on the corner of West Race Street and South Logan Street in the City of Gaffney, said lot fronting 106 feet on Logan Street and

running back along West Race Street 160 feet to an alley. The purchase price shall be twenty-two thousand five hundred dollars and the seller shall execute and deliver to Cherokee County a fee simple unencumbered title to the property. The seller shall pay for the deed, stamps, and a pro-rata part of the 1967 taxes.

(b) To purchase from the J. V. Sarratt Estate the lot, with improvements, located on the corner of Limestone Street and Birnie Street in the City of Gaffney, said lot fronting 80 feet on Limestone Street and running back along Birnie Street 200 feet to an alley. The purchase price shall be forty thousand dollars, and the sellers shall execute and deliver to Cherokee County a fee simple unencumbered title to the property, subject only to the lease of the improvements to Sinclair Oil Company. The sellers shall pay for the deed, stamps and a pro-rata part of the 1967 taxes.

(c) To make such repairs and renovations to the Cathcart property on Logan and Race Streets as will make the property suitable for use of the Cherokee County Department of Public Welfare. The cost of the renovations and repairs shall not exceed five thousand dollars and the extent of the renovations to be made shall be approved by the majority of the Cherokee County Legislative Delegation. When the repairs are completed the Department of Public Welfare shall vacate the area occupied in the Cherokee County Courthouse and move its entire operation to the Cathcart building.

SECTION 2. Payment and insurance.—Upon proper title examination of the properties, and tender of deeds conveying a fee simple title to Cherokee County, the Clerk of the County Board of Commissioners shall issue vouchers to pay the purchase price of the properties from the appropriation herein made. The clerk of the county board shall at that time obtain sufficient hazard insurance on the buildings to protect the interest of Cherokee County.

SECTION 3. Use of Sarratt lot.—It is recognized that a portion of the Sarratt lot, consisting of 150 feet back from Limestone Street, together with the filling station building, is under lease to Sinclair Oil Company. This lease shall continue and be honored in all respects, but the lease payments shall hereafter be made to Cherokee County and remitted directly to the Treasurer of Cherokee County commencing June 1, 1967, and continuing until the lease has expired. The Supervisor shall demolish and remove the old tin building on the rear 50 feet of the Sarratt lot. He shall place a fence or some

type of partition across the lot on the line separating the property leased to Sinclair Oil Company from the rear 50 feet bounding on the alley. He shall level the rear 50 feet of the lot from the alley to the fence or partition and grade and prepare this area for a parking lot for jurors, patrons and officials of the Courthouse. The county board may make any other use of the area than parking if deemed in the best interest of Cherokee County.

SECTION 4. Repairs to Cathcart building—use of.—The majority of the Cherokee County Legislative Delegation shall approve such repairs to the Cathcart building as are deemed necessary for its effective use by the Department of Public Welfare, and shall approve payment thereof from the appropriation provided herein when completed. Upon completion of the renovations the cost thereof shall be added to the acquisition cost and this total shall be forwarded to the State Department of Welfare. The State Department of Welfare shall then compute the annual earnings from federal funds for the use of the building, and such funds shall be paid to the Treasurer of Cherokee County as reasonable rent for the property.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R510, H1791)

No. 685

An Act To Provide For The Levying Of Taxes For School And County Purposes For The Year 1967; To Direct The Expenditure Thereof; To Otherwise Provide For The Administration Of The Business Of Cherokee County; To Amend Articles 1 And 2 Of Chapter 28 Of Title 21, Code Of Laws Of South Carolina, 1962, Relating To Schools In Cherokee County, So As To Further Provide Therefor; To Repeal Act No. 185 Of 1941, Relating To The Cherokee County Hospital Board; To Repeal Part II Of Section 20 Of Act No. 1227 Of 1966, Relating To The Affairs Of Cherokee County; And To Repeal Sections 21-1701, 21-1704, 21-1711, 21-1712, 21-1713, 21-1714, 21-1715, 21-1716 And 21-1717 Of The 1962 Code, Relating To Cherokee County Schools.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. A tax of sixteen mills is hereby levied upon all the taxable property in Cherokee County for county purposes for the fiscal year beginning January 1, 1967, and the amounts and purposes hereinafter stated:

Item 1. Roads, Bridges and Chain Gang:

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|---|--------------|
| (a) Food for prisoners | \$ 17,500.00 |
| (b) Supplies, equipment, maintenance, repairs | 70,000.00 |
| (c) New Equipment | 25,000.00 |

Provided, that the sum of \$15,825.00 shall be paid from this appropriation to Western Carolina Tractor Company for new motor grader.

Provided, further, that the County Commissioners in addition to this appropriation may also use the proceeds received from the sale of the old motor grader.

Provided, further, that the mechanic be provided a new truck.

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| (d) Salaries for Personnel to be employed by the Supervisor: | |
| Captain of the Guards | 4,900.00 |
| Mechanic | 5,200.00 |
| 14 Guards, Foreman and Machine Operators | |
| @ \$375.00 per month each | 63,000.00 |
| Supply clerk @ \$350.00 per month | 4,200.00 |

Total, Item 1

\$189,800.00

Item 2. Law Enforcement Officers:

Salaries:

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|---|-------------|
| (a) Sheriff | \$ 7,200.00 |
| Official expense payable 1/12 monthly | 1,200.00 |
| (b) Chief Deputy | 5,400.00 |
| (c) Deputy Sheriffs, 11 at \$5,200 per year | 57,200.00 |

Provided, that each deputy sheriff shall be allowed one day in six off duty. This shall not be cumulative and may not be allowed in case of an emergency situation.

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| (d) Jailer, salary payable 1/12 monthly | 4,000.00 |
| (e) Jail expenses, including dieting of prisoners at \$1.35 per full day, or 45¢ per meal each | 9,000.00 |

Provided, that in support of all payments made from the above appropriation for dieting, the sheriff shall file with the county board of commissioners a statement showing (a) the name of the prisoner, (b) the arresting officer, (c) the hour of admittance and discharge and (d) the meals served to each prisoner for which payment is claimed.

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| (f) Three new automobiles for Sheriff's office | 6,600.00 |
| (To pay for cars purchased through S. C. Highway Department). | |
| (g) To transfer and install radios from two 1964 Fords to the newly purchased police cars and purchase one new set for the extra new car | 800.00 |
| (h) Operation expense for five regular police cars at estimated annual expense of \$1,500.00 each | 7,500.00 |
| <i>Provided</i> , all purchase of supplies are to be from the lowest bidder. | |
| (i) Radio Maintenance and repairs | 300.00 |
| (j) County Constable | 5,200.00 |
| <i>Provided</i> , the constable shall maintain his office in or near the office of Magistrate No. 3. | |
| (k) Magistrates: | |
| Magistrate No. 1, Cherokee Township | 3,900.00 |
| Magistrate No. 2, Draytonville, Limestone, Gowdeysville, Morgan and White Plains Townships | 4,700.00 |
| Number 3. Countywide jurisdiction | 5,400.00 |
| (l) Clerk for Magistrates in County Courthouse, Gaffney | 3,000.00 |

Provided, that this clerk shall be appointed by a majority of the Legislative Delegation, and shall serve the two magistrates in the County Courthouse. This clerk shall have an office with Magistrate No. 3, and shall assist Magistrates 2 and 3 in keeping records, preparing reports and making deposits with the County Treasurer, and keeping books and records for both magistrates. Magistrate No. 3 shall assign and coordinate the work of the clerk. This clerk may be

removed or discontinued at any time by a majority of the delegation. This clerk shall assist the magistrates in the trial of cases, summoning jurors, and in keeping detailed and accurate records and receipts of all funds and in depositing and remitting same to the Treasurer of Cherokee County. This clerk shall strictly adhere to any internal and auditing system specified for the offices of magistrates by the Treasurer of Cherokee County.

Total, Item 2	\$121,400.00
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Item 3. Other County Officers:

Auditor's Office:

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| (a) County supplement to State Salary of Auditor,
so as to make annual total salary of \$7,200.00 .. \$ | 2,400.00 |
| (aa) Official expense | 600.00 |
| (b) Deputy Auditor | 3,800.00 |
| (c) Clerk for Auditor | 3,800.00 |

Purchase of Equipment:

There is hereby appropriated from the General Fund of Cherokee County the sum of \$11,300.00 for the purchase of a NCR-395-301 machine Unit for taxbilling and budgetary accounting work for Cherokee County. The Auditor of Cherokee County is authorized to purchase this machine prior to January 1, 1968, and he shall use it to prepare all tax notices and duplicates for the County in 1968 and subsequent years. He is also authorized and encouraged to enter into an agreement with the City of Gaffney to prepare its tax notices for a reasonable charge to be paid by the City to the County. This machine may be expanded to assist other departments in payroll, preparation of W-2 and government reporting, and the Auditor shall encourage the use of the machine for this purpose when not being used by him for tax-billing purposes.

Treasurer's Office:

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| (a) County Supplement to State Salary of Treasurer, so as to make annual total salary of \$7,200.00 | 2,400.00 |
| (b) County Finance Officer | 5,200.00 |
| To be appointed by the Treasurer to handle all central financing and receive and receipt and account for monies from the offices of Clerk of Court, Tax Collector, Probate Court, Sheriff, Magistrates, and other offices remitting funds to Cherokee County. This officer, under the supervision of the Treasurer, shall assist in designing and installing adequate internal auditing and bookkeeping systems in every county office, so as to implement and strengthen the system of central financing. The Finance Officer may also be designated by the Treasurer as a Deputy or Assistant Treasurer. | |
| (c) Delinquent Tax Collector | 2,700.00 |
| (d) Clerk for Delinquent Tax Collector | 3,800.00 |
| (e) Clerical help for the Treasurer, full time | 3,500.00 |
| (f) Clerical help for the Treasurer, part time | 1,800.00 |
| (g) Salary supplement for Treasurer, as Chief Finance and Control Officer of Cherokee County | 1,000.00 |
| The Treasurer shall receive this supplement in addition to any other salary, state and county, for the duties and responsibility of operating a central finance system to collect all recording fees, retain trust funds from all departments, and design and install internal auditing and bookkeeping systems in the various county offices. | |

Supervisor and County Board of Commissioners:

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|---|----------|
| (a) Salary of Supervisor | 7,200.00 |
| Official expense, payable 1/12 monthly | 1,200.00 |
| (b) County Commissioners, eight @ \$900.00 annually each | 7,200.00 |
| (c) Clerk, County Board of Commissioners | 5,000.00 |
| (d) Superintendent Courthouse @ \$255.00, monthly | 3,060.00 |
| (e) Superintendent Agricultural Building @ \$255.00 monthly | 3,060.00 |

Provided, the county board may assign chain gang prisoners to assist the Superintendents of the Courthouse and Agricultural building.

Clerk of Court:

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|---|----------|
| (a) Salary | 7,200.00 |
| (b) Deputy Clerk of Court | 3,800.00 |
| (c) Clerical Assistance for Clerk of Court, full time | 3,800.00 |

The Clerk of Court shall not receive any fees or commissions of any kind. He shall transfer all cash, trust funds, bonds, revenue stamps and all monies retained by him to the Treasurer of Cherokee County. All recording fees, charges, fines and bonds heretofore paid to the Clerk shall be prepaid to the Treasurer and a numbered receipt issued to the Clerk for his records.

Probate Judge:

- | | |
|--|----------|
| (a) Salary | 7,200.00 |
| (b) Deputy Probate Judge | 3,800.00 |
| (c) Clerical help for Probate Judge, full-time | 3,800.00 |

The Probate Judge shall transfer all trust funds and monies held by him to the treasurer, and hereafter shall provide for the prepayment to the treasurer of all fees and costs, except marriage licenses which the Probate Judge may issue and report the fees on a monthly basis to the treasurer.

Food Stamp Program:

The Food Stamp Program for Cherokee County is hereby abolished, ended and terminated as of June 30, 1967, and the Department of Public Welfare and the treasurer shall take the necessary steps to conclude the program and bring it to an end. The appropriation herein is from January 1, 1967, to June 30, 1967, when the program shall end.

- | | |
|---|----------|
| (a) Clerk, 6 months only | 1,750.00 |
| (b) Salary Supplement, Assistant Treasurer, 6 months only | 600.00 |
| (c) Salary Supplement, Treasurer, 6 months only | 550.00 |

County Attorney:

- (a) Salary for all legal work except special cases and matters approved by the legislative delegation, annual rate of \$1,200.00—\$100.00 monthly for six months beginning July 1, 1967, through December, 1967. No appropriation is made for the first six months of 1967 600.00

Coroner:

- (a) Salary 1,500.00
(b) Stenographer for Coroner 400.00

Board of Assessment, Tax Review and Equalization:

- (a) For per diem for members to be authorized by the legislative delegation 3,000.00

Jurors and Witnesses in Attendance at Court:

- (a) Payment of fees to jurors and witnesses 16,000.00

Total, Item 3 \$111,720.00

Item 4. Cherokee County Health Department:

- (a) Salaries, travel & clinic fees \$ 4,000.00
(b) Office supplies & contingencies 1,200.00
(c) T. B. Program, X-Ray Technician & film 3,090.00
(d) Clerk I 3,000.00
(d) (1) Nurses' Aid @ \$40.00 weekly 2,080.00
(e) Building Maintenance 3,000.00
(f) Assistant to be named by Director

(Sanitarian IV) to help with inspections, spray program, and as custodian and maintenance man for building 2,400.00

- (g) Vital Statistics 400.00

Provided, that the vital statistics for Cherokee County shall be exclusively within the jurisdiction of the health department, and all birth certificates and death certificates shall be issued from this office. The clerk of court shall discontinue issuing birth certificates and transfer his books to the health department. The health department may charge a reasonable fee, not less than \$1.00, for issuance of birth and death certificates. The department may also charge a reasonable fee, not less than \$1.00, for all X-Rays

taken. The department may use these fees to purchase supplies, refrigerants, and materials used in these programs and to maintain equipment for vital statistics and X-Ray. A detailed account of the income and expenditures shall be maintained on a current basis and a copy filed monthly with the county treasurer.

Appropriation for 1967 only for Garbage Program to be Ended and Discontinued as of December 31, 1967:

- | | |
|--|-----------|
| (h) Three Truck Drivers @ \$375.00 per month . . . | 13,500.00 |
| (i) Truck maintenance for 1967 only | 2,500.00 |

Provided, that the garbage disposal area shall be under the supervision of the county health officer and the cost of maintaining such area shall be borne equally by the City of Gaffney and county. *Provided*, further, that the whole budget of the department shall be subject to the approval of a majority of the county legislative delegation.

Total, Item 4	\$ 35,170.00
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Item 5. Public Buildings:

- | | |
|--|-------------|
| (a) Water and lights | \$ 2,500.00 |
| (b) Telephone and telegraph | 4,000.00 |
| (c) Fuel | 1,500.00 |
| (d) Superintendent's supplies | 2,000.00 |
| (e) Printing, postage, stationery and office equipment | 20,000.00 |
| (f) Insurance premiums on bonds of county officers | 3,500.00 |

Provided, the clerk of the county board shall obtain an estimate in writing on stamp needs of the various departments and shall purchase all postage stamps and deliver same as needed. No monies shall be delivered for postage stamps to any department.

Provided, further, that the assignment and allocation of space to any official or agency in the Cherokee County Courthouse shall be subject to approval of the legislative delegation.

Total, Item 5	\$ 33,500.00
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Item 6. Cherokee County Memorial Hospital:

- (a) Hospital Administration and Operating Expenses\$ 72,000.00

This appropriation shall be paid in a lump sum or from time to time as the hospital trustees shall request.

- (b) Repairs, Upkeep & Maintenance of Hospital Building 20,000.00

Provided, that this sum shall be advanced forthwith to the hospital trustees for conversion of furnace, repair of boiler, fire brick, replacement of lights in operating rooms and repair and addition of air conditioning units.

Total, Item 6\$ 92,000.00

Item 7. Public Welfare, Charities, Contributions and Miscellaneous:

- (a) Lunacies and post mortems\$ 1,000.00

- (b) National Guard Service Company A 500.00

- (c) National Guard Service Company C 500.00

Provided, these funds shall be used for Armory or training purposes only, and if warranted, the delegation may approve an additional amount from the contingent fund.

- (d) Department of Public Welfare 2,000.00

- (e) Civil Defense Director (part-time) 1,000.00

Provided, these funds shall be payable only if equally matched by federal funds. This shall be paid one-twelfth each month to the Director who shall study, develop and promulgate a plan of civil defense for Cherokee County. He shall monthly file with the county board a written statement of his work completed and plans developed.

- (f) Salary supplement to Clerk of Probation & Parole Officer sufficient for salary of \$3,800.00 700.00

Total, Item 7\$ 5,700.00

Item 8. Library, Education, Free Textbooks and Lunch-room Program:

- (a) Library \$ 16,629.74

This appropriation includes salaries for 1967 budget as submitted (\$14,994.74) and a new worker at \$2,800 annually for 7 months of 1967, (June 1st to December 31st—\$1,635).

- (b) Board of Trustees of Cherokee County School District No. 1 60,000.00

This sum shall be a continuing annual appropriation to the Board of Trustees of School District No. 1 as the county's participation and contribution to free textbooks, free school lunches and salary supplement for personnel. The operation of the school lunch program, including free lunches to be allowed, and the textbook program shall be under the board of trustees. The trustees shall pay the present account of \$37,251.06 due R. L. Bryan for textbooks from this account. The county superintendent of education receives a salary from the State of \$6008.00 and any further supplement to his salary and the lunch room supervisor, and the clerical help to be provided for each shall be determined and authorized by the board of trustees and paid from this fund. All phases of operations of the public schools in Cherokee County School District No. 1 shall be controlled and governed by the board of trustees of District No. 1. These funds are not to be considered earmarked for any purpose but shall be used for school benefits, including the purposes set forth herein, as determined by the board of trustees. Any funds now credited to the county board of education in any account shall be transferred to the board of trustees.

Provided, that the superintendent of education and his staff shall not be governed by the board of trustees.

Total, Item 8 \$ 76,629.74

Item 9. Retirement and Social Security:

(a) County's share retirement fund for county employees	\$ 5,790.90
(b) Social Security contributions	10,105.65
(c) Peace Officer Retirement	11,094.19

Total, Item 9

\$ 26,990.74

Item 10. Farm Demonstration:

(a) Associate County Agent, Salary	\$ 600.00
(b) Stenographer, County Extension Office	600.00
(c) 4-H Club Boys'	200.00
(d) 4-H Club Girls'	200.00
(e) Demonstration supplies for Home Agent	150.00
(f) Assistant Home Demonstration Agent, Salary	240.00
(g) Clerical Help, part-time	600.00
(h) Contingents, County & Home Agents	75.00

Total, Item 10

\$ 2,665.00

Item 11. Contingent Fund

\$ 50,000.00

This fund may only be expended with approval
of the legislative delegation as herein defined.

Total, Item 11

\$ 50,000.00

Item 12. Mental Health, Conservation, Recreation and Poverty:

(a) For joint participation with Spartanburg and Union Counties in a program of mental health. The expenditure of any part of this fund for Cherokee County's share in the budget shall be upon approval of the legislative delegation	\$ 5,000.00
(b) Thicketty Creek Watershed District for mileage, per diem and other expenses	500.00
(c) Cherokee County Soil Conservation District for clerical assistance	500.00
(d) Cherokee County Recreation Commission for summer program and part-time Director	1,000.00
(e) Cherokee County Higher Education Commission for actual expenses incurred by members	500.00
(f) Piedmont Community Actions for participation in anti-poverty program. Appropriation for 1967	1,590.00

Four months of refunding of new budget for 12 months from September 1, 1967, based on Cherokee County's share of \$3,818.00 for 12 months period. Eight months to be paid on this basis in 1968

1,273.00

Total, Item 12\$ 10,363.00

Item 13. Assistance in Fire Protection:

- (a) Assistance (in addition to any other) to the City of Gaffney for answering fire calls to congested areas outside the city\$ 2,000.00
- (b) Assistance to the Blacksburg Rural Fire Department 1,000.00

Total, Item 13\$ 3,000.00

GRAND TOTAL\$758,938.48

Less unexpended balances 1966:

Roads, bridges and chain gang\$ 1,886.41

Law enforcement officers 2,086.59

Public buildings 1,518.62

Hospital, public welfare, charities, contributions and miscellaneous 3,068.63

County Health Department 2,457.11

County retirement and social security 34.86

Mental health fund 222.92

Contingent fund 122.10

Thicketty Creek Conservation District 500.00

County Recreation Commission 500.00

County Higher Education Commission 500.00

Farm Demonstration 308.31

County Library 1,644.96

County audit 1,500.00

Other county offices 57.47

Grand Total, Balances\$ 16,407.98

\$742,530.50

Less estimated revenues other than taxes:

Fines and costs—Magistrates	\$ 97,847.09
Fines and costs—Clerk of Court	17,995.03
Civil costs—Sheriff—Magistrates and Constables	2,194.35
State Income Tax	97,066.06
Gasoline Taxes	152,232.62
Insurance License Fees from State	29,106.12
Bank Tax from State	5,407.18
Interest	10,507.60
Rent office space	2,940.00
Miscellaneous	1,638.71
Liquor—beer and wine tax	61,523.92
Fees, costs and commissions—county officers ..	29,798.95

Total, revenue other than taxes	<u>\$508,257.63</u>
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Total, estimated amount to be raised by taxation	<u>\$234,272.87</u>
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Provided, that no fund herein appropriated for any one purpose shall be used for any other purpose without the written consent of a majority of the legislative delegation.

SECTION 2. The county treasurer is hereby authorized and directed to pay upon warrants issued by the county board of commissioners the sum of twenty thousand dollars from the county's share of the one cent gasoline tax for the purpose of surface-treating roads or streets in the Town of Blacksburg and the City of Gaffney and the populous and congested areas outside of Blacksburg and Gaffney. Ten thousand dollars of this sum shall be apportioned to the municipalities, with three thousand dollars allocated to Blacksburg and seven thousand dollars allocated to Gaffney. The City Council in each city shall decide the streets to be improved. The streets and roads to be improved with the other ten thousand dollars, whether inside or outside the municipalities, shall be agreed to in writing by a majority of the legislative delegation. *Provided*, that the grading and preparing of such roads and streets or surface treating shall be done by the city or county road forces under the supervision of a competent engineer and the work shall be done in accordance with the State Highway Department's specifications, and no surface treating shall be done without approval of the engineer.

SECTION 3. The court crier, jury boy and bailiffs in the Circuit Court of Cherokee County shall be paid a per diem of seven dollars and fifty cents for the actual number of days served, and the jurors and the members of the board of assessors and the board of equalization shall be paid a per diem of ten dollars for the actual number of days served. The coroner's jurors (6) shall be paid four dollars per inquest.

SECTION 4. The working of the chain gang shall be under the management of the supervisor. The supervisor shall have the exclusive right to employ and discharge all personnel working under his authority including, but not limited to, the captain of the guards, mechanics, guards, foremen and machine operators.

SECTION 5. The clerk of the county board of commissioners shall have authority to make purchases of necessary supplies, not to exceed fifty dollars, without first receiving approval of the county board of commissioners. However, any purchases exceeding fifty dollars must first be approved by the county board of commissioners, and before being paid, all claims shall be approved by the county board of commissioners.

SECTION 6. The amount herein appropriated shall be paid out as near as practicable one-twelfth each month during the year 1967 and, if any item or salary has been overpaid for any month, such overpayment shall be deducted from the following month. Any note or contract made by any officer of the county or by the board of county commissioners for any amount not included in this appropriation act shall be null and void; any officer or employee who disregards any of the provisions hereof without the written consent of a majority of the Cherokee Delegation to the General Assembly, kept on file in the treasurer's office, shall be guilty of a malfeasance in office and subject to removal. If the county supervisor or the board of commissioners at any time finds that the appropriation or monthly allotment is not sufficient to maintain the maximum chain gang and equipment or road maintenance, then, in that event, they are required to send to the State Penitentiary a sufficient number of long term chain gang prisoners and reduce equipment and other expenses so that expense will come within the monthly allotment herein provided. All appropriations herein made are subject to the right and authority of the majority of the Cherokee County Delegation to change, alter or deduct therefrom at any time, without notice, when in its judgment such

change, alteration or deduction is necessary for the best interest of the county or to conform with the revenue expected during the life of this act. *Provided*, that the changes made by the delegation pursuant to the authority herein conferred shall not operate to increase the total amount herein appropriated. *Provided*, the appropriations terminated herein as of June 30, 1967, shall not be further paid at anytime in any other year.

SECTION 7. The supervisor and the chain gang and employees of Cherokee County are hereby prohibited from doing any private work and spending any money of the county on any private roads or private property.

SECTION 8. The clerk of the county board of commissioners shall, during each month, send to each member of the Cherokee County Delegation an itemized list of all expenditures of the county for the preceding month, and also an itemized list of all obligations incurred and not paid.

SECTION 9. Immediately following each meeting of the county board of commissioners, the clerk of the board shall send each member of the Cherokee County Legislative Delegation a certified copy of the minutes of such meeting.

SECTION 10. The county attorney shall give legal advice to all county officers, including the grand jury, on any subject affecting the official matters of Cherokee County, and the amount herein appropriated shall be in full for all services of the county attorney, except litigated cases brought or defended with the approval of the legislative delegation.

SECTION 11. Whenever references are made in this act to any action of or by the legislative delegation or county delegation, the same means the joint approval, agreement or order of the resident Senator of Cherokee County and at least one-half of the Representatives of Cherokee County in the General Assembly. In the event, however, of the death, resignation or removal of any one or more of the members of the delegation, the remaining members shall have the right to execute any such approval, agreement or order.

SECTION 12. Notwithstanding the provisions of local acts affecting the County of Cherokee and contemplating possible action by the Cherokee County Legislative Delegation or a majority thereof, whether or not such acts include the phrase "including the Senator"

or substantially similar language, such action shall be effective when done by a majority of the Cherokee County Legislative Delegation as defined by Section 11 of this act.

SECTION 13. No long distance telephone calls shall be charged to the county except such as are necessary in performing a public duty in connection with the administration of the affairs of the county, and no claim for any such calls shall be approved or paid unless on a verified itemized claim showing the name of the person making the call, the person to whom the call was made and the date and purpose thereof.

SECTION 14. There may be expended for county purposes during the months of January, February and March of 1968, the amounts authorized herein to be expended for the same months during the year 1967. All such expenditures shall be made from the general fund of the county. This provision is included in this act so that the activities of the county may continue uninterrupted until the appropriation act for the calendar year 1968 is adopted.

SECTION 15. The County Board of Commissioners of Cherokee County may rent office space in the Cherokee County Agricultural Building for use by persons or organizations in the performance of State or Federal functions. No office space in such building shall be occupied by any person or organization not using such office space in the performance of State, county or Federal functions. Any person or organization using such office space in performance of a function of the Federal Government shall be charged a reasonable rental, based upon the space occupied and the services provided, as determined by the county board of commissioners.

SECTION 16. The members of the Board of Trustees of Cherokee County School District No. 1 shall receive per diem of twenty-five dollars and mileage at the prevailing rate allowed by the State for attendance upon meetings of the board, but the payment of such per diem and mileage shall be limited to not more than two meetings during each month. The per diem and mileage of the members of the board of trustees provided for herein shall be paid from the general school funds.

SECTION 17. The Clerk of Court of Cherokee County shall discontinue issuing birth certificates and transfer his books and records to the County Department of Health which shall assume the duty

of issuing birth certificates. The Clerk of Court shall also destroy all chattel mortgages over seven years old, and he shall remove to the basement all chattel mortgage books over three years old and provide ready access to them. The Clerk of Court may also remove to the basement all judgment rolls more than twenty years old, but arrange them for easy access and use by attorneys. The Clerk is also requested to remove to the basement level all old and infrequently used books and journals and especially the shelving along the interior north wall so as to provide more room and access in the record room.

SECTION 18. Any trust funds held by the Clerk of Court, Probate Judge or any other county officer shall be transferred to the Treasurer, and any trust funds on any case or matter over twelve years old shall be transferred by the Treasurer to the general fund of the county, but the legal rights of any person in any such estreated fund shall be preserved in all respects and any claim be legally established to any estreated funds, the claim shall be honored and paid by Cherokee County.

PART II

Permanent Provisions

Inasmuch as substantial portions of the following provisions are permanent laws of Cherokee County, relating to county affairs and school business, the Code Commissioner is requested to codify and include in the next edition of the Code of Laws of South Carolina, and all supplements, the provisions herein which constitute a part of the permanent laws and statutes governing county, school and other affairs of Cherokee County.

CONTROL OF FINANCES

SECTION 19. The General Assembly of South Carolina finds that it will be to the benefit and progress of Cherokee County Government to establish a single, central control system for receiving, receipting, for disbursing and accounting, for public monies paid into various offices and departments of county government and further that public officials should not maintain separate bank accounts for the deposit and disbursement of public funds. The General Assembly, therefore, adopts as a legislative policy and directs as a mandate of the law that all public monies of every kind and description, bonds, fines and forfeitures, civil and criminal costs, recording fees and revenue stamps, commissions and all others, be prepaid to the Treas-

urer of Cherokee County in all possible cases, and in instances where such monies cannot be prepaid, the officials collecting such monies shall deposit same with the Treasurer of Cherokee County and obtain a receipt for same, and in no case shall such monies received be deposited in any bank account of the office of the public official.

The General Assembly also adopts as legislative policy and as a mandate of law that the internal bookkeeping and auditing system of every office of Cherokee County where funds are received for any purpose should be as uniform as possible with all warrants, receipts and papers used in the handling of money being serially numbered, in triplicate, of different colors, and of such design and form as the Treasurer of Cherokee County shall determine.

In order to effectuate and implement this policy of single and central control of all public funds in Cherokee County, the Treasurer of Cherokee County is hereby designated and declared to be the Chief Finance and Control Officer of Cherokee County and is vested with power and authority to require the payment to him of all public funds as herein provided and to design and prescribe the system of internal control to be used by each official, including the types of receipts, books and records.

SECTION 20. In order to assist the Treasurer as Chief Finance and Control Officer in the receipt and handling of public funds, there is hereby created the office of Finance Officer in the office of the County Treasurer. This officer shall be appointed by the Treasurer for a term of office concurrent with that of the Treasurer, but such Finance Officer shall be subject to removal by the Treasurer at his will. The Finance Officer shall enter into an indemnity bond to Cherokee County for a sum of not less than ten thousand dollars. The Finance Officer shall be responsible for receiving, receipting for and accounting for the public funds from the various county offices to be deposited as herein provided.

The Finance Officer shall maintain a separate window in the office of the Treasurer to receive public funds from other county offices and recording fees, bonds and other revenue that should be paid to the Treasurer. The Finance Officer shall keep records, books and receipts in current condition and shall remit or deposit the monies as the Treasurer shall expressly provide. The Finance Officer shall issue receipts for all funds, making use of a machine that will issue serially prenumbered receipt forms of different colors so that one copy may be delivered to the person remitting the funds, one copy

provided for the office from which the funds originated and one copy to be retained on the records of the Finance Officer.

The Clerk of the County Board of Commissioners is hereby directed to cooperate with the Treasurer in the preparation and acquisition of serially prenumbered forms necessary for use of the various county officials. Either the Treasurer or the Clerk of the County Board shall keep an accurate record and log by serial numbers of the forms on hand and those delivered to any official. The Treasurer shall decide where the forms shall be stored and who shall have custody of and authority to issue them as well as the format and design of all such forms.

The Finance Officer, subject to the general directions of the Treasurer, shall have authority to do whatever is necessary to effectuate and accomplish a single control system of handling county funds.

CLERK OF COURT

SECTION 21. The General Assembly finds as a legislative determination that it is unnecessary for the Clerk of Court for Cherokee County to receive or disburse funds or to have a bank account to which public funds or trust funds of Cherokee County may be deposited. The close proximity of the Treasurer's office to that of the Clerk of Court simplifies and facilitates direct payment of all recording fees, bonds, court costs, revenue stamps, alimony and support payments and other monies to the Finance Officer in the office of the Treasurer.

Promptly, after the effective date of this act, the Clerk of Court is directed to deposit with the Treasurer of Cherokee County all public funds, of whatever kind or from whatever source, in his possession as Clerk, together with a detailed and itemized explanation as to source and persons and cases involved. This transfer of funds by the Clerk shall embrace all trust funds including those now or formerly on deposit with the Piedmont Federal Savings and Loan Association as reflected by the recent audit of this office, and including all funds for which old outstanding checks have not been cashed, together with a list of the uncashed checks, and including any other funds on hand. The transfer of the funds shall be complete and shall close out the official bank account of the Clerk of Court. All revenue stamps shall be transferred to the Treasurer and hereafter disbursed by his office.

All recording fees for deeds, mortgages, contracts, leases, and any other papers to be recorded and all filing fees for summons, com-

plaints, lis pendens and other pleadings, and all charges heretofore made by the Clerk of Court for any service such as photostating copies of records shall hereafter be paid directly to the Finance Officer at the Treasurer's Office. The Finance Officer shall receive the recording fees and issue a receipt in triplicate, giving one copy to the person offering the document for recording, one copy, with the paper to be recorded, to the Clerk, and retaining a copy. The Clerk shall record the paper and retain his copy of the receipt. No recordations or other service shall be made or performed without payment first being made to the Finance Officer and a receipt delivered to the Clerk.

All fines, cash bonds and other monies payable to the Clerk of Court by any Court decree, agreement of litigants, or otherwise, shall be paid directly to the Finance Officer. In all such instances the Clerk of Court shall sign a certificate as to the amount to be deposited, citing the authority, date of decree or agreement, case name and number, if any, and this information shall also be inserted by the Finance Officer on the receipt, copy of which shall be given to the Clerk of Court.

It is also the legislative preference that all monies relating to alimony and support payable to the Clerk be paid through the Finance Officer. The Deputy Clerk of Court is directed to keep a current list of such payments to be made, name of person to make them, and the amount. It is preferable that such payments be made to the Finance Officer who will receipt for them and then issue a check or voucher which the Deputy Clerk of Court may deliver to the beneficiary. The Deputy Clerk of Court is expressly designated as the person who shall cooperate with such plan as the Treasurer may adopt for the payment of these monies under a careful and exact record. The Treasurer may, however, create a special joint trust fund and separate bank account, if necessary, to which the Finance Officer and/or Deputy Clerk of Court may deposit alimony and support monies and issue checks to be signed by both therefrom. The Treasurer is vested with complete power and authority to handle this under any system he deems adequate and proper for the continuous, accurate and current accounting of alimony and support funds.

The Clerk of Court shall not retain any trust funds; all trust funds shall be deposited with the Treasurer and the Treasurer shall issue a receipt to the Clerk of Court. The Treasurer shall provide serially numbered books of duplicate certificates which the Clerk of Court, magistrates, and other officials may use to make certifications to the Treasurer regarding legal cases, fines, trust funds and other matters.

If there should be an acquittal, for instance, in a case of cash bond deposited, the Clerk would certify that fact to the Finance Officer, setting forth the case, number, and result and advising that the cash bond should be refunded.

In the handling of civil cases and land sales, the Clerk shall make an itemized cost statement and deliver same to the Finance Officer where the costs will be collected and disbursements made. It is the legislative preference that the Finance Officer handle all collection of costs and disbursements in civil suits as well as other matters, but the Treasurer is vested with authority to devise such a system as he prefers for the handling of these disbursements, but if such funds are not disbursed through the Finance Officer, then the Treasurer should direct the use if a system utilizing cashier's checks so that it will not be necessary that the Clerk of Court make any deposit to a bank account for disbursements.

It is the express intent of this legislation that the office of Clerk of Court not be required to handle public funds, and that the Finance Officer receive and receipt for any and all funds which heretofore passed through the office of the Clerk of Court. The Treasurer and Finance Officer are vested with full authority to adopt such internal systems for use in the office of the Clerk of Court as will support this purpose. The Clerk of Court shall adhere to and execute any direction of the Treasurer as to handling of public funds. If it should become necessary for the office of the Clerk of Court to handle any funds, the Treasurer shall provide an imprest fund strictly under his control for use in the Clerk's Office.

The Clerk of Court shall forthwith prepare and file with the Treasurer a list of fees charged for recording any and all types of papers, and in case of doubt the Clerk shall certify in writing the charge which should be made and it shall be collected by the Finance Officer.

MAGISTRATES

SECTION 22. The General Assembly finds that it will be for the best interest of Cherokee County to have, and adopts as legislative policy, a system whereby magistrates shall not retain any public funds or deposit any such funds in any bank account maintained by them, but rather shall make a daily deposit of all funds received to the Finance Officer in the office of the Treasurer.

After the effective date of this act, the magistrates in the Cherokee County Courthouse shall transfer all funds in the magistrate bank

accounts to the Treasurer who will receipt them for same. Magistrate Vinesett is expressly directed to deposit with the Treasurer all funds in his magistrate bank account, including all surplus funds as reflected in a recent audit, and these bank accounts shall be closed out. The Magistrate at Blacksburg shall transfer his funds to an account in the Blacksburg Bank to be opened in the name of the Treasurer of Cherokee County, and hereafter the Magistrate at Blacksburg shall make a daily deposit of all receipts to this account of the Treasurer. Only the Treasurer may make disbursements from this account.

After the effective date of this act, all magistrates in Cherokee County shall issue only serially prenumbered receipts for all monies received from bonds, fines, penalties, civil costs and any other source whatsoever. The Treasurer or Clerk of the County Board, if the Treasurer so desires, shall cause to be printed and furnished for use by each magistrate a number of serially prenumbered triplicate receipts in book form. Serially prenumbered arrest warrants shall also be prepared and used by magistrates. The triplicate receipts should be of different colors. The original should be delivered to the person paying the money, a copy should be delivered to the Finance Officer with daily deposit record; and a copy should remain in the receipt book which, with the case record should be retained in the office of the magistrate.

The Finance Officer and Treasurer shall provide the magistrates with a daily report record form, which also should be numbered and in duplicate, similar to a bank deposit slip, but with more information, so that each magistrate may make up a daily record of monies received. These monies with daily report form and copy of receipts shall be delivered to the Finance Officer.

Magistrates of Cherokee County are hereby directed and enjoined not to retain possession of any public funds coming into their hands but are directed to deposit all monies received each day with the Treasurer. The only exception to this rule shall be that monies or funds which may be taken after closing hours on Friday may be held for deposit with the Treasurer on the following Monday. All cash bonds shall be deposited daily with the Finance Officer whether a case has been tried or not. If money is to be refunded later by virtue of acquittal or reduction of a fine or other reason, the Magistrate shall in writing and on the prescribed form certify this fact to the Finance Officer listing case, number, warrant number, and reason for refund.

The Magistrate at Blacksburg shall make his daily report, but may deposit the funds in the Blacksburg Bank to the account of the Treasurer, and shall mail a copy with receipts to the Finance Officer or Treasurer.

It is the express intent of this legislation that magistrates not maintain bank accounts for their offices, but that they deposit, on a daily basis, all monies received with the Finance Officer in the office of the Treasurer, together with the numbered receipts showing the source of the funds. Magistrates may include several highway patrol cases on one daily report and receive from the Finance Officer a single receipt, but on the daily report each case shall be clearly identified by the number on the highway patrol slip and by the name of the person involved.

Magistrates are prohibited from accepting any fees whatsoever for any service rendered, and the salary of the office shall be full remuneration. Any magistrate accepting or charging fees or commissions for collecting accounts or bad checks shall be guilty of a misdemeanor. No magistrate shall permit any fine imposed to be paid on the installment plan.

Magistrates shall use only serially numbered warrants after this act becomes effective.

Magistrates shall carefully follow the provisions of Section 43-9, Code of Laws of South Carolina, 1962, as to keeping two books, one for civil and the other for criminal cases. All warrant records and receipts shall conform with these records.

If any magistrate in Cherokee County shall fail to make a daily deposit of funds with the Treasurer's Finance Officer as herein provided, or receive monies without issuance of a serially numbered triplicate receipt, or issue a warrant without serial number, or retain any public funds of any kind whatsoever for a period greater than herein provided, the Finance Officer shall report this in writing to the Cherokee County Grand Jury and to the Resident Circuit Judge.

Magistrates need not file the monthly reports as heretofore in any cases involving money where the money was deposited in a daily report, but magistrates shall prepare a monthly list of warrants by name and serial number, indicating status of the case, where no money has been involved, and file same with the Treasurer.

Magistrates may, if they wish, have persons go directly to the Finance Officer to pay fines, bonds and other monies, retaining the copy of the Finance Officer's receipt for their records. If this is done,

the Magistrate should issue a certificate to the Finance Officer to accept the funds, and in such a case the Magistrate would not need to include these funds on his daily deposit and report.

SHERIFF

SECTION 23. The Sheriff of Cherokee County shall be furnished serially prenumbered receipt books which he may use to receipt for any monies paid to him or to his office. It is preferable that in the service of civil papers the service charges and estimate mileage be prepaid directly to the Finance Officer and the duplicate receipt issued to the Sheriff shall be his authority to make the service. Any other monies received by the office of the Sheriff shall be deposited with the Finance Officer with copy of receipt immediately after receiving same. All personal property to be sold, including forfeited weapons, shall be sold by the Sheriff at public auction after advertising on two successive weeks of the time and place of sale.

PROBATE COURT

SECTION 24. The Probate Judge of Cherokee County, after the effective date of this act, shall transfer any and all trust funds which may be in his possession to the Treasurer, together with an itemized statement of the source of the funds, name of the case, and other pertinent information. All fees and charges and commissions collected, if any, on cases being handled in the Probate Court shall be paid to the Treasurer's office on a daily basis. This shall not apply, however, to the issuance and collection of fees on marriage licenses which the Probate Court may continue to collect, file and remit on a monthly basis to the Treasurer.

The Probate Judge shall prepare a statement of costs and fees to be collected in any case and shall certify this in writing to the Finance Officer where the costs shall be prepaid and the Probate Judge provided a duplicate receipt for the payment. All other monies shall be remitted immediately after receiving same.

SECTION 25. There is hereby appropriated from the General Fund of Cherokee County the sum of five thousand dollars which shall be available to the Treasurer of Cherokee County to implement and carry out the provisions of the act establishing central financing. The Treasurer is authorized to employ any certified public accountant or auditor of his choosing to assist in designing forms and imposing a system of internal control and bookkeeping in each county office

which handles public funds. He may also purchase such equipment as he deems proper and necessary to implement the provisions hereof, and the Treasurer or any of his assistants shall receive from this appropriation actual expense and mileage at the State rate for any trip or visit made to other areas to study and investigate systems of central financing. The Treasurer shall have sole authority to authorize expenditures from this appropriation.

CHEROKEE COUNTY SCHOOLS

SECTION 26. The Board of Trustees of Cherokee County School District No. 1 shall be the governing body and central authority of the Cherokee County Public School System. The Board of Trustees of Cherokee County School District No. 1 shall consist of nine members who shall be elected at large by the qualified electors of the school district and whose regular term of office shall be four years and until their successors are elected and qualify. Two members of the Board shall be residents of Cherokee Township east of Broad River, and seven members shall be residents of the school district west of Broad River.

SECTION 27. Four members of the Board of Trustees shall be elected on the first Tuesday in April, 1968, for a term of four years and these four members shall be residents of the school district west of Broad River, but shall be voted upon by all the qualified electors in the school district. Five members of the Board of Trustees shall be elected on the first Tuesday of April, 1970, and three of these shall be residents west of Broad River and two shall be residents of Cherokee Township east of Broad River; they shall be elected for a term of four years, except that in the election of 1970 the member elected in Cherokee Township, east of Broad River, with the highest number of votes shall serve for a term of four years and the other member elected in 1970 in Cherokee Township shall serve for a term of two years, so as to stagger the terms of the members residing in Cherokee Township. Thereafter all terms of office shall be for four years.

SECTION 28. Thirty days before the election candidates shall file a notice of intention to be a candidate with the Board of Trustees and his name shall be printed on the ballot. The Board of Trustees shall provide for the conduct of the election, printing of ballots and shall designate the voting places and name the managers of the voting places. The Board shall publish reasonable notice of the polling places,

time and purpose of the election by publication at least two successive weeks in the local newspaper, and do all things necessary for the proper conduct thereof. The managers of election shall make returns to the Board of Trustees who shall canvass the ballots and declare the results. No candidate shall be declared elected, however, unless he shall have received a majority of all the votes cast at an election for trustees. In case a second election is necessary, the Board of Trustees may fix the time for and hold such election, and shall give reasonable notice thereof. In case of any vacancy in the Board of Trustees, the board shall order a special election to fill such vacancy.

SECTION 29. The Board of Trustees shall hold regular meetings and special meetings as often as necessary. All regular meetings shall be open to the public. The members of the Board shall receive such per diem and mileage as is provided in the annual appropriation act for Cherokee County. Any duties which are now or may heretofore have been, by any special or general law, devolved upon the county board of education of Cherokee County are hereby imposed upon, devolved upon and transferred to the Board of Trustees of School District No. 1. All remittances and reports required by law to be made by any department of the government to the county board of education shall be made to the Board of Trustees as established under this article.

SECTION 30: The Board of Trustees shall be fiscally independent and shall be charged with sole responsibility for the expenditure and accounting of all funds credited to the school district or coming into the hands of the Board of Trustees. All school funds in the hands of the Treasurer of Cherokee County arising from tax levies on the property in the school district and from any other source, State, Federal or otherwise, shall be placed by the Treasurer to the credit of the school district.

SECTION 31. The Board of Trustees of School District No. 1 may, by resolution duly adopted, determine and fix the amount of the levy needed to operate the schools in the district for any one year and shall on or before the first day of July of each year notify the auditor of the county of the amount of the levy and file with him a certified copy of the resolution. It shall thereafter become the duty of the auditor of the county to levy and the treasurer to collect, the tax as determined and directed by the Board upon all the taxable property in the school district as other taxes are collected.

SECTION 32. The Board of Trustees is vested with all the powers and authority conferred by law upon Boards of Trustees and County Boards of Education. In all budgetary matters of the school district, the Board of Trustees shall have the sole, separate and independent power, authority and responsibility. All school funds of Cherokee County shall be deposited in the office of the Treasurer of Cherokee County to the credit of the school district and withdrawn only upon warrants issued by the Board of Trustees. All claims shall be approved by the Board of Trustees and the Board shall designate at least two persons to sign vouchers and warrants, one of whom shall be bonded as the Board shall provide. Notwithstanding any other provision of law, unless the County Superintendent of Education is one of the persons designated by the Board of Trustees to approve claims and sign warrants, it shall not be necessary for the county superintendent to approve claims or sign warrants. The authority to approve claims and issue warrants for payment is conferred upon and vested fully and completely in the Board of Trustees.

SECTION 33. Title to all school property in Cherokee County, real or personal, which is now or heretofore has been used for school purposes as well as that which may be hereafter acquired shall vest in School District No. 1 of Cherokee County. The Board of Trustees is authorized to lease, rent, permit the use of or sell any surplus school property, real or personal, which is not needed further for school purposes. The Board may determine the terms and conditions for the sale of any surplus property, real or personal, and public notice of the time and place of the sale shall be given by publication in a local newspaper at least once a week for three successive weeks. The proceeds from the sale of any school property shall be turned over to the general school fund and used for school purposes.

SECTION 34. There is hereby appropriated from the General Fund of Cherokee County the sum of one hundred twenty-five thousand dollars to be paid to the Board of Trustees of Cherokee County School District No. 1 for the purpose of constructing and equipping an area vocational school for Cherokee County. This sum shall forthwith be transferred to the account of the school district. This is the balance of the matching sum of two hundred thousand dollars pledged by Cherokee County to be used with State and Federal funds to build this facility. The sum of seventy-five thousand dollars has previously been made available to the school district.

CHEROKEE COUNTY MEMORIAL HOSPITAL

SECTION 35. The Cherokee County Memorial Hospital shall be governed by a board to be known as the Board of Trustees of Cherokee County Memorial Hospital and to consist of nine members as hereinafter provided. The nine present members of the board, appointed pursuant to the provisions of Act No. 185 of the Acts and Joint Resolutions of 1941, are hereby declared to be the official Board of Trustees of Cherokee County Memorial Hospital and are hereby vested with full power and authority in all respects to govern the affairs of the hospital and enact and promulgate rules and regulations for its operation.

SECTION 36. The General Assembly finds that it will be to the best interest of Cherokee County Memorial Hospital and its future operations to make the Board of Trustees as stable and permanent as practicable and to have the terms of office of the trustees correlated to the fiscal year of the hospital which is October first to September thirtieth in each year. The General Assembly also finds that the board of trustees should operate as a self-perpetuating board for the general welfare and benefit of the people, and that the period of service of each trustee should have some reasonable limitation. It is also found by the General Assembly that all terms which expire should be filled by appointees at least thirty days prior to expiration.

SECTION 37. To this end, therefore, the General Assembly ratifies and confirms the current appointments of the present trustees as follows: Chairman O. M. Fuller and Members Edward R. Jefferies, and James I. Bogan are serving terms which expire June 1, 1969; Members Mrs. Sam Lattimore, John Leazer and Gene Hough are serving terms which expire June 1, 1968; Members Lawrence Clary, Gene Brown and Lawrence Childers are hereby reappointed by the legislative delegation of Cherokee County for new terms which will expire June 1, 1970. As the expiration date on all appointments is June 1, this expiration date is hereby extended on all of the above appointments to September thirtieth in the year of expiration, and all new appointments made hereafter shall be for a term of three years beginning on October first in the year appointed.

SECTION 38. After the effective date of this act appointments to the Board of Trustees of Cherokee County Memorial Hospital shall be made by the Governor of South Carolina, upon recommendation of two-thirds of the full membership of the board of trustees. The

chairman of the board shall notify the Governor at least forty days before a term is to expire and advise him of the person nominated by the board. A hospital trustee may serve two consecutive terms of three years each on the board, but may not serve another term until one year has lapsed after termination of his prior service on the board of trustees.

SECTION 39. All phases of hospital operations shall be under the sole and separate control and jurisdiction of the Board of Trustees. All properties of the hospital, real and personal, shall be subject to control and management by the Board of Trustees.

SECTION 40. The nursing home facilities of Cherokee County are hereby declared to be within the sole and separate control and jurisdiction of the Board of Trustees. The board may provide for the operation of the nursing home facilities and may rent or lease same, but only for initial and renewal periods of not more than one year at a time so that general control and jurisdiction shall effectively remain in the board. Long term leases or rental agreements for the county-owned nursing home facilities which have the effect of alienating and disposing of the property for long periods of time to any person or corporation are hereby declared to be void and illegal and against public policy. The long-term lease of the county-owned facility to a corporation known as J. P. Petty Nursing Home is declared to be void and illegal as against public policy in that it is a loss of control of county property for an unreasonable length of time. The Hospital Board shall take possession of the property occupied by the so-called J. P. Petty Nursing Home as soon as possible and operate it in the best interest of Cherokee County.

SECTION 41. The members of the board of trustees shall meet at least once a month, and shall receive for each regular monthly meeting a per diem of fifteen dollars each to be paid from county funds appropriated for the hospital.

SECTION 42. All acts inconsistent, including Act No. 185 of 1941 are hereby repealed. Such provisions herein as relate to permanent laws shall be included in the South Carolina Code of Laws.

CONSTRUCTION OF COUNTY JAIL

SECTION 43. The General Assembly finds that further delay in the construction of a new Cherokee County Jail is not warranted

and that a county jail should be constructed at the earliest possible time. It is recognized that the present financial means of the county will not permit construction of a jail as elaborate and refined as might be desired, but the construction of a basic jail building is a critical need which must be met forthwith.

SECTION 44. To this end, therefore, the engineering firm retained by the Cherokee County Board of Commissioners, Lyles, Bissett, Carlisle & Wolfe, Columbia, South Carolina, is authorized and directed to proceed immediately with the preparation of plans and specifications for a Cherokee County jail facility with maximum cell space and office for the Sheriff which can be provided for an estimated construction cost of one hundred seventy-five thousand dollars. The County Board of Commissioners is authorized to advertise and let a contract for construction of a county jail, at a total cost for building and equipment not to exceed two hundred thousand dollars, at the earliest possible time. The jail shall be located on the rear of the present courthouse property, and when the jail is completed, the old jail shall be torn down and the area between the courthouse and jail beautified or made into a parking area by the county board.

SECTION 45. The engineers and architects are directed to design the county jail in such manner that an annex may be added for the City of Gaffney at such time as finances are available and an agreement for city-county use can be reached between the City of Gaffney and County of Cherokee. When the facility is completed, the Sheriff shall remove his office from the courthouse to the jail building. He shall not thereafter use any portion of the courthouse property for storage of automobiles, but the county board shall obtain another site for this purpose. After completion of the jail, the Sheriff shall live in a private residence.

SECTION 46. In order to finance the construction of a new county jail at a cost not exceeding two hundred thousand dollars, there is hereby appropriated from the General Fund of Cherokee County the sum of one hundred thousand dollars to be used for this purpose by the county board. To obtain the additional one hundred thousand dollars or so much thereof as may be necessary, the county board of commissioners is hereby authorized and empowered to borrow up to one hundred thousand dollars from a local bank on promissory notes payable over a period of not more than four years at an interest

rate not to exceed three and five-tenths per cent. The full faith and credit and taxing power of Cherokee County shall be pledged to the repayment of such notes. If such a loan cannot be obtained from local banks, then the Treasurer of Cherokee County shall advance the loan from the General Fund of the county. In order to pay for this loan to construct urgently needed capital improvements for the county, the auditor shall levy and the treasurer shall collect as other taxes are collected, beginning in 1967, a tax of two mills on all the taxable property in Cherokee County. This shall be in addition to all other taxes, and shall first be used in its entirety to pay for the new jail and any loan obtained for this purpose. This tax, after being exclusively applied to and fully paying out any loan for the county jail, may be used to make further needed capital improvements to buildings of Cherokee County such as the County Courthouse. Its use as a fund for capital improvements and renovations to existing buildings is encouraged, but the tax imposed shall in no way be considered earmarked funds, and if not used for capital improvements of the county, it may be used for other needs including general operations, or removed as the delegation sees fit.

SECTION 47. Part II, Section 20 of Act No. 1227 of 1966 is hereby expressly repealed. No bonds shall be issued for construction of the county jail or for an office building. The General Assembly finds that county bonding ability is likely to be needed critically within several years for expansion purposes at the Cherokee County Memorial Hospital, and it is deemed wise and prudent to retain the maximum county bonding ability for future needs without impairment at the present time.

GENERAL COUNTY MATTERS AND APPROPRIATIONS

SECTION 48. There is hereby appropriated from the General Fund of Cherokee County the sum of forty-six thousand six hundred twenty dollars as Cherokee County's share of the estimated cost of constructing a wildlife structure on Thicketty Creek by the South Carolina Wildlife Commission in cooperation with the Soil Conservation Service. This dam and lake is known as structure No. 26 and the estimated construction cost is one hundred eleven thousand dollars of which Cherokee County is obligated to provide forty-two per cent and the Soil Conservation Service will pay the balance of fifty-eight per cent or sixty-four thousand three hundred eighty

dollars plus all installation costs. This shall be a public recreation facility controlled by the State Wildlife Commission.

SECTION 49. The General Assembly finds that the construction of Structure 26 by the South Carolina Wildlife Commission will back water over a short portion of Road S-152 in Cherokee County, and the General Assembly desires that this portion of the road be taken out of the South Carolina Highway System and that the Wildlife Commission be permitted to flood water over the road. In order to permit this and to take the portion of the road to be flooded out of the highway system, the description of Road S-152 in Cherokee County is revised to read as follows:

“A section of road extending from Road S-137 from a point approximately 1.4 miles southeast of Route 110 easterly for a distance of 0.6 mile to an unpaved county road.”

SECTION 50. The General Assembly finds that the South Carolina Wildlife Commission has under study and consideration the construction of a wildlife lake in the Draytonville area of Cherokee County. Cherokee County owns certain lands within the proposed wildlife area to be under the jurisdiction of the State Wildlife Commission. Cherokee County also has certain funds with the Wildlife Commission credited to Cherokee County. If the South Carolina Wildlife Commission determines that this structure is feasible and decides to construct same, then Cherokee County shall convey its acreage in the area to the South Carolina Wildlife Commission and the legislative delegation hereby authorizes the commission to use the funds credited to Cherokee County with the Wildlife Commission on this project. The land and the funds shall be the contribution of Cherokee County to the project.

SECTION 51. There is hereby appropriated from the General Fund of Cherokee County the sum of twenty thousand dollars to be used for repairs and renovations to the Cherokee County Courthouse. Approximately fourteen thousand dollars of this appropriation is to be used to pay Sanders Bros. for the installation of air conditioning and other related contracts on conversion of the furnace, lowering of ceiling, storm windows and electrical work. When this work is completed the Clerk of the County Board shall issue vouchers to pay the contractors from this appropriation. There is also authorized from this appropriation the sum of three thousand two hundred dollars to place a new roof on the Cherokee County Courthouse to be

contracted to the lowest bidder. Supervisor is requested to assist the contractor by removing and hauling off the existing roof. The balance of the appropriation may be used for courthouse repairs to be approved by the legislative delegation.

SECTION 52. Notwithstanding any other provision of law the forestry board in Cherokee County shall consist of three members to be appointed by the Governor for terms of three years each upon recommendation of a majority of the legislative delegation. The present board in Cherokee County is hereby abolished and the terms of its members terminated, discontinued and ended. The forestry board as provided herein shall administer the Forest Fire Protection Act in Cherokee County.

SECTION 53. There is hereby appropriated from the General Fund of Cherokee County the sum of fifteen thousand dollars to be used for installation of poles and lighting on the athletic field on the county property near the chain gang camp. The Cherokee County Recreation Commission may contract for the lighting to be done by a reputable licensed contractor who shall be an independent contractor and provide all of his insurance. The Manager of the Board of Public Works of the City of Gaffney is designated as an inspector for the Recreation Commission, and when the inspector certifies that the work is fully and properly completed, the Recreation Commission may authorize the payment of same from this appropriation. Any portion of the appropriation not used for lighting the ball field shall revert to the General Fund of the county.

SECTION 54. The upstairs Magistrate No. 2 shall move his office to the basement level and use the old textbook storage room as his magistrate's office so that his work may be closely coordinated with that of Magistrate No. 3 who is also located on this level.

SECTION 55. The room to the rear of the courtroom which was formerly used by the tax collector shall be furnished with table and chairs so as to be usable as a petit jury room. It is adjacent to the grand jury room. The small room across from the grand jury room and which was formerly used by the attendance teacher shall be furnished and prepared as ladies lounge for use by women who may be serving on grand jury and petit juries. The room shall be clearly marked as the ladies' lounge and shall not be used by anyone for any other purpose. The delegation shall authorize its furnishings.

SECTION 56. A room on the basement level of the courthouse shall be provided at the earliest practicable time for the Registration Board to hold its meetings on the basement level so that elderly citizens will not have to climb stairs to register but may enter on the basement level without stairs. The legislative delegation may designate and approve a location for the regular meetings of the Registration Board.

SECTION 57. The old Antioch School lot on which is located the community building is hereby transferred to George Goforth, Dean McCraw and W. A. Hambright as Community Trustees and their successors in office.

SECTION 58. There is hereby appropriated the sum of one thousand dollars to pay for the water tap at the chain gang camp as per agreement, and this water tap fee shall be paid the Board of Public Works of the City of Gaffney.

SECTION 59. There is hereby created a Board of Assessment, Review and Equalization for Cherokee County. It shall consist of three members appointed by the Governor upon recommendation of a majority of the legislative delegation for terms of four years and until their successors are appointed and qualify. This Board shall have general jurisdiction over all Boards of Assessors for Cherokee County. It shall adopt and publish rules and regulations for the assessment of property in Cherokee County for tax purposes. The Boards of Assessors shall be governed by these regulations. The Board shall be a tax review Board and shall hear any and all appeals from decisions of the Boards of Assessors, and the Board may reverse or change any decision of any Board of Assessors. The Board shall also study and adopt a feasible system for the fair and just equalization of property valuations for tax purposes in Cherokee County. The delegation shall authorize necessary funds for the study and research of the Board.

SECTION 60. There is hereby appropriated the sum of two thousand dollars to purchase pipe for creeks on new road to be cut near Cherokee Falls from Road 30 to Road 43. This new road has been authorized by the County Commissioners, and shall be cut as soon as possible by the Supervisor.

SECTION 61. Notwithstanding the provisions of Sections 38-51, 38-51.2, 38-52 and 38-58, of the Code of 1962, in Cherokee

County, the county auditor, the county treasurer and the sheriff shall constitute the jury commissioners and perform the duties of such office. In case of vacancy in any office it shall be filled by the Probate Judge and Clerk of Court in that order, and if neither is available by appointment of the resident Circuit Judge. Notwithstanding any other provision of law in Cherokee County all electors qualified under the provisions of the Constitution, between the ages twenty-one and sixty-five years and of good moral character, shall be included on the jury list and placed in the jury box. Clerical assistance for the preparation of the lists shall be appointed by the legislative delegation. Each jury commissioner shall have a separate lock and key to the jury box and the sheriff shall keep the jury box in his custody.

SECTION 62. The legislative delegation may provide quarters in the County Courthouse for the Resident Circuit Judge and authorize the necessary expense thereof.

SECTION 63. The provisions of Sections 28 through 36 of this act, relating to the Cherokee County schools, shall be codified as new Articles 1 and 2, Chapter 28, Title 21, Code of Laws of South Carolina, 1962, of the permanent school laws of Cherokee County. Sections 21-1701, 21-1704, 21-1711, 21-1712, 21-1713, 21-1714, 21-1715, 21-1716 and 21-1717 of the 1962 Code, and all other acts inconsistent herewith as to Cherokee County are repealed.

SECTION 64. This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R577, S527)

No. 686

An Act To Authorize The Cherokee County Board Of Commissioners To Sell And Convey Not More Than Five Acres Of Land From The County Home Property To The Midway Baptist Church.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Cherokee County authorized to sell property.—The Cherokee County Board of Commissioners is hereby authorized to sell and convey not more than five acres of land from the County Home Property at the intersection of Highways S 11-133 and S 11-82 to the Midway Baptist Church.

SECTION 2. Conditions of sale.—The property shall be sold at its fair market value to be determined by the independent appraisals of at least three competent real estate appraisers familiar with land values in this area of Cherokee County. Based upon these appraisals the Board of Commissioners shall determine a fair market value. If the church desires to purchase the property at its fair market value, it may pay the value thereof to the county and receive a fee simple deed to the property.

SECTION 3. Payment of costs.—All costs of surveys shall be the responsibility of the purchaser. The county attorney shall prepare the deed, and the county may pay for the revenue stamps but the county shall pay no other costs.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R769, S474)

No. 687

A Joint Resolution Proposing An Amendment To Section 5 Of Article X Of The Constitution, Relating To The Limit Of Bonded Indebtedness Of Certain Political Subdivisions, So As To Permit School District No. 1 Of Cherokee County To Incur Bonded Indebtedness Up To Fifteen Per Cent Of The Assessed Value Of The Taxable Property Therein, And To Exclude Such Indebtedness From The Limitation Of Aggregate Indebtedness Upon Any Territory In The County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Constitution of South Carolina proposed—bonded debt—Cherokee County.—There is proposed the following amendment to Section 5 of Article X of the Constitution of this State: add at the end of the section the following proviso: "*Provided*, that the limitations as to bonded indebtedness imposed by this section shall not apply to the bonded indebtedness of School District No. 1 of Cherokee County and the school district may incur bonded debt to the extent of not exceeding fifteen per cent of the assessed value of all taxable property therein. Bonded debt incurred by School District No. 1 of Cherokee County within the fifteen per cent limi-

tation herein created shall not affect or limit the power of other political subdivisions or municipal corporations, covering or extending over any portion of the territory of the school district, to incur bonded indebtedness."

SECTION 2. Election.—The proposed amendment shall be submitted to the qualified electors at the next general election for representatives. Ballots shall be provided at the various voting precincts with the following words printed or written thereon: "Shall Section 5 of Article X of the Constitution of this State be amended so as to permit School District No. 1 of Cherokee County to increase its bonded indebtedness up to fifteen per cent of the assessed value of the taxable property therein and to exclude such indebtedness from the limitation of aggregate indebtedness upon any territory in the county?"

In favor of the amendment ☐

Opposed to the amendment ☐

Those voting in favor of the amendment shall deposit a ballot with a check or cross mark in the square after the words 'In favor of the amendment', and those voting against the amendment shall deposit a ballot with a check or cross mark in the square after the words 'Opposed to the amendment'."

Ratified the 11th day of July, 1967.

(R861, H2189)

No. 688

An Act To Amend An Act Of 1967 Bearing Ratification No. 510, Relating To The Annual Appropriation Act Of Cherokee County, So As To Delete A Reference To The County Garbage Program To Enable The Continuance Of The Program.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Act 685 of 1967 amended to allow continuation of garbage program.—Item 4 of Section 1 of an Act of 1967 bearing Ratification No. 510 is amended, so as to delete a reference to the county garbage program to enable the continuance of the program, by striking the last paragraph at the end of the proviso following subitem (g), which reads as follows:

"Appropriation for 1967 only for Garbage Program to be Ended and Discontinued as of December 31, 1967:".

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R75, H1197)

No. 689

An Act Extending The Season For Hunting Game In Chester, Lancaster And York Counties For The Year 1967 Only.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Hunting season extended in Chester, Lancaster and York Counties.—Notwithstanding any other provision of law, the season for the hunting of rabbit, quail, squirrel, raccoon and opossum is hereby extended in Chester, Lancaster and York Counties to March first for the year 1967 only.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 23rd day of February, 1967.

(R791, H2156)

No. 690

An Act To Amend Act No. 458 Of The Acts And Joint Resolutions Of The General Assembly Of 1949, As Amended, Creating The Great Falls Public Service District In Chester County, So As To Provide For An Election To Determine The Wishes Of The Qualified Electors Of The District As To Enlarging The Membership Of The Commission And Providing For Its Election By The Qualified Electors Of The District For Terms Of Four Years; To Provide For The Election Of The Chairman And Other Officers; To Provide For Street Marking And A System Of Sanitation For The District; And To Provide For Additional Powers Of The Commission.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act 458 of 1949 amended—election on increasing membership of Great Falls Public Service District—terms of new

members.—Act No. 458 of 1949, as amended, is further amended by striking out Section 4 in its entirety and inserting in lieu thereof the following:

“Section 4. The Great Falls Public Service District in Chester County is governed by the Great Falls Public Service Commission, composed of three qualified electors of the district, to serve for terms of six years. The commissioners are appointed by the Governor upon the recommendation of a majority of the Legislative Delegation of Chester County. A question will be presented to the qualified electors of the district at a special election on the second Tuesday in November, 1967, to determine if they wish to increase the number of commissioners to five and have them elected by the qualified electors of the district for terms of four years. If a majority of the qualified electors voting in the special election vote in favor of increasing the number of commissioners to five, and electing them for terms of four years, the number of members of the commission shall be increased to five, effective the second Tuesday in January, 1968. The commissioners shall be elected for terms of four years in the general election immediately preceding the expiration of their terms of office, except as herein provided.

The term of the commissioner which expires July 1, 1969, will be extended to the second Tuesday in January, 1971, following the general election of 1970, when his successor will be elected. The term of the commissioner which expires July 1, 1971, will be extended to the second Tuesday in January, 1973, following the general election of 1972, when his successor will be elected. The term of the commissioner which expires July 1, 1967, will be extended to the second Tuesday in January, 1968, and his successor will be elected in the special election on the second Tuesday in November, 1967. The two additional members of the commission will be elected in the special election on the second Tuesday in November, 1967, and will take office on the second Tuesday in January, 1968. The terms of the three commissioners elected in the special election in 1967 will be staggered as follows: the term of the commissioner receiving the lowest number of votes will expire on the second Tuesday in January, 1971, and his successor will be elected in the general election of 1970. The terms of the two commissioners receiving the highest number of votes in the special election of 1967 will expire on the second Tuesday in January 1973, and their successors will be elected in the general election of 1972.

The members of the commission shall hold office for the terms of office as herein provided and until their successors are elected and qualify. Any vacancy occurring in the membership of the commission by death or otherwise may be filled by appointment by the Governor upon the recommendation of a majority of the legislative delegation from Chester County and until the second Tuesday in January following the next general election, at which election any vacancy shall be filled for any unexpired portion of the term.

The Commissioners of Election for Chester County will hold a special election in the Great Falls Public Service District on the second Tuesday in November, 1967, to determine the wishes of the qualified electors of the district as provided in paragraph 1 of this section, and to elect three commissioners of the Great Falls Public Service District who will take office as provided herein, if a majority of the qualified electors voting in the special election vote in favor of increasing the number to five and favoring their election for terms of four years.

The commissioners of election shall furnish a sufficient number of ballots for each voting place in the district upon each of which shall be printed the following question:

'Do you favor the members of the Great Falls Public Service Commission being elected by the qualified electors of the district for terms of four years and the commission's being increased from three to five members?

YES ☐

NO ☐

Those voting in favor of the question shall deposit a ballot with a check or cross mark in the square after the word "Yes" and those opposed to the question shall deposit a ballot with a check or cross mark in the square after the word "no".'

The commissioners of election shall also furnish a sufficient number of ballots in each voting place of the district with the names of the candidates for office of commissioner printed thereon in accordance with the provisions of law governing elections.

The commissioners of election will appoint box managers and other election officials as authorized by law and do all things necessary to conduct the election in accordance with the provisions of the Code of Laws of South Carolina, 1962, as amended, *mutatis mutandis*, and this act. They will canvass the results of the election and announce the result of the vote on the question presented and

if a majority of the qualified electors voting in the election vote in favor of the question presented, the result of the vote on the candidates shall be announced and the successful candidates offering for commissioner in the special election of 1967 shall be declared elected and they will take office on the second Tuesday in January, 1968, at which time the membership of the Great Falls Public Service Commission will be increased from three to five.

Candidates for the office of commissioner will file with the commissioners of election no later than thirty days prior to the holding of the special election, and all candidates shall be qualified electors of the district.

The special election will be advertised by the commissioners of election in a newspaper having general circulation in Chester County once at least forty-five days prior to the holding of the special election, and once at least fifteen days prior to the holding of the special election. The purpose of the special election will be clearly stated in the advertisement, with a listing of all the voting places of the district which will be open during regular hours provided by law on the day of the special election.

The expenses of the special election will be paid from the general fund of Chester County.

If a majority of the qualified electors voting in the special election vote in favor of the question presented, the names of the members of the commission and the expiration dates of their terms of office shall be furnished to the Secretary of State as soon as practicable. If a majority votes against the question presented this Section 1 of this act shall cease to be of force and effect and Section 4 of Act No. 458 of 1949 as previously amended shall remain in full force and effect."

SECTION 2. Act 458 of 1949 amended—commission officers.—Act No. 458 of 1949, as amended, is further amended by striking out Section 5 in its entirety and inserting in lieu thereof the following:

"Section 5. The commission shall elect from its membership a chairman who shall serve for a term of two years. The commission shall appoint from its number or otherwise a secretary who shall hold office for such period as the commission shall prescribe. The commission may elect such other officers as it may deem necessary."

SECTION 3. Act 458 of 1949 amended to provide for street and sanitation service.—Section 8 of Act No. 458 of 1949, as amended, is further amended by striking the first paragraph and inserting in

lieu thereof the following, so as to provide additionally for street marking and a sanitation service:

"The Great Falls Public Service District is created to permit and afford within the district: (1) the establishment and maintenance of a sewer system, (2) fire protection to the property therein located, (3) the establishment and maintenance of a system of street lighting therein, (4) the establishment and maintenance of a system of street marking therein, and (5) the establishment and maintenance of a system of sanitation and a system for disposal of garbage and refuse. To that end, the district, through its governing body, shall be permitted and empowered to do all things necessary or convenient for the establishment and maintenance of the same, and without limiting in any way the generality of the foregoing, and except as specifically limited hereinafter, shall be empowered as follows:"

SECTION 4. Act 458 of 1949 amended to authorize loans from Federal Government to be negotiated.—Section 8 of Act No. 458 of 1949, as amended, is further amended by adding at the end thereof a new subsection, which will be subsection (34) as follows:

"(34) To negotiate with the Federal Government for loans and to provide for payment thereof and to negotiate with the Federal Government for grants and to accept the same."

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R829, S620)

No. 691

An Act To Amend Act No. 379 Of The Acts And Joint Resolutions Of The General Assembly Of South Carolina, 1959, As Amended, Creating The Chester Metropolitan District And Defining Its Boundaries, So As To Authorize The District To Make Rules And Regulations, Sue And Be Sued And Further Provide For Its Administration.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Act 379 of 1959 amended—further capacities for Chester Metropolitan District.—Act No. 379 of 1959, as amended,

is further amended by adding to Section 3 the following additional subsections:

“(1) To adopt and make rules and regulations regarding its operations, functions and services; *provided*, that all such rules and regulations which may have heretofore been adopted or made are ratified and confirmed.

(m) Sue and be sued in any court of competent jurisdiction, including power and authority to seek and obtain injunction, mandamus and other legal and equitable process (except that the right to be sued shall not extend any waiver of sovereign immunity).”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R77, H1231)

No. 692

An Act To Extend The Season For Hunting Quail, Squirrels And Rabbits In Chesterfield County To March First For The Year 1967 Only.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Hunting season extended in Chesterfield County.—Notwithstanding any other provisions of law, the season for hunting quail, squirrels and rabbits in Chesterfield County is extended to March first for the year 1967 only.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 23rd day of February, 1967.

(R235, H1509)

No. 693

An Act To Make Supplemental Appropriations For The Fiscal Year 1966-1967 From The General Fund Of Chesterfield County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. The following supplemental appropriations for the fiscal year 1966-1967 are made from the General Fund of Chesterfield County:

Reassessment of Property for Tax Purpose	\$ 7,700.00
Clerk of Court Supplies	1,000.00
Post Mortem, Inquest and Lunacy	750.00
Maintenance of County-Owned Automobiles—	
Sheriff and Tax Collector	2,000.00
Jail Expenses	300.00
Maintenance of Indigents	4,350.00
Physician's Fees and Drugs	350.00
Public Buildings	2,000.00
County Contribution to Retirement	1,900.00
County Contribution to Social Security	800.00
Officers' Bond	600.00
Total	\$ 21,750.00

SECTION 2. This act shall take effect upon approval by the Governor.

Approved the 14th day of April, 1967.

(R782, H2064)

No. 694

An Act To Authorize The Closing Of State Roads S-411 And S-557, Adjacent To Caro-Knit, Inc., In The Town Of Jefferson In Chesterfield County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Road closing—Chesterfield County.—The South Carolina Highway Department is authorized to close and remove from the State Highway System State Roads S-411 and S-557, adjacent to the Caro-Knit, Inc., plant facility in the town of Jefferson in Chesterfield County.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R867, H1890)

No. 695

An Act To Provide For The Levy Of Taxes For Chesterfield County For School And County Purposes For The Fiscal Year Beginning July 1, 1967; To Provide For The Expenditure Thereof; To Provide For The Collection Of Certain Fees In The Windsor Park Sewerage System; And To Provide For Other County Purposes.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The following appropriations are hereby made for fiscal year July 1, 1967 to June 30, 1968, for the operation of the county government of Chesterfield County :

Item 1. Highway Fund\$135,000.00

This fund shall be spent by the county board of commissioners for the construction, improvement and maintenance of county public roads and bridges; for the purchase, repair, replacement and maintenance of road building and maintenance machinery; for the operation of the county chain gang; for the purposes specified in this act and as set forth in the official budget of the board of commissioners; and for incidental purposes.

Provided, the salaries and travel of the county board of commissioners and the salaries of the clerk and assistant clerk of the county board shall be paid from this fund. The salaries of each commissioner shall be \$1,500.00 and the travel for each commissioner shall be \$900.00.

Provided, further, that the salaries of the clerk and assistant clerk of the county board of commissioners shall be set by the board and shall be commensurate with the salaries of other county employees.

Provided, further, that this appropriation is on the condition that the governing body of the county shall have all motor vehicles and heavy equipment appropriately marked to show that they are owned by the county, such to be done on or before October 1, 1967.

Provided, further, that the governing body shall receive from the South Carolina Department of Corrections a list of foodstuffs available from the Department of Corrections and shall purchase all available foodstuffs from the Department of Corrections if the price differential is less than can be purchased from other sources. *Provided*, further, that the governing body shall conduct a study to determine the needs of improvements to the living quarters and recreational facilities of the Chesterfield County Prison Farm and report to the Legislative Delegation the results of such study on or before January 1, 1968.

Total, Item 1		\$135,000.00
Item 2. Auditor's Office:		
Salary, County Auditor	\$	2,189.15
This amount, in addition to the amount provided by the State, provides a total salary for the Auditor of \$7,000.00.		
Clerical Assistance		6,200.00
Extra clerical help, if needed for preparation of 1967 tax books		400.00
In lieu of fees for recording deeds		250.00
Total, Item 2		\$ 9,039.15
Item 3. Reassessment of property for tax purposes	\$	10,000.00
<i>Provided</i> , that any unexpended balance in such appropriation for 1966-67 may be carried forward and expended for the fiscal year 1967-68.		
Total, Item 3		\$ 10,000.00
Item 4. Treasurer's Office:		
1. Salary, County Treasurer	\$	2,189.15
This amount, in addition to the amount provided by the State, provides a total salary for the Treasurer of \$7,000.00.		
Chief Clerk to Treasurer		3,465.00
Clerical Assistance		2,750.00

Extra clerical help, if needed for preparation of 1967 tax books		600.00
<i>Provided</i> , that the Treasurer's Office shall furnish assistance for the operation of the tax billing machine, to be paid from this amount.		
2. Tax Collector		5,200.00
One clerk to Tax Collector		2,850.00
Cost of delinquent tax collections		4,000.00
Total, Item 4		\$ 21,054.15
Item 5. Clerk of Court's Office:		
Clerk of Court, Salary	\$	7,000.00
Deputy Clerk of Court		3,465.00
Clerk of Court, clerk hire		3,150.00
Supplies		5,000.00
<i>Provided</i> , that the clerk of court is hereby authorized to purchase all supplies for his office, and the board of county commissioners shall pay from this appropriation all claims for expenses duly approved by the clerk of court.		
Repairs to old deed books		1,000.00
Indexing		2,000.00
<i>Provided</i> , further, that from this amount all indices in the Clerk's Office shall be brought current.		
For maintenance of courthouse grounds.....		450.00
The Clerk of Court is hereby authorized and directed to purchase from this amount a lawn mower to be used for the maintenance of the courthouse grounds.		
Total, Item 5	\$	22,065.00
Item 6. Vital Statistics	\$	300.00
Total, Item 6		\$ 300.00
Item 7. Service Officer:		
Service Officer, salary	\$	4,000.00
Travel expense		1,500.00
Clerk		2,750.00
The State funds payable to Chesterfield County for the maintenance and service of the County		

Service Officer shall be deposited in the county treasury to the credit of the general fund of the county.

Total, Item 7\$ 8,250.00

Item 8. Judicial Department:

1. County Attorney, Salary\$ 1,000.00

Provided, that the County Attorney shall be appointed by the county board of commissioners subject to the approval of a majority of the county legislative delegation.

Provided, further, that the county attorney shall handle all uniform support cases which have formerly been handled by the circuit solicitor.

2. Magistrates:

Salaries of Magistrates:

Courthouse Township 2,000.00

Pageland Township 2,000.00

Cheraw Township 2,000.00

Alligator Township 1,700.00

Mt. Croghan Township 1,700.00

Jefferson Township 1,700.00

Cole Hill Township 1,700.00

Pee Dee Township 1,250.00

Steer Pen Township 1,250.00

Brock's Mill Township 1,250.00

Travel and office supplies for magistrates @ \$50.00 each per month 6,000.00

3. Magistrates' Constables:

Pee Dee Township 600.00

Steer Pen Township 600.00

Brock's Mill Township 600.00

Alligator Township 600.00

Cole Hill Township 600.00

4. Per diem and mileage of jurors and witnesses, bailiffs, court crier and other court attaches. . 7,000.00

Provided, that the bailiffs and court crier shall be paid at the rate of fifteen dollars for each day of attendance on the court; *provided*, further, that the bailiffs and court crier and jurors shall be paid mileage both ways for each day of attendance on the court at the rate of seven cents

per mile; *provided*, further, that magistrate court jurors in criminal cases shall be paid two dollars each, such payment to be made by the board of county commissioners on the certification of the magistrate and to be disbursed by the magistrate.

5. Coroner's Office:

Salary, Coroner	1,200.00
Travel expense, Coroner	600.00
Radio for Coroner	350.00
Post Mortems, Inquests and Lunacies	2,400.00

6. Master's Office:

Telephone and supplies	150.00
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7. Assistant Solicitor

1,500.00

8. Probate Judge's Office:

Salary, Probate Judge	100.00
Clerical Help	2,100.00

Provided, this appropriation is on condition that the probate judge reimburse the county out of fees received by him for the entire sum of two thousand one hundred dollars, to be paid to the county treasurer in monthly installments of one hundred seventy-five dollars each, which shall begin July 1, 1967, which shall be placed in the general fund of the county. This provision shall be applicable to a deputy probate judge, if such officer be appointed.

Total, Item 8\$ 41,950.00

Item 9. Sheriff's Office:

Sheriff, general salary	\$ 5,200.00
Sheriff, travel expense	2,280.00
Salary, eight rural deputies @ \$5,000.00 each..	40,000.00
Uniforms for eight deputy sheriffs and radio operator, to be approved by the Sheriff	2,200.00
Clerical assistants and radio operators.....	4,800.00
Maintenance and operation of radios for sheriff and deputy sheriffs and incidentals	2,500.00
Maintenance and operation of cars owned by county and used by Sheriff's Department and Tax Collector	15,000.00

Automobile insurance on automobiles of Sheriff's Department and transportation expense, other than automobile expense	2,000.00
To purchase new automobiles for Sheriff's Department	6,000.00
Total, Item 9	\$ 79,980.00

Item 10. County Jail:

Jail expenses, including dieting of prisoners at \$1.50 per day and incidentals	\$ 10,000.00
Cook for Jail	1,200.00
Repairs to Jail	500.00
To construct Jail Cells in County Building at McBee	2,000.00
Total, Item 10	\$ 13,700.00

Item 11. Agriculture:

Stenographer, County Extension Office	\$ 720.00
For demonstration supplies and telephone	300.00
Boys' 4-H Club Work	200.00
Girls' 4-H Club Work	200.00
Future Farmers of America	300.00
Telephone for Extension Office	120.00
County Agent, Home Agent and Assistant County Agents, Part-time Secretary and Supplies	2,820.00
<i>Provided, that this fund shall be disbursed by the County Agent.</i>	
Secretarial help, Soil Conservation Office	1,200.00
Payment of rent for FHA Office	360.00
Radio System for County Agent's Office	2,100.00
Total, Item 11	\$ 8,320.00

Item 12. Public Health:

1. County Health Department	\$ 12,549.00
<i>Provided, that each county nurse shall be given an annual increase in salary of \$300.00.</i>	
2. Tri-County Mental Health	6,200.00
3. Contributions and Charity:	
(a) Maintenance of indigents	10,000.00

(b) Charity hospital fund 10,000.00

This fund shall be spent by the county board of commissioners, and shall be paid directly to the hospitals. Such aid shall be granted only to destitute persons upon a certificate from a reputable physician that such hospitalization is absolutely necessary. All applications to the county board of commissioners for benefits under the "hospital fund" herein provided shall be referred by the clerk of the board to the county welfare department, which shall make an immediate investigation and report its findings, conclusions and recommendations to the county commissioners. No application for hospital aid shall be approved unless and until it has been recommended by the director of the county welfare department; *provided*, that the clerk of the county board of commissioners and the Administrator of the Chesterfield County Memorial Hospital may authorize such aid when the physician certifies that an immediate hospitalization is necessary for an operation or other sufficient medical reason, but not otherwise; *provided*, further, that the application of the patient, the recommendation of the director of the county welfare department and the action of the board of county commissioners must be attached to and made a part of the voucher for the payment of all grants of aid under such hospital fund. When an emergency application for aid from the hospital fund has been granted by the clerk, or the board of county commissioners, as herein authorized, the certificate of the physician upon which the application was granted and the written authorization of the clerk must be attached to the warrant or voucher issued for payment of such aid. No authorization for hospital care shall be good for more than ten days unless reinvestigated and reapproved and the board of county commissioners shall have the authority to set maximums, both for per day and total care. The

Treasurer of Chesterfield County is forbidden to pay any claim or voucher drawn against the hospital fund unless it strictly complies with the terms and conditions herein prescribed, and has such proofs thereunto annexed, and the voucher and proof shall be retained as a permanent record.

Physicians' fees and drugs	1,350.00
County tuberculosis health nurse, supplies and incidentals	964.00
4. Repairs to Health Center	5,000.00

Provided, that this fund shall be disbursed by the county board of commissioners and any repairs to any Health Center shall be done under the supervision of the county board of commissioners.

Total, Item 12\$ 46,063.00

Item 13. Welfare Department:

Emergency relief	\$ 1,500.00
Emergency board for children	1,500.00
Office rent	1,200.00
Telephone and telegraph	300.00
Maid Service	180.00
Fire insurance premium on office equipment ...	45.00
Contingent fund	500.00

Provided, the board of commissioners is directed and required to supply the necessary fuel, lights and water for the county welfare office and to pay for the same out of the appropriation herein for water, fuel, lights, etc., for the maintenance of public buildings.

Total, Item 13\$ 5,225.00

Item 14. Workmen's Compensation	\$ 2,500.00
Workmen's Compensation coverage for Chesterfield County school teachers and school employees, if so much be needed	1,800.00
<i>Provided</i> , that the school teachers and all school employees of Chesterfield County be provided	

with Workmen's Compensation coverage and that this coverage be placed with the State's Workmen's Compensation Fund.

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Total, Item 14		\$ 4,300.00
Item 15. General Contingent Fund		\$ 10,000.00
<i>Provided</i> , that this amount, or so much thereof as is required, shall be expended to meet unforeseen emergencies and contingencies by the board of county commissioners; <i>provided</i> , further, that any claims, or items payable from this fund shall be paid only upon approval in writing of a majority of the county legislative delegation.		
Total, Item 15		<hr/> \$ 10,000.00
Item 16. Annual County Audit:		
For annual county audit, not to exceed		\$ 4,000.00
<i>Provided</i> , that the books and records of each school district shall be audited and the cost of such audit shall be paid for by the respective school district.		
Total, Item 16		<hr/> \$ 4,000.00
Item 17. Registration Board		\$ 5,000.00
<i>Provided</i> , that this appropriation shall be disbursed upon the approval of a majority of the County Legislative Delegation.		
Total, Item 17		<hr/> \$ 5,000.00
Item 18. Miscellaneous:		
Janitor, Courthouse		\$ 2,400.00
Water, fuel, lights and insurance and other incidentals for maintenance of public buildings ...		10,500.00
Printing, postage, stationery, office supplies and incidentals for county offices		9,500.00
County contribution to retirement, county officials		15,000.00
County contribution to Social Security, county employees		9,000.00
Officers' bond		2,400.00

Three National Guard Companies	\$1,000.00	
each		3,000.00
Chesterfield County Development Board		1,000.00
Town of Cheraw—for maintenance of the air- port		2,500.00
Chesterfield County Rescue Squad, Cheraw Unit	\$ 800.00	
Chesterfield Unit	1,000.00	
Jefferson Unit	2,000.00	
Pageland Unit	2,000.00	
McBee Unit	1,500.00	
		7,300.00
Total, Item 18	\$ 62,600.00	
Item 19. Chesterfield-Marlboro Technical Education Cen- ter—for purchase of land, etc.	\$ 65,000.00	
Total, Item 19	\$ 65,000.00	
GRAND TOTAL	\$551,846.30	
Estimated Revenue:		
Gasoline Tax	\$143,040.81	
Liquor Tax	48,239.89	
Beer and Wine Tax	12,066.36	
Income Tax	107,850.37	
Insurance License Fee	24,186.00	
Bank Tax	8,656.71	
Delinquent Tax	13,285.47	
Magistrates' Fines	64,307.35	
Clerk of Court	22,824.50	
County Service Officer	5,296.50	
Board of Commissioners	7,300.95	
Windsor Park	400.75	
Probate Judge	2,100.00	
Total, Estimated Revenue	\$459,555.66	
Amount to be raised by taxation	\$ 92,290.64	

SECTION 2. All appropriations made and provided herein shall lapse, cease and terminate at the end of the fiscal year for which they are made except that appropriations for the payment of bonds or notes or interest on bonds or notes shall remain effective until such bonds, notes or interest are paid.

SECTION 3. The county commissioners are hereby required to keep a separate account covering the various items of the appropriations act and not to exceed in expenditure or contract the amount herein provided for each item, and for any such excess allowed or permitted, such officers shall be held liable on their official bonds. The clerk of the county board of commissioners shall make monthly statements of expenditures and balances of the different items, both to the board and to each member of the Legislative Delegation from Chesterfield County. Any contract made in violation of this act shall not be a valid claim against Chesterfield County.

SECTION 4. All departments of the county government shall make requisition to the county board of commissioners for all stationery, books, blanks and supplies and the board shall purchase and provide so much thereof as in its judgment is necessary and proper, and the board shall not approve any account or issue its voucher for any supplies, etc., purchased or ordered by any office or officer of the county. Nothing contained in this section shall be construed to authorize the board of county commissioners to make any disbursements in excess of the appropriation herein made. The office of the clerk of court is excepted from the provisions of this section.

SECTION 5. All purchases in excess of four hundred dollars of motor vehicles, trucks, tractors, road building and maintenance machinery and equipment and parts, replacements and repairs therefor, and all commodities and supplies of any and every character for the use of the county, its departments, officers and agencies must be purchased by the board of county commissioners, upon sealed competitive bids or proposals, after publication of the invitations for bids or proposals therefor in a newspaper in Chesterfield County. All bids or proposals for the purchase of road building machinery shall be advertised in one or more newspapers published in the City of Columbia, S. C.

In advertising for bids the boards of county commissioners shall prescribe specifications to be met. All bids or proposals must provide that sealed competitive bids or proposals will be publicly re-

ceived by the board of county commissioners at a specific hour, on the named day, and that such sealed bids or proposals shall be then and there publicly opened and published. In all instances the lowest bids or proposals meeting specifications must be accepted or all bids or proposals rejected. The board of county commissioners may, at its option and in lieu of advertising for sealed competitive bids, contract for the purchase of motor vehicles, trucks, tractors, road building and maintenance machinery and equipment, and parts, replacements therefor, through the Division of General Services of the State Budget and Control Board, or may buy surplus property from any agency of the State or Federal Government. The board of county commissioners is hereby authorized and empowered to contract by public bids or proposals, as herein provided, for the commodities and supplies required for the period of a fiscal year, or any part thereof. All of such bids or proposals with the printer's proof of the advertisement for the bids shall be preserved by the clerk to the board of county commissioners as a permanent record in the office of the county commissioners.

SECTION 6. The board of county commissioners may, in its discretion, waive the requirement that all claims be verified and, in lieu thereof, substitute an endorsement to be signed by the payee of the check issued on the claim whereby the payee certifies that the claim for which the check was issued was true and correct and has not been otherwise discharged.

SECTION 7. The county treasurer and clerk of court are required to file quarterly statements in duplicate with the county board of commissioners, which shall show the amount of fees collected by each of them. In addition the treasurer's report shall show the amount of cash on hand, the amount of cash in banks, the name of the banks in which deposited; *provided*, that no county warrant for salary shall be issued to the clerk of court until such statement is filed as herein directed; and the provisions of this section shall apply to the county peace officers. *Provided*, further, that a copy of the treasurer's report shall be delivered by him to each member of the county legislative delegation and the chairman of the county sinking fund commission.

SECTION 8. All officers and employees of Chesterfield County are hereby expressly forbidden to contract to perform any work or services, for the county, other than their regular employment, or to furnish

any materials, or supplies, to the county, and any disbursement made in violation of the provisions of this section shall be unlawful, and any officer making any such contract, or disbursement, shall be liable to the county personally, and on his official bond, for and to the amount of any such contract or disbursement.

SECTION 9. The county auditor is directed to levy eleven mills tax for the Chesterfield County Board of Education, the funds derived from such tax to be used for the operation of the county board of education, for the insurance of school buildings, and for the purchase or rental of textbooks for the public schools of Chesterfield County. *Provided*, that the Chesterfield County Board of Education shall authorize the payment from this fund of a sum not exceeding fifteen thousand dollars to be paid to Chesterfield County School Districts Nos. 4, 5, and 6 for the purpose of establishing a special education and vocational rehabilitation school for the districts. *Provided*, further, that such disbursement shall be upon the approval of a majority of the legislative delegation.

SECTION 10. The county auditor is directed to levy such millage as may be necessary for the payment of principal and interest on bonds or notes of Chesterfield County, and on bonds of subdivisions of Chesterfield County which have heretofore been assumed by the county.

SECTION 11. The county auditor shall have the power and authority to levy such millage as may be deemed necessary to meet the absolute needs of the county, and is hereby directed to levy thirteen mills for the operation of the county.

SECTION 12. The County Treasurer of Chesterfield County is hereby authorized and directed to mail to every taxpayer of Chesterfield County, on or before October first, a statement of the amount of the 1967 taxes of such taxpayer. The notice shall show the school district and township in which the property of the taxpayer is assessed.

Such statement shall include a notice that a penalty of one per cent will be added to the taxes on January 1, 1968, one per cent on February 1, 1968, and an additional one per cent on March 1, 1968, and an additional four per cent on April 1, 1968. The cost of mailing the notices shall be paid out of the ordinary county fund on the approval of the board of county commissioners. A second notice shall be mailed on or before April tenth.

An additional statement shall be included showing all levies in the taxpayer's particular school district.

SECTION 13. With the written approval of a majority of the legislative delegation, the Treasurer of Chesterfield County is authorized to borrow money from the South Carolina Division of General Services of the State Budget and Control Board in anticipation of the collection of county property taxes. Such loans shall be evidenced by notes signed by the treasurer and taxes shall be pledged for the repayment of the same.

SECTION 14. No county gasoline or oil shall be sold to any person or used in any privately-owned vehicle, except as otherwise herein provided.

SECTION 15. The board of county commissioners is authorized on the filing with it of an official certificate of the county auditor that any taxpayer is entitled to a refund of taxes erroneously paid, to issue its voucher for the refund of the tax so erroneously paid. The certificate of the auditor must be annexed to the voucher for the payment of the claim. Such tax refund shall be paid out of the general county fund.

SECTION 16. The deputy sheriff, magistrates and constables and county game wardens, the State constables, the State Highway patrolmen, and all other State or county peace officers are hereby directed and required to report to the Sheriff of Chesterfield County, on or before the tenth day of the following month, a schedule or statement of all cases made by each of them before the Magistrates of Chesterfield County. The reports shall show the judgment and sentence imposed by the magistrate in each of such cases so reported and the money fines paid or collected from the defendant in each case. The sheriff and the treasurer shall compare such reports of law enforcement officers with the reports of the county magistrates to be filed monthly, and if there are any material or substantial discrepancies with respect to the monies collected and paid to the treasurer by the magistrates and the amounts of fines reported by such law enforcement officers, the county treasurer shall refer the matter to the solicitor for investigation. The county treasurer is directed and required to refuse the payment of any voucher for the salary of any county magistrate or law enforcement officer until the reports have been made to the sheriff and the treasurer.

SECTION 17. The board of county commissioners is hereby directed and required to keep a separate itemized account of all expenditures and disbursements made for each office and department of the county government, and shall set out the same in the monthly report required by the provisions of Section 3 of this act.

SECTION 18. The board of trustees of each school district of Chesterfield County shall, within thirty days after the approval of the official budget of such school district by the county board of education, have the budget published at least once in a newspaper published in the school district, or in a newspaper published at the county seat, if there be no newspaper published in the particular school district; *provided*, that the county board of education shall adopt, prescribe and require the use of a uniform, standard and comprehensive form of school budget.

SECTION 19. The county board of commissioners shall annually make written recommendations to the county legislative delegation as to the amount of fidelity bonds and insurance coverage necessary to adequately protect the county.

SECTION 20. On or after July first of each year the Chesterfield County Board of Commissioners shall submit to the county treasurer a revised list of all property owners or tenants in the Windsor Park Subdivision and within thirty days of receipt of such list the county treasurer shall notify each property owner or tenant of the amount due. All such charges shall be paid to the county treasurer who shall issue his official receipt therefor. On or before March first of each year the county treasurer shall submit a list showing the names of all property owners or tenants who have failed to pay the sewage charge herein provided to the Chesterfield County Board of Commissioners who shall thereupon take proper action to enforce the payment of such charges. The clerk of court shall report to the county board of commissioners any transfer of property in the area which shall include the new owners' names and addresses.

Provided, however, that the charges for sewage in Windsor Park Subdivision shall be \$9.00 per annum for each sewer connection and such charges are hereby made a lien on the real estate of such property owners and such lien shall have the same priority as tax liens and shall be enforced in the same manner as tax liens.

Any county official who fails to carry out his duties as provided by this section shall be liable on his official bond.

SECTION 21. This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R736, H1998)

No. 696

An Act To Provide For The Levy Of Taxes For Ordinary County And Road Purposes For Clarendon County For The Year Beginning July 1, 1967; To Provide For The Expenditure Of Such Taxes And Of Other County Revenues Collected During The Fiscal Year Ending June 30, 1968; To Authorize The Officers Of The County To Borrow Money In Anticipation Of Collection Of County And School District Taxes For The Year 1967 And Previous Years; To Provide For The Transfer Of Unexpended Monies To The General Fund; And Otherwise Relating To The Affairs Of The County And The School Districts Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. There shall be a levy upon the taxable property of Clarendon County for the purposes hereinafter specified as follows :

School District No. 1: A levy of forty-eight mills on all taxable property in the district.

School District No. 2: A levy of fifty-eight mills tax on all taxable property in the district.

Provided, that of this levy five mills shall be reserved for the retirement of a loan by the Bank of Clarendon.

School District No. 3: A levy of eighty-four mills tax on all taxable property in the district.

Provided, that of this levy twelve mills shall be to retire a loan by the Bank of Clarendon.

School District No. S-2: A levy of eight mills on all taxable property in the district.

The taxes for school purposes were unanimously requested by the Trustees for School District No. 2 and School District No. 3.

Three mills of the tax hereinabove levied in each district shall be reserved by the Treasurer of Clarendon County for the retirement of the obligations of the Clarendon Memorial Hospital made pursuant

to Part II of Act No. 517 of 1961. This levy shall be discontinued when this obligation has been paid in full.

(a) Auditor's Office:

Auditor	\$ 1,500.00
<i>Provided</i> , this amount shall be varied if necessary, to provide a total salary to the Auditor from state and county of \$6,000.00.	
Clerk to Auditor	3,000.00
Extra Clerical Help, if necessary, on direct claim by extra clerk and approved by Auditor	500.00
Travel Expense	400.00
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Total	\$ 5,400.00

(b) Clerk of Court's Office and Probate Judge:

Clerk of Court	\$ 6,000.00
Services as Probate Judge	900.00
Deputy Clerk of Court and Probate Judge	3,250.00
Clerk	3,000.00
Clerk	3,000.00
Clerk—Probate Judge's Office	3,000.00
Record Books, Repairs, Supplies, Furniture, Equipment and Lighting	1,500.00
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Total	\$ 20,650.00

(c) Coroner's Office:

Coroner	\$ 2,000.00
Coroner, for telephone	60.00
Travel Allowance	120.00
Coroner's Jurors, \$2.00 each to be paid out on warrants of the Coroner	400.00
Expenses of Post Mortems, Inquests and Lunacy	500.00
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Total	\$ 3,080.00

(d) Sheriff's Office:

Sheriff	\$ 6,000.00
Sheriff, Travel Allowance	1,100.00
Clerk	3,000.00
Chief Deputy Sheriff	5,900.00
Chief Deputy Sheriff, travel	1,100.00
Chief Deputy Sheriff, telephone	60.00

Second Deputy Sheriff	5,400.00
Second Deputy Sheriff, travel	1,100.00
Second Deputy Sheriff, telephone	60.00
Third Deputy Sheriff	5,400.00
Third Deputy Sheriff, travel	1,100.00
Third Deputy Sheriff, telephone	60.00
Fourth Deputy Sheriff, not to exceed	4,800.00
Fourth Deputy Sheriff, travel	1,100.00
Fourth Deputy Sheriff, telephone	60.00
Car for Deputy Sheriff	3,000.00
Travel outside county, to be paid on warrants signed by Sheriff for meals and lodging only ..	300.00
Fingerprint Supplies, Guns and Ammunition and other necessary police supplies	250.00
Secret Service Fund	200.00
Uniforms, to be expended on claims with in- voices attached, \$125.00 each if needed	625.00
Automobiles and Communication System, Main- tenance, Equipment and Repairs	1,000.00
Jailor	1,500.00
Jail Expenses and Supplies, including dieting of prisoners at \$1.00 per day	3,500.00
Total	\$ 46,615.00

(e) Superintendent of Education's Office:

School District No. 1—for operation and main- tenance of public school system for nine months, if so much be necessary	\$ 50,000.00
School District No. 2—for operation and main- tenance of public school system for nine months, if so much be necessary	100,000.00
School District No. 3—for operation and main- tenance of public school system for nine months, if so much be necessary	42,500.00
Superintendent of Education	300.00
<i>Provided</i> , this amount shall be varied if neces- sary to provide a total salary to the Superin- tendent of Education, from State and county of \$6,000.00.	
Clerk to Board of Education	3,000.00

County Attendance Teacher, travel	1,080.00
School Lunch Supervisor, travel	420.00
Attendance Teacher for books and supplies for needy children	480.00
Total	\$197,780.00
(f) Supervisor's Office:	
Supervisor	\$ 6,000.00
Miscellaneous Expense	240.00
Clerk	3,000.00
Roads, bridges and convicts, Transportation and storage of Surplus Commodities	52,000.00
Salary adjustment for county employees not specifically provided for herein	1,000.00
Repairs to Machinery	6,000.00
Expenses and supplies for making concrete pipe	3,000.00
Total	\$ 71,240.00
(g) Civil Defense Director	\$ 3,000.00
Clerk	1,500.00
Total	\$ 4,500.00
(h) Treasurer's Office:	
Treasurer	\$ 1,500.00
<i>Provided, this amount shall be varied if necessary to provide a total salary to the Treasurer from State and county of \$6,000.00.</i>	
Miscellaneous Expense	240.00
Assistant to the Treasurer	1,500.00
Extra Clerical Help on direct claim by extra clerk and approved by Treasurer	400.00
Total	\$ 3,640.00
(i) Magistrates:	
Magistrate—Manning	\$ 3,190.00
Magistrate—Summerton	2,832.00
Rent and Telephone	144.00
Magistrate—Salem	2,365.00
Rent and Telephone	144.00
Magistrate—Paxville	1,677.00

Rent and Telephone	144.00
Magistrates' Jurors in criminal cases only \$2.00 per day and stenographer for trials to be ex- pended on warrants of the magistrate	150.00
(The above salaries in all of the above sections shall be in lieu of all fees and commissions pro- vided for county officers, except those provided by law for magistrates in civil cases.)	

Total	\$ 10,646.00
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(j) Courthouse:

Public buildings, water, light, telephones includ- ing telephone in Supervisor's residence, also in- cluding insurance on courthouse and jail	\$ 13,000.00
Hospital Insurance for County Employees and Teachers	8,000.00
Printing, postage and stationery	4,000.00
Bond premiums	530.00
Workmen's Compensation Insurance	2,000.00
Repairs to courthouse	50,000.00
Purchase lot for county purposes	5,000.00
S. C. Retirement—County Officers	6,000.00
Social Security	5,200.00
Jurors and Witnesses	7,000.00
<i>Provided</i> , Jurors shall be paid \$6.00 per day.	
Janitor	1,515.00
Courthouse, Jail, Hospital and Health Center grounds, \$100.00 each to be paid on itemized vouchers certifying expenditures as having been made	400.00
S. C. Police Officers' Retirement if needed	3,162.70

Total	\$105,807.70
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(k) County Health and Welfare Work:

Health Department, if so much be necessary ...	\$ 6,443.00
Vital Statistics	350.00
T. B. Association Emergency Services	300.00
Chest Clinic and Drugs for T. B. patients	1,200.00
County Welfare Department:	
Charity Hospitalization	10,000.00

Emergency Fund, Welfare	1,000.00
Travel, Child Welfare Worker	780.00
Charity Certification	1,500.00
Clarendon Memorial Hospital — Maintenance, Repairs and Miscellaneous Expenses	25,000.00
Mental Health	4,500.00
Shelter Workshop	1,500.00

Total \$ 52,573.00

(1) County Boards:

Clarendon Memorial Hospital Board	\$ 600.00
County Commissioners, two	720.00
Board of Education (per diem) (Six Appt. Members)	720.00
Board of Assessors, nine, per diem if necessary	300.00
Board of Tax Appeals, per diem if necessary ..	300.00
Board of County Welfare (per diem) \$10.00 per meeting	360.00
County Attorney	200.00
Miscellaneous	1,000.00

Total \$ 4,200.00

(m) Farm and Home Demonstration Agent:

Office Expense—County Agent	\$ 200.00
County Agent, Salary Supplement	1,300.00
Associate County Agent—Salary Supplement ..	500.00
Assistant County Agent—Salary Supplement ..	500.00
Clerk, County Agent—Salary	660.00
Home Demonstration Agent, Salary Supplement ..	360.00
Assistant Home Demonstration Agent, Salary Supplement	360.00
County Short Course, Home Demonstration ...	50.00
Clerk, Part-time, Home Demonstration	600.00
Demonstration Materials, Home Demonstration Agent	50.00
Boys' 4-H Club Work	200.00
Girls' 4-H Club Work and Women's Work	200.00
Negro Boys' 4-H Club Work	100.00
Negro Girls' 4-H Club Work and Supplies	150.00

Negro Home Demonstration Agent—Part	
Salary	1,328.00
Office Expenses, Negro Agents	25.00
Clerical Help, Negro Agricultural and Negro Home Agents	600.00
Negro Home Agent Demonstration Supplies	50.00
Total	\$ 7,233.00
(n) Miscellaneous:	
Miscellaneous Contingent Fund	\$ 14,100.00
Tax Study Committee, Expense, if necessary ..	1,000.00
Manning Public Library, Countywide use	1,500.00
National Guard Co., Maintenance Fund	1,200.00
Circuit Judge, office expense	500.00
Game Wardens, Travel, 5 @ \$468.00 each	2,340.00
Patrolmen, Telephone, \$6.00 per month each pa- trolman residing in Clarendon County	586.00
Soil Conservation	1,000.00
To be spent on projects recommended by Claren- don Soil and Water Conservation District and approved by the Delegation.	
County Service Officer, salary	800.00
Airport	720.00
Total	\$ 23,746.00
(o) Tax Collector	
Deputy Tax Collector	\$ 3,000.00
Total	\$ 9,000.00
The office hours of the Tax Collector and the Deputy Tax Collector shall be the same as the regular hours during which the courthouse is open and a record of their itinerary shall be kept in the office showing destination and time when either is out of the office during said courthouse hours.	
GRAND TOTAL	\$566,110.70

Less Estimated Revenue:

State Income Tax to County	\$100,000.00
Gasoline Tax	105,000.00
Alcoholic Liquor Tax	44,000.00
Beer and Wine Tax	11,000.00
Bank Tax	4,400.00
Insurance License Fees	14,000.00
Property Tax	310,000.00
Auditor Fees	175.00
Clerk of Court	15,000.00
Tax Collector Fees	7,100.00
Sheriff Fees	600.00
Magistrates' Fines	60,000.00
Miscellaneous	15,000.00
Interest on Investments by Treasurer	9,000.00

TOTAL ESTIMATED REVENUE\$695,275.00

Excess of Revenue over Appropriation\$129,164.30

SECTION 2. All moneys which may hereafter come into the hands of the treasurer whether the same be from the tax levied herein or from other sources shall be deposited in the general fund of the county for the payment of the sums appropriated herein; *provided*, that the tax levied in School Districts No. 2 and No. 3 for the retirement of debts or bonds shall be kept in a separate fund.

SECTION 3. Expenditures from Item (k), Charity Hospitalization Appropriations, shall be made by the county treasurer upon orders or warrants in such forms as may be prescribed by him issued and signed in behalf of the county board of public welfare, for charity hospitalization and contributions toward the funeral expenses of such needy residents of the county whose financial circumstances and the ability of whose relatives to pay the same have been fully investigated and determined by the board of public welfare.

SECTION 4. All appropriations herein made are subject to the right and authority of the resident Clarendon County Delegation to change, alter, increase or deduct therefrom at any time without notice, when in its judgment such change, alteration, increase or deduction is necessary for the best interest of the county or to conform with the revenue expected during the life of this act. This act

is intended and is construed to make appropriations for the operation and activities of Clarendon County for the period beginning July 1, 1967 and ending June 30, 1968.

Balances from appropriations in former years, unexpended on August 1, 1967, shall terminate and end as of that date. The supervisor shall not spend or contract to spend in excess of any amount appropriated for any item, and he shall keep accurate records and books of account of all expenditures and contracts for expenditures in accordance with the classification and items as they appear in this act.

SECTION 5. The County Treasurer of Clarendon County, upon the unanimous written request of the school trustees of any school district in the county, and approved by the resident Clarendon County Legislative Delegation, is hereby authorized and empowered, in anticipation of taxes for the year 1967-68, and also in anticipation of the collection of uncollected taxes for prior years, to borrow for ordinary school purposes in such school district an amount not exceeding eighty per cent of the amount that will be raised by the tax levy for the year 1967-68 and the amount due on account of uncollected taxes, at a rate of interest not to exceed four per cent, and issue the promissory note or other obligation of the county therefor, and as security for the payment of the loan or loans to pledge the taxes to be collected for each school district for the year; *provided*, that the proceeds arising from the authority herein given shall be used solely for the payment of ordinary school expenses in keeping schools open in the respective school districts in the county until the schools can realize from the collection of taxes.

SECTION 6. No county officer charged with disbursing the funds herein provided shall expend or contract to spend under any general item any sum greater than the amount for each general item being appropriated, without the written consent of the resident Clarendon County Legislative Delegation. Any violation of the provisions herein is hereby declared a malfeasance in office and such officer shall be subject to removal by the Governor upon the recommendation of the delegation. He shall be liable on his official bond for all such sums expended or contracted to be spent in excess of the appropriation without first getting the written consent of the delegation as hereinabove provided.

SECTION 7. All purchases of property or supplies of any kind ordinarily purchased within the county, for the use of the county of the

value of two hundred dollars or more, shall be made only after ten days' notice inviting bids, the notice being posted on the bulletin board in front of the courthouse door, and all bids received pursuant to such notice shall be considered and acted upon by the board of county commissioners in open meeting. All printing, postage and stationery shall be first approved by the county board of commissioners before purchases or obligations are made.

Purchases may be made through the Division of General Services in which case the provisions of paragraph 1 of this section shall not apply.

SECTION 8. The county treasurer is hereby charged with the additional duty of keeping a record of all disbursements in accordance with the classification and items of the appropriations herein made; and the county supervisor shall enter upon each check or warrant drawn by him the name of the fund or appropriation against which it is drawn and by such entry the treasurer shall charge the expenditure upon his records.

SECTION 9. The county treasurer shall set up and keep sufficient books and records, in addition to such now kept or required by law, to fully comply with the foregoing section; and he shall refuse payment of any check or warrant in excess of the appropriation against which it is drawn; and not later than the tenth day of each calendar month thereafter he shall prepare a statement of the total amount paid out upon the various appropriation items, except salaries and other fixed lump sum appropriations, copies of which statement he shall deliver or mail to the supervisor, each member of the county board of commissioners and to each member of the resident county legislative delegation, and such statement shall include a statement of the cash balance of ordinary county funds in hand and the amounts invested stated separately.

SECTION 10. In the event any appropriation item is exhausted before the end of the fiscal year covered by this act, and in the opinion of the county board or resident county legislative delegation, additional funds are necessary for such purposes, the necessity and the grounds therefor may be presented to the resident county legislative delegation and the members thereof may authorize additional expenditures, and the written direction of said delegation will authorize the county treasurer to pay such excess amounts out of any available funds in his hand.

SECTION 11. Whenever it appears to the county board that a purchaser at a tax sale received nothing for his bid, because of double entries or other errors in the county records, it may refund the amount paid on account of such bids by approving a claim therefor against the county which may be paid from collections from forfeited lands or from the appropriation herein for contingent expenses, but nothing herein shall be construed as a warrant or representation by the county of the validity of any title acquired at tax sale now or hereafter.

SECTION 12. An audit of the office and records or any part thereof of the county may be had at any time in the fiscal year 1967-1968 by the resident county legislative delegation and the expenses therefor paid on their written order to the supervisor and treasurer from any available funds in the hands of the latter.

SECTION 13. The auditor and treasurer of the county shall complete the necessary work in their respective offices in order to open the treasurer's books for the collection of the 1967 taxes on September 1, 1967, and the collection of the taxes shall begin on that date.

SECTION 14. No person, firm or corporation (except recipients from charity appropriation and except witnesses and jurors paid by the county) shall be paid any monies herein appropriated unless he or it shall first pay in full any and all outstanding tax executions against him or it or his or its property; *provided*, that such tax execution may be in monthly installments satisfactory to the tax collector. The board of county commissioners shall be responsible upon their respective official bonds for any violation hereof as for any other failure in the performance of their duties.

SECTION 15. The Towns of Manning, Summerton, Turbeville and Paxville may use the county jail for the confinement of their prisoners but shall be required to pay to the county the sum of one dollar per prisoner per day, which sum shall be remitted to the county board of commissioners monthly by the Towns of Manning, Summerton, Turbeville and Paxville, together with the statement of the jailor of the names of the prisoners and the days each was confined.

SECTION 16. The county board of education shall appoint a qualified auditor annually for each of the school districts in Clarendon County, which audit shall be filed with the clerk of court. The trustees of each district shall make an agreement with the auditor so appointed as to the cost prior to commencement of the work and should they

fail to agree then the county shall fix his compensation and in this event the resident county delegation may provide by written order for the payment of the same.

SECTION 17. All county employees and members of appointed boards not herein specifically provided for shall be paid at the rate of nine cents per mile for all travel in performance of their duties upon approval of the resident members of the legislative delegation.

PART II

Permanent Provisions

SECTION 1. The County Board of Commissioners of Clarendon County is hereby authorized to borrow a sum not to exceed fifty thousand dollars at an interest rate of not in excess of four per cent for the purpose of renovating, remodeling, or rebuilding the courthouse at Manning, South Carolina.

SECTION 2. For the purpose of implementing the provisions of Section 1 the county treasurer, the county supervisor, the members of the board of commissioners and all appropriate officials of Clarendon County are authorized to execute such evidence of indebtedness as may be necessary to effectually bind the county.

This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R821, S619)

No. 697

An Act To Amend An Act Of The General Assembly Of 1967 Bearing Ratification Number R 736, Providing For The Levy Of Taxes For Ordinary County And Road Purposes For Clarendon County For The Fiscal Year Beginning July 1, 1967, So As To Provide For Technical Education And To Increase The Appropriation For The Clarendon Memorial Hospital From Twenty-Five Thousand Dollars To Thirty Thousand Dollars.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Act 696 of 1967 amended to appropriate funds for technical education and hospital.—(1) An act of the General Assembly of 1967 bearing Ratification Number R 736 is amended in

Section 1, subsection (e), by adding at the end of the subsection the following:

“Technical Education, if so much be necessary4,000”.

(2) An act of the General Assembly of 1967 bearing ratification Number R 736 is further amended in Section 1, subsection (k) by striking the figure “25,000.00” opposite the words “Clarendon Memorial Hospital—Maintenance, Repairs and Miscellaneous Expenses” and inserting in lieu thereof the figure “30,000.00”.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R164, S243)

No. 698

An Act To Amend Act No. 566 Of 1965, Relating To The Borrowing Of Money By The County Board Of Education Of Colleton County, So As To Give Such Authority To The County Board Of Trustees Of Colleton County And To Permit The Paying Of Five Per Cent Interest On The Loan.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 1 of Act 566 of 1965 amended—Colleton County Board of Trustees may borrow money.—Section 1 of Act No. 566 of 1965 is amended by striking on lines one and six the word “Education” and inserting the word “Trustees” and by striking the word “four” on line eight and inserting “five”. When so amended the section shall read as follows:

“Section 1. The Colleton County Board of Trustees is authorized to borrow not exceeding one hundred thousand dollars for the purpose of constructing and equipping additional school buildings or classrooms, and for that purpose is authorized to issue and sell negotiable notes at either public or private sale. The notes shall be executed on behalf of the Colleton County Board of Trustees by the chairman of the board and by the Treasurer of Colleton County. The notes shall bear interest at a rate not exceeding five per cent from the date thereof, such interest to be paid annually, and the notes shall provide that they may be anticipated in whole or in part on any anniversary date thereof. The notes shall be sold for not less than par and

accrued interest, and final maturity date thereof shall not be longer than six years from the date thereof."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1967.

(R200, S300)

No. 699

An Act To Authorize The Board Of School Trustees Of Colleton County To Borrow Not Exceeding The Sum Of One Hundred Fifty Thousand Dollars To Make Certain Improvements At Bell's School And Walterboro High School.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. School Trustees of Colleton County may borrow money.—The Board of School Trustees of Colleton County is hereby authorized to borrow not exceeding the sum of one hundred fifty thousand dollars to make certain improvements at Bell's School and Walterboro High School. Fifty thousand dollars shall be allocated to Bell's School and one hundred thousand dollars shall be allocated to Walterboro High School. The amount so borrowed shall be evidenced by notes to be executed by the chairman of the board of school trustees and the Treasurer of Colleton County and shall be payable within a period of ten years at such rate of interest as may be mutually agreed upon between the board of school trustees and the lender, but at a rate not to exceed five per cent. Such notes shall be repaid in annual payments beginning July 1, 1969, and shall include the right to anticipate payments on any anniversary date of such notes.

SECTION 2. Payment.—Authority is granted to pay each installment on the notes, with interest, as it becomes due from the general fund of the county and school funds; *provided*, however, that if sufficient funds from the general fund of the county and school funds are not available for this purpose the county auditor shall levy and the county treasurer shall collect an annual tax upon all the taxable property of the county sufficient to pay each installment with interest as it becomes due. The tax levy shall only be made when necessary to meet the purposes of this act, after which the tax shall no longer be

levied. The full faith, credit and taxing power of Colleton County are hereby irrevocably pledged for the payment of this loan.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 4th day of April, 1967.

(R833, H1989)

No. 700

An Act To Provide For The Levy Of Taxes For County And School Purposes For Colleton County For The Year Beginning January 1, 1967, And The Expenditure Thereof During The Fiscal Year July 1, 1967, To June 30, 1968, And Pertaining To The Fiscal Affairs Of The County, And To Amend Sections 15-1585.11 And 15-1585.36 Of The 1962 Code, Relating To Civil And Criminal Court Of Colleton County, So As To Increase The Civil Jurisdiction And To Prohibit The Judge From Practicing As An Attorney.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. A tax sufficient to pay appropriations hereinafter made for the fiscal year 1967-1968 is hereby levied upon all the taxable property in Colleton County for county and school purposes for the calendar year beginning January 1, 1967, for the amounts and purposes hereinafter set forth:

Item 1. (a) Roads, bridges, convicts' maintenance, gang, equipment and material, purchase of concrete pipe, repairs, parts, tires and machinery, and including salary increases for road employees	\$ 85,000.00
(b) Repairs and maintenance of public landings	1,250.00
Total, Item 1	\$ 86,250.00
Item 2. Salaries, mileage and expenses:	
(a) Clerk of Court	\$ 6,825.00
Deputy Clerk of Court	3,912.00
Clerical assistance	3,566.00
Payments on duplicating machine	616.08
	<hr/>
	14,919.08

(b) Sheriff	7,088.00
Deputies, three at \$5,040.00 each	15,120.00
Clerk to Sheriff or additional Deputy	3,566.00
Process Server	2,500.00
Gasoline, oil and maintenance	4,500.00
Maintenance of said automobile shall be under the direction of the County Supervisor.	
Radio maintenance and service at jail	500.00
Maintenance and operation of county boat	250.00
Janitorial Service—ETV School	180.00
Uniforms	400.00
Sheriff's expense account	450.00
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	\$ 34,554.00
(c) Treasurer (county's portion)	3,930.00
Clerk to Treasurer	3,396.15
Extra clerical help for Treasurer	3,396.15
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	10,722.30
(d) Auditor, salary and travel (county's part)	3,930.00
Clerk to Auditor	3,566.00
Extra clerical help to Auditor	3,420.00
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	10,916.00
(e) Delinquent Tax Collector, salary	3,248.00
Delinquent Tax Collector, travel	1,800.00
Clerk to Delinquent Tax Collector	3,566.00
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	8,614.00

Provided, the Delinquent Tax Collector shall also receive one dollar for each tax execution collected by him, payable by the County Treasurer from tax execution costs collected by the Delinquent Tax Collector.

The Delinquent Tax Collector shall add to the cost of each tax sale the cost of publication and collect the same from each tax sale for the General Fund of the county.

(f) Coroner	1,738.00
Travel	600.00
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	2,338.00
(g) Supervisor	6,825.00
Expenses of Supervisor for travel	1,200.00
Contingent fund	2,000.00
Four County Administrators at \$1,260.00 each, annually, payable monthly	5,040.00
Travel for four County Administrators	1,200.00
For Clerk to Supervisor	3,566.00
Extra Clerk, as needed, on a per diem basis, not to exceed	3,150.00
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	22,981.00
(h) Attorney for county	1,124.00
Expenses for travel and reciprocal nonsupport cases	300.00
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	1,424.00
(i) Judge of Probate	5,250.00
Deputy Judge of Probate or Clerk	3,912.00
For use of Probate Judge in child placing work to give temporary relief pending children being permanently placed, to be disbursed on his claims	300.00
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	9,462.00
(j) Magistrates, seven at \$630.00 each	4,410.00
Expense accounts, to be paid in four equal quarterly installments, seven at \$180.00 each ..	1,260.00
One at Walterboro	3,025.00
One at Green Pond	1,124.00
Expense account to be paid in four equal quar- terly installments of \$36.00	144.00
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	9,963.00
(k) Constables, five at \$472.00	2,365.00
One at Walterboro	1,499.00
Extra clerical help and mileage	1,499.00
One at Warren Township	780.00

One at Canadys	643.00
One at Sheridan and Glover Townships	643.00
Expenses for Constables for conveying prisoners and serving subpoenas by the most practicable routes of travel at the rate of seven cents per mile each way, and no constructive mileage to be charged	375.00
	<hr/> 7,804.00

Provided, that Constables shall receive for service of civil process from the party instituting an action mileage charges at the rate of seven cents per mile, which charges shall be retained by Constable and shall be collected by the Constable prior to service of process. *Provided*, further, that in no event shall the mileage charges be less than twenty-five cents.

(1) County Boards:

Board of Tax Appeals	1,000.00
Board of Registration	1,577.72
Development Board	7,500.00
Commission on Higher Education	1,000.00
	<hr/> 11,077.72

(m) Janitors for all public buildings including library, to be employed, work assigned and salaries fixed by County Supervisor	6,692.00
	<hr/> 6,692.00

Total, Item 2\$151,467.10

Item 3. Jail expenses, including all maintenance, lights, water, fuel, etc.	\$ 4,500.00
Jailor, extra compensation to be paid in monthly installments, see mandatory proviso below	903.00
<i>Provided</i> , the jailor may make contracts with municipalities in Colleton County to diet prisoners. <i>Provided</i> , further, that municipalities making such contracts must pay 25¢ per day per prisoner to the County Supervisor for County General Fund purposes for jail building	

	maintenance, said sums to be accounted quarterly.	
	Dieting prisoners, \$1.00 per day per prisoner, but not to exceed	6,500.00
	Total, Item 3	\$ 11,903.00
Item 4.	Court expenses, jurors and witnesses	\$ 7,000.00
	Civil and Criminal Court, Judge's salary	4,481.00
	Court Reporter, upon Court Order	681.00
	<i>Provided</i> , Grand and Petit Jurors and Bailiffs shall be paid five dollars per day for every day in attendance upon court and mileage as provided by law.	
	Total, Item 4	\$ 12,162.00
Item 5.	Emergency Assistance Fund, to be expended by County Department of Public Welfare under rules and regulations made by the County Board of Public Welfare	\$ 4,500.00
	To be paid by Supervisor as needed by proper voucher of Department of Public Welfare.	
	Telephone, Department of Public Welfare	1,100.00
	<i>Provided</i> , not exceeding fifty dollars shall be paid for each pauper funeral.	
	Total, Item 5	\$ 5,600.00
Item 6.	Post Mortems, inquests and lunacies	\$ 1,500.00
	Total, Item 6	\$ 1,500.00
Item 7.	Bond premiums for public officials	\$ 2,500.00
	Total, Item 7	\$ 2,500.00
Item 8.	Public buildings, including water, fuel, lights and insurance	\$ 10,000.00
	For caretaker for courthouse and jail grounds ..	160.00
	<i>Provided</i> , the Supervisor shall furnish fertilizer and labor for maintaining shrubbery and flowers.	
	<i>Provided</i> , further, that the Supervisor may use the rents to be collected for the use of public	

buildings to supplement the funds herein appropriated for public buildings.

Maintenance man 3,373.00

Total, Item 8 \$ 13,533.00

Item 9. (a) Printing, postage, books, stationery, including Magistrates' blanks, upon proper voucher \$ 9,400.00

(b) Publication of Supervisor's reports 75.00

Total, Item 9 \$ 9,475.00

Item 10. Health:

(a) County Health Department (including rabies control \$500.00), but not including Health Officer's salary \$ 20,500.00

Provided, the above amount shall be expended under a budget prepared by the Health Department and approved by the Delegation, and shall be paid in twelve equal monthly installments upon voucher of County Health Department.

(b) For T.B. work 500.00

Total, Item 10 \$ 21,000.00

Item 11. Club work and Demonstration expenses:

(a) Boys' 4-H Club activities, including camp and supplies for County Agent's office \$ 450.00

(b) Women's and girls' short courses, Winthrop trip and prizes for women 450.00

(c) Miscellaneous for Home Demonstration Agent's office 150.00

(d) Supplement, Farm Agent's salary 720.00

(e) Supplement, Assistant Farm Agent's salary ... 330.00

(f) Supplement, Farm Agent's stenographer, salary 448.00

(g) Supplement, Home Agent's stenographer, salary 218.00

(h) Supplement, Home Demonstration Agent's salary 300.00

(i) Supplement, Associate County Agent's salary .. 240.00

(j) Future Farmers of America 50.00

(k) For prizes, Livestock Show at Walterboro, to be expended by Colleton County FFA Federation 500.00

(l) 4-H Livestock Shows	500.00
(m) Part Salary, Associate Home Agent	938.00
(n) Telephone for extension service	244.20
Total, Item 11	\$ 5,538.20
Item 12. Workmen's Compensation, Retirement and Social Security:	
(a) Workmen's Compensation Insurance	\$ 4,600.00
(b) Employer's portion, retirement of county employees	12,500.00
(c) Employer's portion, Social Security on county employees	10,000.00
Total, Item 12	\$ 27,100.00
Item 13. Tax Refunds:	
Mayfield Brown	\$ 7.92
Rosa H. Risher	7.20
J. N. Gibson	1.00
Eugene Savage	12.60
Warren Altman	16.20
Asbury Adams	18.36
Asten Hill Manufacturing Co.	73.44
Richard J. and Mary M. Todd	60.84
Total, Item 13	\$ 197.56
Item 14. Colleton County Memorial Library:	
Chief Librarian—Morley	\$ 6,048.00
Bookmobile Librarian—Smith	3,411.00
Assistant Librarian—Platt	3,070.00
Assistant Librarian—Williams	3,070.00
Part time Assistant—Fraser	1,700.00
Junior Intern	300.00
Bookmobile Expenses	750.00
Books	4,000.00
Supplies	650.00
Conference and Travel	100.00
	<hr/>
	23,099.00

Less Expected Revenue:

Town of Walterboro	900.00
State of South Carolina	1,500.00
	<hr/>
	2,400.00

Total, Item 14\$ 20,699.00

Any additional sums received from the State shall be used to up-grade the library services in the discretion of the Library Board.

Item 15. Miscellaneous:

(a) County Civil Emergency, to be expended upon voucher of Chairman, Colleton County Civil Defense	\$ 4,800.00
(b) Annual Audit	1,500.00
(c) Company Maintenance Fund, National Guard Unit	1,250.00
(d) Historical Society	500.00
(e) Bookmobile payment	1,944.00
(f) Coastal Mental Health Commission—County's portion	10,000.00
(g) Soil Conservation Committee	750.00
	<hr/>

Total, Item 15\$ 20,744.00

Item 16. Schools:

County's portion of support of public schools ..	\$700,000.00
County's teachers' supplement shall be 20% of the 1965-1966 State Aid Schedule.	
Less estimated State, Federal and miscellaneous aid	246,633.00
Less additional State aid	60,000.00
	<hr/>

Net appropriations to be raised by property tax for schools\$393,367.00

GRAND TOTAL\$783,035.86

Less estimated revenue, other than from property taxes:

Gasoline tax	\$119,500.00
Commutation road tax	5,000.00
Fines, licenses, fees	57,000.00
State Insurance tax	20,000.00
Receipts from beer, wine and alcoholic beverages	58,900.00
Bank tax	1,900.00
Portion of income tax from State	95,000.00
Transfer of delinquent taxes	25,000.00

Total estimated revenue \$382,300.00

Amount to be raised by property taxation for general purposes and schools \$404,735.86

SECTION 2. The county treasurer is hereby authorized and directed to pay out of the Special Reserve Fund, upon proper voucher, the following items:

Purchase of lot next to library	\$ 3,500.00
Rest room for women jurors	1,100.00
Covering courtroom floor	2,700.00
Purchase of judgment roll boxes and slope top desk—Clerk of Court	973.56
Painting upstairs interior—Welfare Department	574.00
Painting exterior of library, caulking and reglazing windows	1,400.00
Painting courthouse roof	300.00
Purchase window shades to courthouse	450.00
Air-conditioning public record room—Clerk of Court	350.00
Paving at four public landings	1,000.00
Purchase typewriter—Clerk of Court	463.50
Letters of Administration Book—Probate Court	125.00
Small Estate Book—Probate Court	100.00
Note due July 1967—Front end loader	3,090.00
Machinery note, due 10-1-67	15,750.00
County note, due 5-11-68	10,200.00
School note	4,000.00
County note	3,087.50
Re-indexing judgment book	400.00

Gymnasium note	8,000.00
Purchase Automobile—Sheriff's Department ...	1,500.00

\$ 59,063.56

SECTION 3. The county treasurer, after applying all current cash revenues, is hereby authorized and empowered to pay from the special reserve or surplus fund any items of the appropriations made in Section 1 hereof which may be expended before the collection of taxes for the year 1967 and before other current revenues shall accrue in sufficient amount to pay such appropriations; but the county treasurer, when taxes are collected and current revenues are received sufficient for such purposes, shall reimburse the special reserve or surplus fund for any monies expended therefrom for the purpose of paying such appropriations.

SECTION 4. The county auditor shall determine the amount of tax levy necessary to pay the appropriations hereinabove made and for debt services and shall use same in preparing the tax books for Colleton County.

All provisions of law requiring monies derived from the collection of delinquent taxes to be paid into the special reserve fund of the county are hereby suspended insofar as they relate to the funds to be derived from the collection of delinquent taxes for the tax year of 1966, and the county treasurer shall apply to the appropriations provided for in this act all delinquent taxes to be collected for the tax year 1966 as they are received by the county treasurer. This provision shall apply only to the delinquent taxes for the year 1966 and hereafter all provisions of law pertaining to the disposition of monies obtained from the collection of delinquent taxes shall apply.

SECTION 5. If any of the items, or portions thereof, for which funds are herein appropriated should be assumed by the State and appropriations therefor be made by the State, or if the same shall become available in any other manner, then the amounts for such purposes herein appropriated shall be paid to the special reserve fund in the amount herein appropriated if the State appropriations or other available funds be sufficient for that amount, and, if the State appropriations or other available funds should not be sufficient, then only so much of the funds herein appropriated as may be necessary shall be used with the balance to be paid to the special reserve fund.

SECTION 6. All funds received by the county from whatever source realized above the amount necessary to pay the appropriation hereinabove made, all unused amounts of appropriations for previous fiscal years and the proceeds of all delinquent tax collections for prior years not otherwise pledged shall be transferred by the treasurer to the special reserve fund as now provided by law.

SECTION 7. The county supervisor is authorized and directed to call to his assistance in maintaining the courthouse and other public grounds the Campbell Ashley Garden Club, and to furnish plants, fertilizer and labor for the beautification of the grounds.

SECTION 8. The county superintendent of education shall, no later than the first day of August of each year, furnish to the county treasurer and to members of the county legislative delegation an itemized statement of receipts and disbursements, including salaries and all purchases, made by the county department of education for the previous fiscal year; and he also, on or before the first day of February of each year, shall furnish to said parties a like statement for the first six months of the then current fiscal year.

SECTION 9. The county treasurer shall retain to the credit of the general funds all fine monies received, except the amount necessary to pay the county's (employer's) portion of the county peace officers to be members of the South Carolina retirement system.

SECTION 10. The county supervisor is hereby authorized to grant up to ten days' annual leave with pay to county employees and up to ten days' annual sick leave with pay, provided the employee is under a doctor's care, such sick leave to be cumulative but not to exceed a total of twenty days.

SECTION 11. The Supervisor of Colleton County is authorized and directed to obtain an estimate as to the cost of air conditioning the court room and shall report such finding to the county legislative delegation and the county board of administrators.

SECTION 12. The Treasurer and Supervisor of Colleton County are authorized to borrow for county purposes not exceeding forty-five thousand dollars, or so much as may be necessary, which sum shall be borrowed from any source. The amount borrowed shall be evidenced by a note executed by the treasurer and supervisor of the county. The note shall bear interest at a rate not to exceed five

per cent per annum and shall be payable in two equal, annual, successive installments, with the first installment to be payable two years from the date of the note. The borrower reserves the right to anticipate the payment of part or all of this loan on any annual installment date.

For the payment of the note, the Auditor of Colleton County shall levy and the treasurer shall collect an annual tax on all of the taxable property of the county sufficient to retire the loan and interest due thereon, and when the loan, together with all interest, has been fully paid the levy provided herein shall be terminated.

The full faith, credit and taxing power of the county are hereby irrevocably pledged to the payment of the indebtedness provided for in this act.

End of Part I

PART II

Permanent Provisions

SECTION 12. Section 15-1585.11 of the 1962 Code is amended to increase the civil jurisdiction of the civil and criminal court of Colleton County by striking "five" on lines four and five and inserting "fifteen". When so amended, the section shall read:

"Section 15-1585.11. The court shall have concurrent jurisdiction with the court of common pleas in all civil cases and special proceedings, both at law and in equity, in which the amount demanded in the complaint does not exceed fifteen thousand dollars or in which the value of the property involved does not exceed fifteen thousand dollars and in all other civil cases and special proceedings, both at law and in equity, in which there is no money demanded or in which the right involved cannot be measured or fixed by any monetary value, except that the court shall not have jurisdiction in cases involving title to real property except as hereinafter provided in the next succeeding paragraph.

The court shall also have concurrent jurisdiction with the court of common pleas to hear and determine actions for divorce from the bonds of matrimony and of all matters determinable in such actions, such as the custody of children, alimony and property rights of the parties, irrespective of the value involved.

SECTION 13. Section 15-1585.36 of the 1962 Code is amended to prohibit the judge of the civil and criminal court of Colleton

County from practicing as an attorney by striking the section and inserting:

"Section 15-1585.36. The judge is prohibited from practicing as an attorney or as a partner with any other attorney anywhere in the State.

This section shall take effect July 1, 1968."

SECTION 14. This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R23, H1083)

No. 701

An Act To Amend Act No. 1076, Acts And Joint Resolutions Of South Carolina, 1962, Relating To A Bond Issue Of The School District Of Darlington County, So As To Extend The Time During Which Bonds May Be Issued.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act 1076 of 1962 amended—findings of General Assembly.—Section 1 of Act No. 1076, Acts and Joint Resolutions of South Carolina, 1962, is amended by striking on line twenty-six the figures "1966" and inserting in lieu thereof the figures "1969" so that when amended the section shall read as follows:

"Section 1. The General Assembly finds that by action heretofore taken and effective as of December 1, 1951, all then existing school districts in Darlington County were consolidated into a single school district whose area and boundaries are coextensive with the area and boundaries of Darlington County, and which school district is known as The School District of Darlington County. Hereafter in this act this school district is sometimes referred to as 'the school district'. The school district functions under the direction of a board of trustees established by the provisions of Act No. 359 of 1955, hereafter called 'the board'.

The General Assembly further finds that surveys of the physical facilities of the public school system of the school district have been made by the board. Such surveys establish that there is a need for a substantial number of additional class rooms and other related school facilities, and that a program looking to the fulfillment of all needs

of the school district might require a considerable period of time. The General Assembly takes note of the fact that the applicable constitutional limitation controlling the bonded debt of the school district is eight per cent, but it further notes that the existing bonded indebtedness of the school district is being reduced in substantial amounts in each year. It has, therefore, determined to permit the board to acquire public school facilities in the school district during the period of the next several years, and in order to provide a means of defraying the costs of such program, to give the board continuing authority to issue bonds without an election, at any time prior to December 31, 1969, to the extent that, on the occasion when any of such bonds are issued, the bonded debt then to exist will not exceed the eight per cent debt limitation applicable to the school district."

SECTION 2. Section 2 of Act 1076 of 1962 amended—bond issue authorized for additional school facilities.—Section 2 of Act No. 1076, Acts and Joint Resolutions of South Carolina, 1962, is amended by striking on line ten the figures "1966" and inserting in lieu thereof the figures "1969" so that when amended the section shall read as follows:

"Section 2. The board is hereby authorized and empowered to provide such additional public school facilities as it shall deem necessary and to repair, enlarge, and improve the existing facilities. It is hereby further empowered to acquire land for school purposes and to acquire all equipment that it may deem needed for existing or new facilities. In order to raise moneys to provide such additional public school facilities for the school district, the board is hereby authorized and empowered to issue and sell general obligation bonds of the school district (without the necessity of holding any election), on such occasions prior to December 31, 1969, and to such extent as the board shall approve, provided that no bonds of the school district shall be issued, if on the particular occasion that the bonds are issued the applicable constitutional debt limitation shall be exceeded."

SECTION 3. Section 15 of Act 1076 of 1962 amended—powers to be restored.—Section 15 of Act No. 1076, Acts and Joint Resolutions of South Carolina, 1962, is amended by striking on line two the figures "1966" and inserting in lieu thereof the figures "1969" so that when amended the section shall read as follows:

"Section 15. Subsequent to December 31, 1969 all powers to issue bonds by the board under any general law then existing shall be restored."

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of February, 1967.

(R73, H1139)

No. 702

An Act To Extend The Season For Hunting Quail And Rabbit In Darlington County For The Year 1967.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Hunting season extended in Darlington County.—Notwithstanding the provisions of Section 28-336, Code of Laws of South Carolina, 1962, the season for hunting quail and rabbit in Darlington County is extended to March first, inclusive, for the year 1967 only.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 23rd day of February, 1967.

(R341, H1442)

No. 703

An Act To Create A Recreation Study Committee For Darlington County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Recreational Study Committee created for Darlington County.—There is created a Recreation Study Committee for Darlington County, to be composed of nine members, who shall be appointed by the county legislative delegation. Five members shall be appointed at large from the county and four shall be appointed to represent the towns of Hartsville, Darlington, Lamar and Society Hill, each town to have one representative recommended to the legislative delegation by the town council. Terms of members shall be for two years.

SECTION 2. Purpose.—The function of the committee shall be to study and evaluate existing recreation facilities within the county, and

to create plans for improving facilities and adding new ones. The committee shall adopt such methods and procedures for carrying out its work as it may determine to be necessary, but shall not obligate or spend county funds without prior approval by the County Commission.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R452, S499)

No. 704

An Act To Authorize The Treasurer Of Darlington County To Issue Not Exceeding Seventy-Five Thousand Dollars Of General Obligation Bonds Of Darlington County; To Prescribe The Purposes For Which The Bonds Shall Be Issued; And To Make Provision For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Findings of General Assembly.—The General Assembly finds that pursuant to Act No. 1255 of 1966, the Treasurer of Darlington County issued two hundred seventy-five thousand dollars of general obligation bonds of Darlington County to defray Darlington County's share of the costs of constructing and equipping extensions and improvements to the technical education facilities established and operated by the Area Committee for Technical Education Center for Florence and Darlington Counties (the area committee) created by Act No. 67 of 1963 and confirmed by Act No. 225 of 1963.

The General Assembly further finds that additional funds are urgently needed to defray the costs of constructing and equipping extensions and improvements to the technical education facilities. These funds shall be provided by each of the two counties involved and Darlington's share shall not exceed seventy-five thousand dollars. The purpose of such an expenditure is educational and therefore one for which counties are authorized to issue bonds pursuant to Section 6 of Article X of the Constitution of South Carolina.

SECTION 2. Bond issue authorized.—In order to provide funds to be expended by the area committee for the constructing and

equipping of the extensions and improvements set out in Section 1, the Treasurer of Darlington County is hereby authorized and empowered to issue and sell general obligation bonds of Darlington County in an aggregate principal amount not exceeding seventy-five thousand dollars, or such lesser amount as shall be within the applicable constitutional debt limit at the time of issuance.

SECTION 3. Issues.—The bonds authorized by this act may be issued as a single issue, or from time to time as several separate issues.

SECTION 4. Maturity.—The bonds shall mature in such annual series or installments as the treasurer shall provide for, except that the last maturing bonds shall mature not later than twenty years from the date as of which the bonds shall be issued.

SECTION 5. Redemption.—The bonds issued pursuant to this act may be issued with a provision for their redemption prior to their stated maturity at par and accrued interest, plus such redemption premium as may be prescribed by the treasurer, but no bond shall be redeemable before maturity unless it contains a statement to that effect. If bonds are made subject to redemption, provision shall be made in the proceedings authorizing the issuance of the bonds, specifying the manner of call and the notice thereof that must be given.

SECTION 6. Negotiability.—The bonds shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Darlington County, upon such conditions as the treasurer may prescribe. Except when so registered, all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 7. Where payable.—The bonds issued pursuant to this act shall be made payable at such places, within or without the State, as the treasurer and buyer shall agree.

SECTION 8. Interest.—Bonds issued pursuant to this act shall bear interest at rates determined by the treasurer.

SECTION 9. Execution.—The bonds, and the coupons to be thereunto attached, shall be executed in such manner as the treasurer shall prescribe.

SECTION 10. Sale.—Bonds issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina. The published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 11. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of Darlington County shall be irrevocably pledged, and there shall be levied annually by the Auditor of Darlington County, and collected by the Treasurer of Darlington County, in the same manner as county taxes are levied and collected, a tax without limit, on all taxable property in Darlington County, sufficient to pay the principal and interest of such bonds as they respectively mature, and to create such sinking fund as may be necessary therefor.

SECTION 12. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax-exempt status prescribed by Section 65-4.1, Code of Laws of South Carolina, 1962.

SECTION 13. Proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Darlington County, and shall be deposited in a Bond Account Fund, and shall be expended and made use of as follows:

(a) Any accrued interest shall be applied to the payment of the first installment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first installment of principal of such bonds.

(c) The remaining proceeds shall be expended on the warrant of the area committee to defray the cost of issuing the bonds authorized hereby, and to pay for Darlington County's share of the costs incurred in the constructing and equipping of extensions and improvements described in Section 1 of this act.

(d) If any balance remain, it shall be held by the Treasurer of Darlington County in a special fund and used to effect the retirement of bonds authorized hereby.

SECTION 14. Powers to be additional.—The powers and authorizations hereby conferred upon the treasurer shall be in addition to all other powers and authorizations previously vested in the treasurer.

SECTION 15. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 7th day of June, 1967.

(R635, H1995)

No. 705

An Act To Provide Funds For The Darlington County Economic Opportunity Commission.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Tax levy for appropriation in act.—The auditor shall levy and the treasurer shall collect a tax on all taxable property of Darlington County sufficient to pay the appropriation provided for herein.

SECTION 2. Funds appropriated for Economic Opportunity Commission.—The sum of twenty-four thousand dollars is hereby appropriated from the General Fund of Darlington County for the county fiscal year 1967-1968 for use by the Darlington County Economic Opportunity Commission. The funds shall be expended by the county treasurer in the usual way, but upon request of the Director of the Economic Opportunity Commission.

SECTION 3. Audits and reports.—The funds expended under the terms of this act shall be audited in the annual audit of Darlington County, and a report of their expenditures shall be made in the audit.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R868, H1963)

No. 706

An Act To Appropriate A Sum Of Money For Educational Purposes In Darlington County For The Fiscal Year 1967-1968; To Provide For The Expenditure Of The Sum And Other Funds; To Provide For The Levy Of A Tax Sufficient To Pay The Sum Appropriated Herein; To Require The Submission Of A Budget

By The Board Of Trustees Of Darlington County School District; And To Provide A Supplement Income.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The sum of forty-three thousand two hundred eighty dollars and eighty-four cents is hereby appropriated from the general fund of Darlington County for educational purposes for the county fiscal year 1967-1968.

The sum shall be expended for the following purposes:

Item 1. Travel expenses, County Superintendent of Education	\$ 770.00
Item 2. Bookkeeper & Secretary	4,510.00
Item 3. Stenographer	3,960.00
Item 4. Stenographer	3,960.00
Item 5. Stenographer	3,960.00
Item 6. Office Supplies, Equipment & Telephone	1,750.00
Item 7. Travel for Supervisor of Attendance	902.00
Item 8. Salary, Superintendent of Education	7,363.84
Item 9. Board of Education, 7 members @ \$20.00 per meeting attended not to exceed \$240.00 per year per member.	1,680.00
Item 10. Board of Trustees, 9 members @ \$20.00 per meeting attended not to exceed \$240.00 per year per member, and 1 Secretary \$275.00 per year, Stamps, etc. \$110.00	2,545.00
Item 11. School Lunch Office—Trucking produce	3,300.00
School Lunch Secretary	1,980.00
Item 12. Audit (County Books)	6,600.00
Item 13. Budget Director	12,000.00
Total	\$ 55,280.84

The auditor shall levy, and the treasurer shall collect, a tax on all taxable property of the county sufficient to pay the appropriation provided for herein.

SECTION 2. The Board of Trustees of Darlington County School District shall, before July of 1967, file with the county board of education a proposed budget for each school in the county for the 1967-1968 fiscal year. The budget shall itemize proposed expenditures and propose the necessary current levy to cover these expenditures. The county board of education shall examine all budgets and its ap-

proval shall constitute the authority and direction to the county auditor to levy the tax provided for in Section 1.

SECTION 3. This act is supplementary to the general appropriations act of Darlington County which will be in effect for the 1967-1968 fiscal year and the permanent school levies for Darlington County, and shall in no respect be considered as a repeal of them or any part thereof.

SECTION 4. The funds herein appropriated shall be expended by the county treasurer in the usual way, but upon request of the superintendent of education, or the chairman of the county board of education.

SECTION 5. The county board of education shall supplement the salaries of all office employees by five per cent for cost of living increases out of any funds in their hands that can legally be expended for such purposes.

SECTION 6. A Budget Director for Darlington County shall be selected by a majority of the county legislative delegation, including the Senator, who shall serve at the pleasure of the delegation. It shall be the duty of the Budget Director to:

(a) Make available a current monthly financial statement of the various departments and schools of Darlington County to the proper officials, such accounting to be available to the public.

(b) Collect such information for the annual audit so that the cost of the annual audit to the county may be reduced.

(c) Make such further financial improvements in the bookkeeping and auditing systems of the county under whatever rule promulgated by the officials in charge.

SECTION 7. This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

An Act To Amend Act No. 580, Acts And Joint Resolutions Of South Carolina, 1965, Authorizing The Respective Boards Of School Trustees Of Lake View School District No. 1, Dillon School

District No. 2, And Latta School District No. 3, In Dillon County To Issue General Obligation Bonds Of Such Districts, So As To Provide That Lake View School District No. 1 May Issue General Obligation Bonds In The Amount Of Not Exceeding One Hundred Twenty Thousand Dollars, Dillon School District No. 2 May Issue General Obligation Bonds In The Amount Of Not Exceeding Two Hundred Eighty Thousand Dollars, And Latta School District No. 3 May Issue General Obligation Bonds In The Amount Of Not Exceeding One Hundred Fifteen Thousand Dollars In Order To Pay Existing Indebtedness, To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which Their Proceeds May Be Expended And To Make Provision For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act 580 of 1965 amended to extend Findings of General Assembly.—Section 2 of Act No. 580 of 1965 is amended so as to state further findings of the General Assembly, by striking it out and inserting in lieu thereof the following :

“Section 2. The General Assembly finds that Lake View School District No. 1 is indebted to the Anderson Bank and to Dillon County, as of May 26, 1967, in the aggregate principal amount of one hundred nineteen thousand three hundred ninety-five dollars; that Dillon School District No. 2 is indebted to the State Sinking Fund and to Dillon County in the aggregate principal amount of two hundred eighty thousand dollars; and that Latta School District No. 3 is indebted to the State Sinking Fund and to Dillon County in the aggregate principal amount of one hundred ten thousand seven hundred forty-six dollars.”

SECTION 2. Act 580 of 1965 amended to provide for issuance of bonds by Dillon County school districts.—Section 3 of Act No. 580 of 1965 is amended so as to provide for the issuance of bonds not to exceed specific amounts for each school district, by striking it out and inserting in lieu thereof the following :

“Section 3. The boards of trustees of each of the three school districts of Dillon County are hereby authorized and empowered to issue general obligation bonds of each respective school district to effect the payment and retirement of the existing indebtedness of such school district, as set forth in Section 2 of this act, and to that end each board of trustees may avail themselves of the authorizations of

this act to the following extent: Lake View School District No. 1 may issue general obligation bonds in the amount of not exceeding one hundred twenty thousand dollars; Dillon School District No. 2 may issue general obligation bonds in the amount of not exceeding two hundred eighty thousand dollars; and Latta School District No. 3 may issue general obligation bonds in the amount of not exceeding one hundred fifteen thousand dollars."

SECTION 3. Act 580 of 1965 amended regarding maturity.—

Section 4 of Act No. 580 of 1965 is amended on line four by striking the semicolon after "issue" and inserting a period and striking "not less than two per cent of the bonds shall mature in each year; and no bonds shall mature later than twenty-five years from the date of issue."

The section when amended shall read as follows:

"Section 4. Bonds of any school district issued pursuant to this act shall mature in such annual series or instalments as the board of trustees shall provide, except that the first maturing bonds shall mature within two years from the date of issue."

SECTION 4. Act 580 of 1965 amended to make provision for credit pledge and payment.—Section 11 of Act No. 580 of 1965 is amended on line seventeen by striking "can" and inserting "the board of trustees have designated in writing to the treasurer to" and on line nineteen by inserting "so designated" between "moneys" and "derived".

The section when amended shall read as follows:

"Section 11. For the payment of the principal and interest of any issue of bonds issued pursuant to this act, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the respective school districts shall be irrevocably pledged, and there shall be levied annually by the Auditor of Dillon County, and collected by the Treasurer of Dillon County, in the same manner as county taxes are levied and collected, on all taxable property in the respective school district, a tax sufficient to pay the principal and interest of the bonds as they respectively mature and to create such sinking fund as may be necessary therefor; *provided*, that, until changed by subsequent enactment, the ad valorem tax levy shall be reduced to the extent that there is on deposit with the Treasurer of Dillon County, on the occasion in each year when the ad valorem tax levy is to be made, moneys derived from contributions or grants from the State of South Carolina to the

respective school districts for capital improvements for school facilities which the board of trustees have designated in writing to the treasurer to be used for the payment of such principal and interest, and in all instances where an annual tax levy is so reduced, the moneys so designated derived from such contributions and grants shall be applied to the payment of such principal and interest and to no other purpose."

SECTION 5. Act 580 of 1965 amended to remove time limitation for bond issuance—powers of trustees additional.—Section 14 of Act No. 580 of 1965 is amended on line five by inserting a period after "trustees" and striking "but no bonds shall be issued pursuant to the provisions of this act subsequent to eighteen months following the effective date of this act, unless litigation shall be instituted challenging the right of the school districts to incur bonded indebtedness pursuant to this act, in which event, the time for the issuance of bonds pursuant to the provisions of this act shall be postponed for a period of eighteen months following the conclusion of such litigation."

The section when amended shall read as follows:

"Section 14. The powers and authorizations hereby conferred upon the boards of trustees shall be in addition to all other powers and authorizations previously vested in the boards of trustees and may be availed of pursuant to action taken at any regular or special meeting of the boards of trustees."

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R647, H1552)

No. 708

An Act To Provide For The Levy Of Taxes For County And School Purposes Of The County Of Dillon For The Fiscal Year Beginning July 1, 1967, And Ending June 30, 1968; To Provide For The Expenditure Thereof; And To Prescribe The Duties Of Certain County Officers.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. A tax of twenty-two mills is hereby levied upon all the taxable property in the County of Dillon for county purposes,

for the fiscal year beginning July 1, 1967, for the amounts and for the purposes hereinafter stated, two mills of which shall be applied toward retirement of a one hundred thousand dollar loan from the Division of Sinking Funds and Property for the balance of the period necessary to retire the same, that is to say:

AUDITOR'S OFFICE:

County Auditor, Salary	\$ 2,500.00
Clerk to Auditor	3,240.00
Clerk to Auditor	3,180.00
Board of Appeals and Equalization Chairman	480.00
8 Members @ \$360.00	2,880.00

TOTAL AUDITOR'S OFFICE\$ 12,280.00

TREASURER'S OFFICE:

County Treasurer, Salary	\$ 2,500.00
Clerk to County Treasurer	3,060.00
Clerk to County Treasurer (part-time)	500.00

TOTAL TREASURER'S OFFICE\$ 6,060.00

CLERK OF COURT'S OFFICE:

Clerk of Court, Salary	\$ 6,400.00
Clerk to Clerk of Court	3,480.00
Clerk to Clerk of Court (Part-time)	1,400.00

TOTAL CLERK OF COURT'S OFFICE\$ 11,280.00

SHERIFF'S OFFICE:

Sheriff, Salary	\$ 7,200.00
4 Deputies @ \$5,400.00 each, Salary	21,600.00
4 Part-time Deputies @ \$1,500.00 each, Salary	6,000.00
4 Part-time Deputies @ \$300.00 each, Uniform Allowance	1,200.00
Jailer-Radio Operator	2,200.00
Clerk to Sheriff	3,000.00
Chief Deputy, additional salary	400.00
Special Deputy, additional salary	400.00
Radio Supplies and Uniforms	1,500.00
Gasoline & Upkeep County Automobiles	5,200.00
Dieting of Prisoners (Jail)	2,400.00
Emergency Fund—Jail Medicines	1,000.00

TOTAL SHERIFF'S OFFICE\$ 52,100.00

(Sheriff is hereby assigned as Custodian of public buildings and grounds)

PROBATE JUDGE'S OFFICE:

Judge of Probate, Salary	\$ 4,500.00
Clerk to Probate Judge	2,940.00
Clerk to Probate Judge (Part-time)	1,800.00

TOTAL PROBATE JUDGE'S OFFICE\$ 9,240.00

COUNTY BOARD OF COMMISSIONERS:

Chairman, Salary	\$ 1,500.00
6 Commissioners @ \$1,200.00 each	7,200.00
Clerk to County Board of Commissioners	3,480.00

TOTAL COUNTY BOARD OF COMMISSIONERS\$ 12,180.00

CHAIN GANG:

Road Supervisor, Salary	\$ 4,800.00
3 Guards @ \$3,300.00 each	9,900.00
1 Guard @ \$3,600.00	3,600.00
1 Mechanic @ \$3,300.00	3,300.00
1 Watchman @ \$1,200.00	1,200.00
Chaplain, Chain Gang	300.00
Operation Fund, Road, Maintenance, Bridges, etc.	35,000.00

TOTAL CHAIN GANG\$ 58,100.00

COUNTY HEALTH DEPARTMENT:

Sanitarian, Salary	\$ 4,025.00
Sanitarian, Travel	1,780.00
Health Officer, Travel	850.00
3 Health Nurses, Travel @ \$1,000.00 each	3,000.00
Crippled Children Travel	1,000.00
Miscellaneous Office Expense	1,000.00
Chest X-ray Clinic	500.00
Vital Statistics	300.00

TOTAL COUNTY HEALTH DEPARTMENT..\$ 12,455.00

DEPARTMENT OF PUBLIC WELFARE:

Chairman	\$ 500.00
Two Members @ \$400.00 each	800.00
Case Worker, Salary	2,006.00

Two Food Stamp Clerks, @ \$3,120.00 each	6,240.00
Telephone	600.00
Child Welfare Mileage	720.00
Emergency Aid Fund	7,500.00
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TOTAL DEPARTMENT OF PUBLIC WELFARE	\$ 18,366.00
COUNTY SERVICE OFFICER:	
County Service Officer, Salary	\$ 4,000.00
County Service Officer, Travel	1,200.00
Clerk to County Service Officer	3,000.00
Office Expense	400.00
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TOTAL COUNTY SERVICE OFFICER	\$ 8,600.00
TAX COLLECTOR'S OFFICE (DELINQUENT TAXES):	
Assistants to Delinquent Tax Collector	\$ *3,500.00
Clerk to Delinquent Tax Collector	3,420.00
Clerk to Delinquent Tax Collector (Part-time)	500.00
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TOTAL DELINQUENT TAX COLLECTOR	\$ 7,420.00
* (To be paid to Assistant Tax Collectors only at the rate of \$2.00 per execution collected.)	
MAGISTRATES:	
Dillon	\$ 3,500.00
Little Rock	700.00
Latta	3,000.00
Kirby	300.00
Lake View	2,200.00
Fork	700.00
Hamer	700.00
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TOTAL MAGISTRATES	\$ 11,100.00
MASTER:	
Master, Salary	\$ 2,600.00
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TOTAL MASTER	\$ 2,600.00

CORONER'S OFFICE:

Coroner, Salary	\$ 2,000.00
Coroner, Office Expense	300.00
Coroner, Travel	400.00

TOTAL CORONER

\$ 2,700.00

COUNTY ATTORNEY'S OFFICE:

County Attorney, Salary	\$ 550.00
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TOTAL COUNTY ATTORNEY

\$ 550.00

JANITORS:

Health Centers	\$ 2,000.00
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TOTAL JANITORS

\$ 2,000.00

(Janitorial services at Courthouse and in Agricultural Building to be done by prison labor under the supervision and direction of the Sheriff.)

LATTA LIBRARY:

Librarian, Latta	\$ 1,500.00
Librarian, Lake View	900.00
Assistant Librarian, Latta	3,300.00
Librarian, Dunbar	2,100.00
Bookmobile Worker	1,500.00
Bookmobile Worker	1,500.00
Helper (Librarian—Latta)	1,100.00
Helper (Librarian—Dillon)	800.00
Helper (Janitor—Latta Library)	500.00
Books, Magazines, etc.	3,600.00
Insurance, Utilities, Repairs	2,000.00

TOTAL LATTA LIBRARY

\$ 18,800.00

COUNTY AND HOME AGENTS:

Home Agent, County Supplement (Salary)	\$ 360.00
County Agent, Salary Supplement	900.00
Assistant County Agent, Salary Supplement	360.00

TOTAL COUNTY AND HOME AGENTS

\$ 1,620.00

CIVIL DEFENSE:

Director	\$ 5,400.00
Clerk (Administrative Assistant)	3,480.00
Civil Defense Administrative Office Expense	1,500.00
Civil Defense Surplus Property	500.00
TOTAL CIVIL DEFENSE	\$ 10,880.00

RURAL FIRE DEPARTMENT:

2 Engineers, Dillon @ \$4,280.00 each	\$ 8,560.00
1 Engineer, Latta	3,600.00
1 Engineer, Lake View	3,600.00
Rural Fire Department Operations	1,900.00
Rural Firemen's Compensation	*7,000.00

TOTAL RURAL FIRE DEPARTMENT\$ 24,660.00

* (Provided, the above sum shall be expended at the rate of \$6.00 per rural fire on individual vouchers submitted quarterly and approved by the Dillon County Rural Fire Director. *Provided*, further, that the Chief shall be paid at the rate of \$7.50 per fire.)

DILLON COUNTY SOIL CONSERVATION:

Clerk, Salary	\$ 1,980.00
TOTAL SOIL CONSERVATION	\$ 1,980.00

ASSISTANT SOLICITOR:

Assistant Solicitor, Salary	\$ 1,500.00
TOTAL ASSISTANT SOLICITOR	\$ 1,500.00

CLERK TO DELEGATION:

Clerk to Delegation, Salary	\$ 500.00
TOTAL CLERK TO DELEGATION	\$ 500.00

AUDITOR OF COUNTY BOOKS:

Audit of County Books	\$ 2,400.00
TOTAL AUDIT OF COUNTY BOOKS	\$ 2,400.00

CONTINGENCIES: *

Miscellaneous Contingent Fund	\$ 70,000.00
TOTAL CONTINGENCIES	\$ 70,000.00

* *Provided*, that this amount be spent by the county board of commissioners upon recommendation of a majority of the delegation as herein defined for payment of past due and present county obligations.

DILLON COUNTY DEVELOPMENT BOARD:

Expenses	\$ 2,000.00
Brochures	500.00

TOTAL DILLON COUNTY DEVELOPMENT
BOARD

\$ 2,500.00

DILLON ARMORY:\$ 1,200.00

TOTAL DILLON ARMORY\$ 1,200.00

DILLON RESCUE AND FIRST AID:\$ 500.00

TOTAL DILLON RESCUE AND FIRST AID ..\$ 500.00

FORESTRY SERVICE:

Operation—two trucks @ \$300.00 each\$ 600.00

TOTAL FORESTRY SERVICE\$ 600.00

JURORS:\$ 8,000.00

TOTAL JURORS\$ 8,000.00

MAINTENANCE COURTHOUSE GROUNDS:\$ 500.00

TOTAL MAINTENANCE COURTHOUSE
GROUNDS\$ 500.00

PAUPER BURIALS:

To be disbursed at the rate of \$75.00 each\$ 3,000.00

TOTAL PAUPER BURIALS\$ 3,000.00

POST MORTEMES, INQUESTS, LUNACIES:\$ 850.00

TOTAL POST MORTEMES, ETC.\$ 850.00

PRINTING, POSTAGE, STATIONERY:\$ 8,500.00

TOTAL PRINTING, POSTAGE, ETC.\$ 8,500.00

PUBLIC BUILDINGS:\$ 27,500.00

TOTAL PUBLIC BUILDINGS\$ 27,500.00

RESURFACING AIRPORT:\$ 7,000.00

TOTAL RESURFACING AIRPORT\$ 7,000.00

RETIREMENT:

Mrs. A. B. Jordan, Sr. @ \$75.00 per month\$ 900.00

B. F. Gasque—\$100.00 per month 1,200.00

Henrietta Bass—\$125.00 per month 1,500.00

TOTAL RETIREMENT\$ 3,600.00

RETIREMENT, SOCIAL SECURITY, INSURANCE:

Retirement\$ 8,000.00

Social Security 10,000.00

Workmen's Compensation Insurance 2,000.00

TOTAL RETIREMENT, ETC.\$ 20,000.00

STREET LIGHTS:\$ 2,000.00

TOTAL STREET LIGHTS\$ 2,000.00

TRI-COUNTY MENTAL HEALTH CLINIC:\$ 4,200.00

TOTAL TRI-COUNTY MENTAL HEALTH
CLINIC\$ 4,200.00

BOARD OF EDUCATION OFFICE:

Chairman\$ 700.00

6 Members @ \$550.00 each 3,300.00

Clerk to County Board of Education 3,420.00

Attendance Teacher, Mileage Expense 600.00

County Supt. of Education Salary Supplement 1,400.00

TOTAL BOARD OF EDUCATION\$ 9,420.00

GRAND TOTAL ALL APPROPRIATIONS ...\$458,741.00

ANTICIPATED REVENUE OTHER THAN
TAXES (Based on Auditor's Report)

Insurance Tax from State\$ 20,573.00

Fines and Costs—Magistrates 42,896.00

Gasoline Tax from State 68,534.00

Liquor Tax and License from State 37,406.00

Income Tax from State 65,902.00

From State for Service Officer 4,835.00

Fees & Commissions County Offices 18,036.00

Beer Tax from State	9,348.00
Bank Tax from State	2,851.00
Civil Defense Compensation	4,800.00
TOTAL	<u>\$275,181.00</u>
LOCAL TAXES	<u>183,000.00</u>
	<u>\$458,181.00</u>

SECTION 2. Supplies and materials necessary for the operation of all departments and functions relating to the county courthouse, agricultural building, health centers, jail and chain gang shall be purchased by the board of county commissioners. Such supplies and materials shall be distributed to the various offices and departments on requisition for same. No salaries for officers or employees shall be paid in advance.

SECTION 3. The Road Supervisor of Dillon County shall perform his duties under the direction and control of the county board of commissioners. The county board of commissioners shall control and maintain strict supervision of all county roads, all equipment and installations at the chain gang camp and such cemeteries as may be decided upon by the board. Supplies and equipment for the chain gang shall be purchased by or at the direction of the county board of commissioners.

SECTION 4. The appointment of the jailer shall be the duty of the sheriff, and he shall be fully responsible for the jailer's duties and actions. The jailer is also to be radio operator at the jail's remote control station.

SECTION 5. The County Treasurer of Dillon County, and other officers of the county who may handle funds of the county, are hereby authorized and empowered to deposit funds of the county or subdivision thereof, both current or sinking funds in any bank or banks, but before making such deposits, shall require from such bank or banks a bond equal to or in excess of funds deposited, secured by bonds of the United States Government, or State, county, or any political subdivision thereof, and approved by a majority of the following: Chairman of the Board of County Commissioners, County Auditor, County Treasurer, Chairman of the County Board of Education, in writing and filed with the clerk of court for public inspection, to indemnify the county against loss. The county treasurer shall at all times place such funds as are not required for immediate ex-

penditure on deposit for interest in such bank or banks as have been heretofore approved. *Provided*, that the county treasurer is hereby authorized, in his discretion, to use any sinking fund money on hand to buy any of the bonds or notes of the county or any school district thereof. No county funds shall be used for bringing fugitives from the county back into the State, except the amount therefor first be approved by the board of county commissioners.

SECTION 6. The county auditor is hereby authorized, empowered and directed to charge the following levies against all taxable property of the County of Dillon for the fiscal year 1967-1968 for the following purposes: county ordinary, twenty-two mills; operation of schools, fifty-seven mills; one mill teachers' sick leave for a maximum annual sick leave of five days per teacher at twelve dollars and fifty cents per day, any days not used in any school year may accumulate to next school year, not to exceed ten days, but no teacher shall be allowed to use more than ten days sick leave in any one school year; for debt retirement, ten mills; and school lunches, three mills to be used for lunches upon the recommendation of the county board of education.

SECTION 7. The commutation road tax for the year 1967-1968 shall be two dollars and shall so remain at the same annual rate until changed by the Dillon County Delegation, as hereinafter defined, in the annual appropriations act.

SECTION 8. The amounts appropriated herein, under the several items for the several purposes as indicated, are the maximum amounts appropriated for such purposes, and it shall be unlawful for the various county boards or officers to make contract or contracts, for the expenditure of the monies, or the county treasurer to pay any sums in excess of the amounts appropriated under such item, unless otherwise provided by law, or without the consent in writing of a majority of the legislative delegation, as hereinafter defined, from Dillon County. *Provided*, that no funds shall be transferred from one appropriation to another without the consent in writing of a majority of the legislative delegation, as hereinafter defined, from Dillon County. *Provided*, further, that all expenditures made and actions taken upon written authorization of the Dillon County Legislative Delegation are hereby validated.

The county commissioners are hereby required to keep a separate account covering the various items of the appropriations act and

not to exceed in expenditure or contract the amount herein provided for each item, and for such excess allowed or permitted, such officers shall be held liable on their official bonds. The clerk of the county board of commissioners shall make monthly statements of expenditures and balances of the different items, both to the board and to each member of the Legislative Delegation from Dillon County. Any contract made in violation of this act shall not be a valid claim against Dillon County.

SECTION 9. The legal office hours for the County of Dillon shall be from 8:30 a.m. to 5 p.m., except Wednesdays and Saturdays, when the hours shall be from 8:30 a.m. to 12 noon. *Provided*, that all holidays declared legal holidays by the State of South Carolina are excepted from the provisions thereof. *Provided*, further, November eleventh and December twenty-sixth are hereby designated as legal holidays in Dillon County.

SECTION 10. All funds remaining in the treasurer's accounts, other than appropriated funds, shall be set aside as permanent reserve funds and shall be used subject to the same terms and conditions as apply to county sinking funds. The accountant making the annual audit of the county shall cause such transfers as are necessary to be made in the event such entries have not been made by the office or officer having such funds in his custody. Before charging off any tax execution as nulla bona, it shall be the duty of the delinquent tax collector to call in session the members of the board of assessors of the district, or districts, affected, who shall examine all items proposed to be charged off, as uncollectible and no such execution or charge shall be eliminated unless it bears the written approval of the board or the members of the district comprising the board in which the charge was made, and the reason for charging off any nulla bona item shall be written on the face thereof.

SECTION 11. The county board of education in conjunction with the Superintendent of Education of Dillon County is hereby authorized and directed to establish and keep complete records, subject to yearly audit, of all receipts and disbursements of all funds received from the county, State or Federal Government, or from any other source whatsoever, and to submit a complete report thereon to the Dillon County Delegation by February first and of each succeeding year hereafter.

SECTION 12. The county auditor is hereby authorized and empowered to raise or lower the levies herein provided as may be neces-

sary to meet the appropriations herein made after taking into consideration the other revenues accruing to or to accrue to the county. *Provided*, such change in levy is approved in writing by a majority of the Legislative Delegation from Dillon County.

SECTION 13. All unexpended appropriated funds in any item of this act shall revert back to the general funds of Dillon County at the end of the fiscal year.

SECTION 14. It shall be the duty of the probate judge to make a charge of two dollars for issuance of certified copies of marriage licenses to a non-resident of Dillon County. All fees collected under this section shall be paid to the Treasurer of Dillon County and credited to the general funds.

SECTION 15. The board of county commissioners is hereby authorized to borrow, at such time, and upon such terms as it may prescribe, upon sealed competitive bids, after written notice to all banks in Dillon County, a sum not exceeding in the aggregate the amount hereinabove appropriated, pledging all taxes to be raised by virtue of the levy to be made hereunder and the full faith and credit of the county for such loan. The chairman of the board of county commissioners and the county treasurer shall execute a note for such loan, which note, when so executed, shall be a lien upon all taxes to be raised during the year 1967-1968 for the levy to be made under this act; *provided*, that the monies hereinabove appropriated shall be used only for the purpose for which such appropriation is made and for no other purpose, and the board of county commissioners and the county treasurer are hereby expressly forbidden to exceed directly or indirectly the appropriations herein made for any purpose whatsoever unless upon authorization of the county delegation; and *provided*, further, that all unexpended balances on appropriations for the period beginning July 1, 1966 and ending June 30, 1967, shall be added to the ordinary county funds hereinabove mentioned. *Provided*, further, that no funds of Dillon County in excess of the sum protected by the Federal Deposit Insurance shall be deposited by an officer thereof in any bank unless such bank shall file with the county treasurer an indemnity bond in some approved surety company, or shall deposit with the county treasurer, United States, State, county, municipal, school district, Federal Land Bank bonds, or other bonds guaranteed by the United States, or county notes to indemnify the County of Dillon against any loss or damage

which may arise by reason of such deposit, the indemnity to be not less than the maximum amount so deposited less the sum protected by the Federal Deposit Insurance, the sufficiency of the indemnity or security hereinabove provided for to be determined and approved by the county treasurer and the chairman of the board of county commissioners in writing. In addition to borrowing such sum as may be necessary to cover the provisions of this act, in case of an emergency, the Dillon County Legislative Delegation to be the judge thereof, the board of county commissioners may, with written approval of the Dillon County Legislative Delegation, borrow such additional funds as may be necessary to meet such emergency, pledging as security therefor, the full faith and credit of Dillon County for the payment of any sum so borrowed.

SECTION 16. The provisions of this act provide for the necessary and essential employees for each department and no additional employees shall be hired within the county without approval of the legislative delegation.

The salaries designated for the various employees identified with the respective offices herein is computed in compliance with the pay schedule herein set forth. The base pay to begin with is two thousand nine hundred forty dollars annually. A maximum of nine years of service in county government was used in adjusting salaries effective July 1, 1967. This scale allows for an increase of sixty dollars per year for each additional year's service.

Base Pay	\$ 2,940.00
1 year	3,000.00
2 years	3,060.00
3 years	3,120.00
4 years	3,180.00
5 years	3,240.00
6 years	3,300.00
7 years	3,360.00
8 years	3,420.00
9 years	3,480.00

SECTION 17. All appropriations made herein are subject to the right and authority of a majority of the Dillon County Delegation, to change, alter, eliminate or deduct therefrom at any time, without notice, when in its judgment such change, elimination, alteration or deduction is necessary for the best interest of the county or to conform with the revenue expected during the tenure of this act. *Provided,*

that the change made by the delegation pursuant to the authority herein conferred shall not operate to increase the total amount herein appropriated.

SECTION 18. All purchases of property or supplies of any kind ordinarily purchased within the county for the use of the county for the value of five hundred dollars or more shall be made only after ten days notice in writing sealed competitive bids therefor.

SECTION 19. An audit of the office and records or any part thereof for the county may be had at any time during the fiscal year 1967-1968 by the county legislative delegation, and the expenses therefor paid upon their written order to the county commissioners and the treasurer from any available funds on hand.

SECTION 20. The Auditor and Treasurer of Dillon County shall complete all the necessary work in their respective offices, or any combination of such offices, in order to open the treasurer's books for collection of the annual taxes on September 15, 1967, and the collection of taxes shall begin on that date.

SECTION 21. In the event that the clerk of court or judge of probate should have in their official capacity, any funds which have been unclaimed for as long as seven years, they are hereby authorized and directed to pay the same over to the county treasurer, getting his receipt for same. The county treasurer shall deposit any amount so received as a part of the funds for county ordinary purposes.

SECTION 22. The county treasurer shall on the first day of each calendar month make a written report of the preceding month to the chairman of the board of directors, showing all moneys received, the source thereof, the fund to which the same has been placed, the amount paid from each fund, the balance in the county treasurer's hands apportioned to each fund and any anticipated funds to be received by him to be credited to any special fund. Such report shall be a full, itemized statement showing all moneys received and disbursed and on hand. Any failure on the part of the county treasurer to comply with the provisions hereof shall be deemed misconduct in office.

End of Part I

Part II

Permanent Provisions

SECTION 1. It is hereby declared to be the intent of the General Assembly that the following sections shall constitute a part of the permanent laws of the State of South Carolina and the Code Commissioner is directed to include same in the next supplement to, and all permanent editions of, the Code of Laws of South Carolina.

SECTION 2. In the event any official or employee of Dillon County should be required to travel or perform other work on behalf of the county beyond his domicile, and incurs any expense incident thereto for travel, subsistence or lodging, then he shall be reimbursed therefor upon the presentation of a warrant to the county treasurer, approved by the county board of commissioners; *provided*, however, that all such expenditures shall first be approved by the chairman of the county board of commissioners.

End of Part II

This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R648, H1982)

No. 709

An Act To Authorize The County Board Of Education Of Dillon County To Issue General Obligation Bonds Of Dillon County To Provide Additional Public School Facilities In The County, To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which Their Proceeds May Be Expended, To Make Provision For The Payment Of The Bonds, And To Repeal Act No. 581 of 1965 And Act No. 1258 of 1966, Relating To The Issuance Of Bonds By The County Board Of Education Of Dillon County, And To Confirm The Indebtedness Incurred Pursuant Thereto.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Findings of General Assembly.—The General Assembly takes note of the fact that Dillon County is divided into three school districts: Lakeview School District No. 1, Dillon School District No. 2 and Latta School District No. 3 (Section 21-2401, Code

of Laws of South Carolina, 1962). Each school district has its own special eight per cent constitutional debt limitation, but the aggregate of indebtedness of each is such that little, if any, further bonded debt may be created.

Dillon County itself has a special constitutional amendment which specifically provides that it may incur bonded indebtedness for school purposes in an amount not exceeding fifteen per cent of the assessed value of all taxable property in the county. This amendment and the provisions of Sections 5 and 6 of Article X of the Constitution thus permit the county to incur bonded indebtedness for educational purposes.

Surveys have been made of the needs of the three school districts in Dillon County for further public school facilities and it has been ascertained that there is an acute need for additional facilities in each of the school districts and that in certain instances unless additional classrooms are provided there will be no space available for pupils for the next school session. It has also been determined that there is an urgent need for a public vocational school for Dillon County.

Due consideration has been given to a fair and equitable method of apportioning any contribution that might be made by Dillon County to the three school districts and it has been determined that it is both equitable and just to effect an apportionment of any contribution in the proportion, to the nearest one thousand dollars, that the pupil enrollment of each school district, as of the beginning of the most current school year, bears to the total pupil enrollment in Dillon County; a basis of apportionment sustained by the South Carolina Supreme Court in the case of *Stackhouse v. Floyd*, 248 SC 183, 149 SE (2d) 437.

On the basis of its findings, the General Assembly has determined to make provision for the issuance of general obligation bonds of Dillon County for school purposes and to distribute the proceeds derived from the sale of such bonds among the school districts of Dillon County on the basis above set forth, after providing for (a) the repayment of one hundred fifty thousand dollars borrowed from the State sinking fund for school construction pursuant to the authorization of Act 581 of 1965, as amended by Act 1258 of 1966, and for (b) not exceeding two hundred thousand dollars to be used to defray a portion of the cost of constructing a vocational school.

SECTION 2. Dillon County Board of Education authorized to issue bonds.—For the purpose of providing funds for additional public school facilities to be expended on a pro rata per pupil enrollment basis, and in accordance with the formula expressed in Section 1 hereof and for the repayment of funds borrowed from the sinking fund and to defray a portion of the cost of constructing a public vocational school, the County Board of Education of Dillon County, as constituted by Article 1 of Chapter 34, Title 14, Code of Laws of South Carolina, 1962, as amended, (the board), is hereby authorized and empowered to issue general obligation bonds of Dillon County to such amount as it shall determine. *Provided*, that the aggregate of bonded debt incurred pursuant to this act shall not exceed that permitted by the special constitutional amendment referred to in Section 1.

SECTION 3. Maturity.—All bonds issued pursuant to this act shall mature in such annual series or instalments as the board shall provide, except that the first maturing bonds shall mature within two years from the date of issue; not less than two per cent of the bonds shall mature in each year; and no bond shall mature later than twenty-five years from the date of issue.

SECTION 4. Prior redemption and notice.—Any bond issued pursuant to this act may be issued with a provision permitting its redemption prior to its stated maturity, at par and accrued interest, plus such redemption premium as may be prescribed by the board, but no bond shall be redeemable prior to its stated maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of such bonds, provision shall be made specifying the manner of call and the notice thereof that must be given as to bonds made redeemable prior to their maturities.

SECTION 5. Form.—The bonds issued pursuant to this act shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Dillon County, upon such conditions as the board may prescribe. Except when so registered, all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instrument law.

SECTION 6. Place payable.—The bonds issued pursuant to this act shall be made payable at such place, within or without the State, as the board shall provide.

SECTION 7. Interest.—Bonds issued pursuant to this act shall bear interest at a rate or rates determined by the board.

SECTION 8. Execution.—The bonds and the coupons to be thereunto attached shall be in such denomination and shall be executed in such manner as the board shall by resolution prescribe.

SECTION 9. Sale.—Bonds issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina. Such published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 10. Credit pledged.—For the payment of the principal and interest of all bonds issued pursuant to this act, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the county shall be irrevocably pledged, and there shall be levied annually by the Auditor of Dillon County, and collected by the Treasurer of Dillon County, in the same manner as county taxes are levied and collected, on all taxable property in Dillon County, a tax sufficient to pay the principal and interest of the bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 11. Tax exempt.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Section 65-4.1, Code of Laws of South Carolina, 1962.

SECTION 12. Use of proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Dillon County, to be deposited in a bond account fund for the county and shall be expended and made use of as follows:

(a) Any accrued interest shall be applied to the payment of the first instalment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first instalment of principal of such bonds.

(c) So much as shall be required shall be paid out by the treasurer, on the warrant of the board for costs and expenses incident to the issuance of the bonds.

(d) The remaining proceeds shall be used to repay the indebtedness to the sinking fund referred to in Section 1 and to defray, to the extent of not more than two hundred thousand dollars, a portion

of the cost of constructing a public vocational school and the remaining proceeds shall be allocated to the three school districts of Dillon County, proportionately to the nearest one thousand dollars, and on the basis that the per pupil enrollment of each school district, as of the beginning of the most current school year, bears to the total per pupil enrollment of Dillon County for such year and shall be expended, upon the warrant or order of a majority of the trustees of the respective school districts, to provide for additional public school facilities for the three school districts of Dillon County in the manner contemplated by Section 2 of this act; *provided*, that no allocation shall be made to the school district for which the said sinking fund indebtedness was incurred until the remaining districts have received from the bond proceeds the amounts necessary to restore the proportionate method of allocation prescribed by Section 12 (d).

(e) If, after the final completion of the county's school building program, there shall be any balance remaining in the bond account, then such balance shall be held by the treasurer and used to effect the retirement of bonds issued pursuant to this act then outstanding.

SECTION 13. Powers additional.—The powers and authorizations hereby conferred upon the board shall be in addition to all other powers and authorizations previously vested in the board and may be availed of pursuant to action taken at any regular or special meeting of the board.

SECTION 14. No additional approval required.—No action other than that prescribed in this act need be taken to effect the issuance of the bonds herein authorized, nor shall the board be required to obtain the approval of any public agency to any action taken pursuant to the authorizations of this act.

SECTION 15. Act 581 of 1965 and Act 1258 of 1966 repealed.—Act No. 581 of 1965 and Act No. 1258 of 1966 are repealed, and the said \$150,000 indebtedness to the State Sinking Fund incurred pursuant thereto is confirmed and validated.

SECTION 16. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R232, H1511)

No. 710

An Act To Authorize The Board Of Directors And The County Treasurer Of Dorchester County To Borrow Not Exceeding Forty-Five Thousand Dollars To Be Used For The Purchase Of Road Machinery And The Payment Of Certain Indebtedness Of the County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Dorchester County may borrow money.—The Board of Directors and the Treasurer of Dorchester County are hereby authorized to borrow not exceeding forty-five thousand dollars from any lending agency for the purpose of buying road machinery and paying certain indebtedness of the county. The amount borrowed shall be evidenced by notes to be executed by each member of the board of directors and by the county treasurer. The notes shall bear interest not to exceed five per cent per annum. Principal and interest shall be payable over a three-year period in three equal annual installments commencing May 1, 1968 with interest on the unpaid principal balances payable annually. The board of directors and the county treasurer shall have the right to anticipate payment thereof at any annual interest paying date.

The full faith, credit and taxing power of the county are irrevocably pledged for the payment of the loan.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R405, H1790)

No. 711

An Act To Authorize The Board Of Trustees Of School District No. 2 Of Dorchester County To Issue Not Exceeding Eight Hundred Thousand Dollars Of General Obligation Bonds Of The School District, To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which Their Proceeds May Be Expended, And To Make Provision For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that School District No. 2 of Dorchester County, South Carolina, has a need for further school facilities in order to accommodate pupils attending the public school system in the school district. It has therefore determined to authorize the board of trustees of the school district to effect the acquisition of further school facilities through the constructing and equipping of buildings and the renovation and improvement of existing buildings to the extent of eight hundred thousand dollars, or such lesser sum as may, upon the occasions of the issuance of bonds, be determined to be within the twenty-five per cent constitutional limitation applicable to the school district, ratified at the current session of the General Assembly.

SECTION 2. Bond issue authorized.—The Board of Trustees of School District No. 2 of Dorchester County is empowered to acquire such further school facilities as may be procured through the issuance and sale of the bonds authorized hereby and through such other funds made available to the board of trustees and, to that end, shall be empowered to construct and equip new school buildings, to improve, enlarge and reequip existing school buildings, and to acquire such land as may be needed therefor.

SECTION 3. Disposition of proceeds.—In order to obtain funds for the purposes herein set forth, the board of trustees is hereby authorized to issue not exceeding eight hundred thousand dollars of general obligation bonds of School District No. 2 of Dorchester County. The proceeds derived from the sale of the bonds shall be disposed of as follows:

(a) Any accrued interest shall be applied to the payment of the first installment of interest on such bonds.

(b) Any premium shall be applied to the payment of the first installment of principal of the bonds.

(c) The remaining proceeds shall be used to defray the cost of issuing the bonds authorized hereby, and to acquire further school facilities as provided herein.

(d) If any balance remain, it shall be held by the Treasurer of Dorchester County in a special fund and used to effect the retirement of bonds authorized hereby.

SECTION 4. Issues — maturity — redemption — interest — dates.—The bonds may be issued as a single issue, or from time to time as several separate issues in the discretion of the board

of trustees of the school district; *provided*, that no bonds shall be issued later than three years after the effective date of this act. All bonds shall mature serially in successive annual installments of such amounts as may be determined by the board of trustees, except that the maturity date of the last installment of any bonds issued hereunder shall fall due not later than twenty years from the date the bonds bear, and the first maturity date may be postponed not more than two years from the date the bonds bear. Any bond issued pursuant to this act may, at the discretion of the board of trustees, contain a provision permitting its redemption prior to its stated maturity at such redemption premium as the board of trustees shall prescribe. The bonds shall be of such denomination, shall bear such rate or rates of interest as the board of trustees may determine, payable on such occasions as the board shall determine, but the average rate of interest for any issue of bonds sold pursuant to the authorizations of this act shall not exceed five per cent. The bonds may be issued with the privilege to the holder of having them registered as to principal on the books of the Treasurer of Dorchester County, and the principal thus made payable to the registered holder (unless the last registered transfer shall have been to bearer), upon such conditions as the board of trustees may prescribe. They shall bear such date or dates and be payable at such places as the board of trustees may likewise prescribe.

SECTION 5. Execution.—The bonds, and the interest coupons thereto attached, shall be executed in such manner as the board of trustees shall prescribe.

SECTION 6. Sale.—The bonds shall be sold by the board of trustees at not less than par and accrued interest to the date of their respective deliveries, at public sale, and at least ten days prior to any sale, notice, announcing the intention to receive bids for the sale of any bonds authorized by this act, shall be published in a newspaper of general circulation in the State of South Carolina.

SECTION 7. Exempt from taxes.—The bonds and all interest to become due thereon shall have the tax-exempt status as prescribed by Section 65-4.1 of the 1962 Code.

SECTION 8. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, all entitlements accruing to the school district for educational purposes from the State Educational Finance Commission and the full

faith, credit and taxing power of the school district shall be irrevocably pledged, and there shall be levied annually by the Auditor of Dorchester County, and collected by the Treasurer of Dorchester County, a tax without limit on all taxable property in the school district, sufficient to pay the principal and interest of the bonds as they respectively mature and to create such sinking fund as may be necessary therefor; *provided*, that, until changed by subsequent enactment, the ad valorem tax levy shall be reduced to the extent that there is on deposit with the Treasurer of Dorchester County, on the occasion in each year when the ad valorem tax levy is to be made, moneys derived from contributions or grants from the State of South Carolina to School District No. 2 of Dorchester County for capital improvements for school facilities which can be used for the payment of such principal and interest, and in all instances where an annual tax levy is so reduced, the moneys derived from such contributions and grants shall be applied to the payment of such principal and interest and to no other purpose.

SECTION 9. When action may be taken.—Any action required of the board of trustees may be taken at any meeting of the board of trustees, regular or special, and at such meeting a majority of the members of the board of trustees shall constitute a quorum for the purpose of adopting a resolution making provision for the issuance of bonds pursuant to this act, awarding the sale of such bonds, or taking any other action permitted or required of the board of trustees by the provisions of this act.

SECTION 10. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R552, H1945)

No. 712

An Act To Authorize The School District Of Dorchester County To Borrow Certain Monies.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Loan authorized.—Upon the written approval of the Dorchester County Board of Directors and the County Superintendent of Education, the trustees of each of the school districts of the

county are hereby authorized to borrow under such terms and conditions as may be agreed upon by the borrower and the lender such sums of money as are necessary for the operating expenses of the schools and to pledge as security for the payment of any such loans the taxes levied upon the school districts for general operating expenses for the year such notes shall be payable.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R806, H2124)

No. 713

An Act To Provide For The Levy Of Taxes For Ordinary, School And General County Purposes For Dorchester County For The Fiscal Year Beginning July 1, 1967, And Ending June 30, 1968, And To Direct And Provide For The Expenditure Thereof; And To Otherwise Provide For The Fiscal Affairs And The Administration Of The Business Of Dorchester County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The following sums of money, if so much be necessary, be and the same are hereby appropriated for the purposes herein set forth for the County of Dorchester for the fiscal year beginning July 1, 1967, and ending June 30, 1968, and the Auditor of Dorchester County is hereby authorized to levy, and the Treasurer to collect, a tax upon all the taxable property in the county sufficient to defray the same, after deducting all other available income and revenue:

Item 1. Roads and Bridges—Convicts and maintenance	
of road organization and equipment	\$ 70,000.00
Total, Item 1	\$ 70,000.00
Item 2. Salaries:	
Clerk's Office:	
Clerk of Court	\$ 1,890.00
Clerical Help to Clerk (3 @ \$3,420.00 each) ..	10,260.00
Books—Bookbinding, supplies	5,000.00
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	\$ 17,150.00

Sheriff's Office:

Sheriff	\$ 5,000.00
Expenses for Sheriff—travel, etc.	3,000.00
Clerical Help for Sheriff	3,420.00
Deputy Sheriffs (4 @ \$315.00 per month each)	15,120.00
Expenses—Deputy Sheriffs (\$275.00 per month each)	13,200.00
Law Enforcement Supplies (to be expended by Sheriff)	1,000.00
Deputy Sheriff and Jailer (Jailer to act as Radio Dispatcher at night)	2,100.00
Expense for Jailer	600.00
Salary for 3 part-time Deputies (\$600.00 each)	1,800.00
Expenses, 3 part-time Deputies	900.00
Uniforms for Deputies—4 Deputies (\$150.00 each)	600.00
Service and Reports on Radios	600.00
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	\$ 47,340.00

County Treasurer's Office:

Treasurer	\$ 1,385.00
Clerk to Treasurer	3,420.00
Extra Help	2,000.00
Expenses—Travel, etc.	1,800.00
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	\$ 8,605.00

Auditor's Office:

Auditor	\$ 1,385.00
Clerk to Auditor	3,420.00
Extra Help	2,800.00
Expenses—Travel, etc.	600.00
	<hr/>
	\$ 8,205.00

Tax Collector's Office:

Tax Collector	\$ 4,200.00
Expenses—Travel, etc., for Collector (All fees, except mileage, to be paid to the Treasurer) ..	600.00
Clerk to Tax Collector	3,150.00
Extra Help	300.00
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	\$ 8,250.00

STATUTES AT LARGE
LOCAL AND TEMPORARY LAWS—1967

[No. 713]

County Attorney	\$ 1,260.00
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	\$ 1,260.00
Coroner's Office:	
Coroner	\$ 1,000.00
Expenses—Travel, etc.	300.00
	<hr/>
	\$ 1,300.00
Master in Equity's Office:	
Master in Equity	\$ 1,260.00
Clerk—Part-time to Master (All fees to be re- tained by Master)	1,260.00
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	\$ 2,520.00
Janitors for Courthouse, Office Building, Health Clinic, etc.	\$ 6,000.00
Supplies—(Soap, towels, detergents, wax, etc.)	800.00
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	\$ 6,800.00
Road Supervisor's Office:	
Road Supervisor	\$ 5,040.00
Expenses—Travel, etc.	600.00
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	\$ 5,640.00
Judge of Probate's Office:	
Judge of Probate (All fees to be retained by Judge of Probate)	\$ 3,000.00
Clerk to Judge of Probate	3,420.00
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	\$ 6,420.00
Board of Directors or Council:	
Chairman, Board of Directors or Council	\$ 2,400.00
Four Directors @ \$100.00 per month each	4,800.00
Executive Secretary to Board of Directors or Council and Road Supervisor	3,900.00
Extra Help to Secretary	300.00
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	\$ 11,400.00
Clerk to Health Nurse at Summerville	\$ 2,700.00
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	\$ 2,700.00

Secretary to County Delegation	\$ 1,200.00
Office equipment for Delegation	600.00

\$ 1,800.00

Magistrates and Constables:

Magistrate at St. George	\$ 2,400.00
Constable at St. George	2,200.00
Magistrate at Reevesville	1,400.00
Constable at Reevesville	787.50
Magistrate at Harleyville	1,400.00
Constable at Harleyville	787.50
Magistrate at Ridgeville	1,400.00
Constable at Ridgeville	787.50
Magistrate at Summerville	2,400.00
Constable at Summerville	2,200.00
Assistant to Solicitor of First Judicial Circuit ..	350.00
Secretarial Assistance to Circuit Judge	300.00

\$ 16,412.50

Magistrate at St. George to also serve as custodian of Courthouse, Office Building, Health Center, Courthouse grounds and to purchase supplies (soap, towels, wax, etc.) for Courthouse and Office Building—at additional salary of

\$ 2,400.00

\$ 2,400.00

Superintendent of Education's Office:

Superintendent—salary supplement	\$ 1,500.00
Expenses—Travel, etc.	500.00
Clerk Hire—one	3,420.00

\$ 5,420.00

Total, Item 2 \$153,622.50

Item 3. County Boards:

A. Board of Education—Seven Members	\$ 2,100.00
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\$ 2,100.00

B. Board of Assessors	\$ 2,025.00
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	\$ 2,025.00
C. Board of Health	\$ 13,000.00
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	\$ 13,000.00
D. Forfeited Land Commission—Three Members	\$ 1,800.00
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	\$ 1,800.00
E. Board of Registration	
3 members at \$600.00	\$ 1,800.00
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	\$ 1,800.00
Total, Item 3	\$ 20,725.00
Item 4. Dieting of Prisoners at Jail @ \$1.50 per day ..	\$ 12,000.00
Supplies for Jail	\$ 600.00
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Total, Item 4	\$ 12,600.00
Item 5. Jurors and Witnesses	\$ 6,000.00
<i>Provided, that all jurors be paid \$5.00 per day</i>	
<i>for attendance at court, and each witness be paid</i>	
<i>\$3.00 per day for the same.</i>	
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Total, Item 5	\$ 6,000.00
Item 6. Charities:	
Dorchester County Hospital	\$ 25,000.00
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Total, Item 6	\$ 25,000.00
Item 7. Post Mortems and Lunacies	\$ 1,500.00
Pauper Burials	500.00
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Total, Item 7	\$ 2,000.00
Item 8. Charges for Water, Lights, Fuel, Insurance for	
Courthouse, Jail and County Buildings	\$ 9,000.00
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Total, Item 8	\$ 9,000.00
Item 9. Printing, Postage, Stationery and Supplies	\$ 5,500.00
<i>(This amount to be paid by Board of Directors</i>	
<i>or County Council upon claims presented for</i>	
<i>above items for all county officials.)</i>	
	<hr/>
Total, Item 9	\$ 5,500.00

Item 10. Miscellaneous:

A. Bond Premiums for County Officials	\$ 750.00
B. Expenses—Probation Officer	600.00
B-1. Expenses—School Lunch Supervisor	600.00
B-2. Stenographer—Welfare Department Supplement	283.00
B-3. Expenses—Visitors, Department of Public Welfare (Four)	1,060.00
B-4. Expenses—Board Members of the Department of Public Welfare	900.00
B-5. Emergency Relief	2,500.00
B-6. Telephones—Courthouse, Jail and Department of Public Welfare (including long distance messages in official capacity only)	5,000.00
B-7. Medical attention to prisoners	750.00
B-8. Expenses—Visiting Teacher	600.00
C. Rent—School Lunch Warehouse	300.00
C-1. Rent—Magistrate's Office—Harleyville	300.00
C-2. Clerk to Service Officer	1,800.00
C-3. Expense—Service Officer	600.00
C-4. County Agents—4-H Club Work	300.00
C-5. Negro Home Demonstration Agent—salary and travel	500.00
E-1. Clerk—Half-time Negro Agent and Home Demonstration Agent	630.00
F. Supplies for Home Demonstration Agents	150.00
F-2. Women's Home Demonstration Work	50.00
G. Home Demonstration Agent—salary supplement	400.00
G-1. County Agent—salary supplement	700.00
G-2. Assistant County Agent—salary supplement ..	600.00
G-3. Negro County Agent—salary supplement	600.00
H. Clerk to County and Home Demonstration Agent	1,200.00
I. Vocational Agriculture Program	850.00
J. Airports at Summerville and St. George (\$1,-200.00 each)	2,400.00
L. Harleyville-Ridgeville Public Libraries	100.00
L-1. Rent, Magistrate's Office, Reevesville	300.00
L-2. Rent, Magistrate's Office, Summerville	600.00
L-3. Supervisor, County Water Authority	360.00

M. Timrod Library and Library Association	2,500.00
O. National Guard Companies—maintenance @ \$1,- 000.00 each	2,000.00
O-1. Auditing of County Books	1,500.00
P. Social Security—Employees	9,000.00
P-1. Premiums—S. C. Industrial Commission	4,000.00
P-2. Contributions—S. C. Retirement System	12,000.00
Total, Item 10	\$ 56,783.00
Item 11. Law Enforcement—Harleyville	\$ 1,800.00
Ridgeville	900.00
Reevesville	300.00
Total, Item 11	\$ 3,000.00
Item 12. Dorchester County Circulating Library	\$ 11,500.00
Total, Item 12	\$ 11,500.00
Item 13. Dorchester Soil and Water Conservation District	\$ 1,000.00
(To be expended upon the written approval of Dorchester County Legislative Delegation as follows: \$500.00 on Aug. 1, 1967, and \$500.00 on Jan. 1, 1968.)	
Total, Item 13	\$ 1,000.00
Item 14. A. For Industrial and Development purposes— to be used in conjunction with Charleston and Berkeley Counties	\$ 2,500.00
(To be expended upon presentation of claim to Board of Directors or County Council.)	
B. Dorchester County's portion of maintenance and other costs at Berkeley-Charleston-Dorchester Technical Training Center	10,000.00
Total, Item 14	\$ 12,500.00
Item 15. Contingent Fund	\$ 5,000.00
(The above amount is appropriated to meet un- foreseen emergencies in the operation of county government and shall be expended upon the	

written authorization of the Board of Directors
or County Council.)

Total, Item 15\$ 5,000.00

GRAND TOTAL\$394,230.50

LESS ESTIMATED REVENUE FROM OUTSIDE
SOURCES:

Gasoline Tax	\$130,000.00
Fines	35,000.00
Insurance License Fees	21,000.00
Income Tax	45,000.00
Wine and Beer Tax	8,000.00
Bank Tax	3,000.00
Delinquent Taxes and Costs	15,000.00
Liquor Tax	35,000.00
Miscellaneous	7,500.00

Total, Estimated Revenue\$299,500.00

AMOUNT TO BE RAISED BY

TAXATION\$ 94,730.50

Item 16. Bonded Indebtedness:

(1) The necessary amounts are hereby appropriated to meet the payment of principal and interest maturing during the fiscal year beginning July 1, 1967, and ending June 30, 1968, on all bond issues and other indebtedness now outstanding against the County of Dorchester.

(2) The County Treasurer is hereby empowered to borrow for county purposes during the fiscal year beginning July 1, 1967, and ending June 30, 1968, to the extent of the tax levy and other income or revenue of the county, if so much be necessary, upon his note or notes, and is empowered to pledge as security for such money borrowed, and interest thereon, the taxes of the year 1967, together with any other income or revenue of the county for the fiscal year 1967-1968.

(3) The County Auditor and County Treasurer are hereby required and authorized to collect three dollars per head from all persons liable for Road Work Commutation Tax.

(4) All drafts and warrants issued by the County Board of Directors or County Council upon the County Treasurer for the period

beginning July 1, 1966, and ending June 30, 1967, the payment of which was authorized by the Dorchester County Delegation to the General Assembly, are hereby approved and ratified.

(5) All fees on Tax Executions, including those of the Treasurer, beginning with executions for the year 1963, shall be paid to the County Treasury.

SECTION 2. In case of a vacancy by death, resignation or otherwise in the office of any magistrate, constable or other officer of Dorchester County, the salary, expenses and other emoluments shall only be paid to a successor who has been recommended for appointment by the Legislative Delegation of Dorchester County.

SECTION 3. Upon the written approval of the Board of Directors for Dorchester County and the Superintendent of Education for Dorchester County, the trustees of each of the school districts of Dorchester County are hereby authorized and empowered to borrow such sums of money as are necessary for the operating expenses of the schools for the 1967-1968 school year and to pledge as security for the payment of any sum or sums borrowed under this authorization the taxes levied upon the school districts for general operating expenses for the school year 1967-1968.

SECTION 4. All bills presented to the County Board of Directors or the County Council shall be itemized.

SECTION 5. The purchase of any materials or supplies for any county officials or agents of Dorchester County in excess of one hundred dollars must be first approved by the County Board of Directors or County Council.

SECTION 6. It shall be the further duty of the Road Supervisor to see that the grounds of the Courthouse and Dorchester County Hospital shall be cleaned at least once each month.

SECTION 7. A. All county offices, with the exception of the office of Road Supervisor, shall be open between the hours of 9:00 a. m. and 5:00 p. m. on Mondays, Tuesdays, Wednesdays and Fridays, and from 9:00 a. m. until 12:00 noon on Thursdays and Saturdays, legal holidays excepted; *provided*, further, however, that the office of the Board of Directors shall be closed for one and one-half hours each day, except Thursdays and Saturdays, for lunch.

B. All county employees receiving an annual salary in excess of \$3,000.00 shall receive two weeks' vacation per year, with pay, which

shall be non-cumulative; all such county employees, including law enforcement officers and Road Supervisor, shall receive ten working days' sick leave per year, with pay, provided the employee is under a doctor's care after the recorded days of illness—said sick leave to be cumulative but not to exceed a total of twenty days.

SECTION 8. This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R80, H1246)

No. 714

An Act To Direct The Treasurer Of Edgefield County To Transfer The Sum Of Twenty Thousand Dollars From The General Fund To The Contingent Fund Of The County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Edgefield County to transfer funds.—The Treasurer of Edgefield County is directed to transfer the sum of twenty thousand dollars from the general fund to the contingent fund of the county.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 23rd day of February, 1967.

(R456, H1625)

No. 715

An Act To Create The Edgefield County Hospital Commission.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Edgefield County Hospital Commission created.—There is hereby created the Edgefield County Hospital Commission. The commission shall consist of three members. The original members shall be Messrs. R. H. Norris, Hite Miller and Roland Eidson. Subsequent members shall be appointed by the Edgefield County Council, upon the approval of a majority of the House Members from Edgefield County.

SECTION 2. Terms and compensation.—The members shall serve for terms of four years each and until their successors are appointed and qualify. Any vacancy shall be filled for the unexpired portion of the term by the county council upon the approval of a majority of the House Members from Edgefield County. The members shall serve without compensation.

SECTION 3. Meetings and officers.—The commission shall meet as soon as practicable after appointment and shall organize itself by electing one of its members as chairman and such other officers as the commission may deem necessary, thereafter, the commission shall meet on the call of the chairman or a majority of the members.

SECTION 4. Powers.—The commission shall be empowered to accept gifts of real estate and any other donations. Such gifts and donations shall be used for the purpose of hospital construction, maintenance or operation. The commission shall have the power to convey real estate and make investments of the funds received in order to carry out its duties.

SECTION 5. Exempt from taxes.—All property or funds held by the commission shall be exempt from all county or municipal taxes.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 7th day of June, 1967.

(R475, H1902)

No. 716

An Act To Authorize The Treasurer Of Edgefield County To Transfer Forty Thousand Dollars From The General Fund Of The County To The Contingent Fund Of The County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Transfer of money.—The Treasurer of Edgefield County is authorized to transfer forty thousand dollars from the general fund of the county to the contingent fund of the county.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 8th day of June, 1967.

(R36, H1107)

No. 717

An Act To Authorize The Hospital Board Of Fairfield County Hospital To Sell Certain Property In The Vicinity Of The Hospital To Persons Practicing Medicine And Dentistry.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Fairfield County Hospital may sell certain property.—The Hospital Board of the Fairfield County Hospital is authorized to convey by deed to any doctor or dentist licensed to practice in the State certain portions of the tract of land on which the Fairfield County Hospital is located for the purpose of establishing a medical complex in the hospital area. Deeds of conveyance shall be made to purchasers by the Chairman and Secretary of the Hospital Board.

SECTION 2. Amount which may be sold.—The amount and location of land sold shall be determined by the Hospital Board; *provided*, that the size of the hospital tract shall not be decreased in an amount that would interfere with the effective operation of the hospital. The Hospital Board shall also determine the terms under which such land shall be sold.

SECTION 3. Proceeds.—All proceeds of the sale of property as authorized by this act shall be deposited to the credit of the Fairfield County Hospital.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1967.

(R66, H1219)

No. 718

An Act To Validate And Confirm The Deed Of Conveyance By The Mayor And Town Council Of Ridgeway To The Ridgeway Garden Club, Dated August 29, 1955.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Deed by Town of Ridgeway validated.—The deed of conveyance by J. S. Edmunds, as Mayor, V. E. Barnett, R. W. Thomas, Coley Spigner and D. W. Ruff, composing the Town

Council of Ridgeway, to the Ridgeway Garden Club, a corporation, dated August 29, 1955, recorded September 20, 1955, in the office of the Clerk of Court for Fairfield County in Book "CN" of Deeds, at page 347, conveying a parcel of four acres of land fronting on Church Street and on Means Street, in the town, be and the same is hereby validated and declared to be legal in all respects as the conveyance by the Town of Ridgeway notwithstanding any irregularities which may have occurred in the execution and delivery of the deed and in the proceedings authorizing the execution and delivery thereof.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of February, 1967.

(R67, H1220)

No. 719

An Act To Validate And Confirm The Deed Of Conveyance By The Trustees Of School District No. 16, Fairfield County, South Carolina, To The Mayor And Town Council Of The Town Of Ridgeway, Dated May 23, 1950.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Deed to Town of Ridgeway validated.—The deed of conveyance by V. E. Barnett, J. S. Edmunds, E. G. Palmer, as Trustees of School District No. 16, Fairfield County, the State of South Carolina, to T. J. Castine, Mayor, V. E. Barnett, Baxter Jones, D. W. Ruff, Jr., and R. W. Thomas, composing the Town Council of the Town of Ridgeway, dated May 23, 1950, recorded May 24, 1950, in the office of the Clerk of Court for Fairfield County in Book "CG" of Deeds, at page 43, conveying the lot at the corner of Church Street and Means Street, in the Town of Ridgeway, in Fairfield County, be and the same is hereby validated and declared legal in all respects as the conveyance by the school district notwithstanding any irregularities which may have occurred in the proceedings authorizing the conveyance and in the execution and delivery of the deed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of February, 1967.

(R69, S147)

No. 720**An Act To Extend The Season For The Hunting Of Quail, Squirrels And Rabbits In Fairfield County To March First For The Year 1967 Only.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Hunting season extended in Fairfield County.—Notwithstanding any other provisions of law, the season for hunting quail, squirrels and rabbits in Fairfield County is extended to March first for the year 1967 only.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 23rd day of February, 1967.

(R663, H2052)

No. 721**An Act To Authorize The Board Of Trustees Of The School District Of Fairfield County To Convey A Certain Parcel Of Property To The Fairfield County Library Commission.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Fairfield School District authorized to convey land.—The Board of Trustees of the School District of Fairfield County is authorized to convey to the Fairfield County Library Commission so much property as may be necessary for library purposes in the area of Hudson and Zion Streets in the Town of Winnsboro for such consideration as may be mutually agreed upon. The deed of conveyance shall contain a clause that in the event the property shall cease to be used for library purposes, the title thereto shall revert back to the school district.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R729, H1783)

No. 722.

An Act To Provide For The Levy Of Taxes For Ordinary County Purposes And For Support Of The County Stockade For Fairfield County For The Fiscal Year Beginning July 1, 1967, And Ending June 30, 1968, And For The Expenditure Thereof.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. A tax of twelve mills, if so much be necessary, is levied upon all taxable property in Fairfield County for the fiscal year beginning July 1, 1967, and ending June 30, 1968, which, together with the other county income, shall be used to pay the expenses of operating the county as provided herein. All county property must be marked as property of Fairfield County.

SECTION 1-A. The auditor is directed to levy, and the treasurer to collect, a tax of one mill on all taxable property in Fairfield County to be credited to the Fairfield Memorial Hospital operating fund. This is to be in addition to the levy that might be directed by the Hospital Board.

Item 1. Roads and Bridges\$ 70,000.00

Provided, that goods and supplies purchased by the board of county commissioners for the county must not be bought other than by competitive bids and, further, that all equipment and supplies exceeding \$400.00 shall be advertised in the newspaper published in the county. *Provided*, however, in cases of emergency where repair parts are necessary to restore county-owned motor vehicles and road machinery to operation, such parts may be purchased by the board of county commissioners or the supervisor without first obtaining such bid or bids. *Provided*, further, that no road machinery or equipment shall be purchased or disposed of without the written consent of the legislative delegation. *Provided*, further, that under the direction of the Board of County Commissioners of Fairfield County, the county supervisor shall devote his entire time to the construction, maintenance and repairs of the roads and bridges of the county.

Provided, further, that all county road machinery and county trucks and motor vehicles shall be plainly marked with letters of substantial size on both sides of the vehicles as follows: "Property of Fairfield County."

Provided, further, that no more than one-half of the above amount may be expended or obligated to be spent prior to January 1, 1968.

Item 2. Salaries:

Clerk of Court	\$ 2,637.00
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For use by clerk of court in keeping courthouse yards and grounds	50.00
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The clerk of court shall be the custodian of the yards and grounds of the courthouse and is charged with the duty of keeping same properly planted and landscaped. He may call upon the supervisor for labor and assistance in this work when deemed necessary.

Deputy to Clerk of Court	3,778.00
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Clerk to Clerk of Court	3,000.00
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Clerk hire for court	809.00
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Sheriff	6,561.00
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Provided, that the sheriff shall be the custodian of gas, oil, tires and equipment purchased by the county, including automobiles which shall be purchased for use of sheriff's office and rural police. The jailer shall be the dispenser of the supplies and shall keep records of the supplies and materials dispensed, so as to indicate mileage, dates and amounts, and the jailer shall perform these duties under the direction of the sheriff.

Jailers	5,704.00
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Provided, the sheriff shall designate the number of jailers, their hours and compensation.

Uniforms for jailer (1/12 monthly)	300.00
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Provided, that the insignia of the office shall be affixed upon such uniforms.

Provided, further, that the jailer shall be a competent, able-bodied person and fully capable of performing the duties of his office.

Provided, further, that the jailer shall furnish the usual surety bond required of other county police officers.

Provided, further, that the jailer shall be a person qualified to operate the station radio and keep adequate and proper records concerning operation of radio and the dispensing of supplies and materials to county officers' vehicles.

Clerk to Sheriff 3,000.00

Provided, that the clerk shall operate the base radio in conjunction with the jailer during office hours, in addition to his other duties.

Deputy Sheriffs, 4 @ \$5,527.00 each 22,108.00

Chief Deputy Sheriff 5,642.00

Provided, that one of the deputies shall be stationed at and shall have his primary duties at the Winnsboro Mills Village community, and such deputy shall be assigned a county-owned police car.

Rural police, 2 @ \$5,527.00 each 11,054.00

Uniforms for deputies and rural police, to be purchased by Rural Police Commission, not to exceed 1,200.00

Travel for Tax Collector 800.00

Tax Collector's office 7,290.00

Provided, this amount is to be expended by the County Board of Commissioners for operation of the Tax Collector's office and for payment of travel and current expense and such clerical help as necessary. It is further provided that the clerk will receive not less than \$58.00 per week.

Auditor—to receive a portion of his salary from State funds 1,819.00

Travel for Auditor 250.00

Auditor—clerk hire 3,778.00

Provided, clerk to auditor shall be full time.

Treasurer—to receive a portion of his salary from State funds 1,819.00

Travel for Treasurer 250.00

Clerk to Treasurer 3,069.00

Attorney 788.00

Coroner	1,577.00
Travel for Coroner	150.00
Supervisor	4,635.00
Clerk—Board of County Commissioners	4,280.00
Clerical assistance to Clerk of County Board	764.00
Travel expenses for Clerk of Board of County Commissioners	300.00
Clerk for additional work with retirement records, Social Security and hospitalization insurance	945.00
Judge of Probate	3,700.00
Clerk to Judge of Probate	1,530.00
Secretary to delegation	768.00
Travel for forest wardens and tractor operator <i>Provided</i> , that each will receive \$35.00 per month for travel.	2,100.00
Item 3. Expenses of County Officers:	
Supervisor's car and travel expense	\$ 1,350.00
The school lunch supervisor and attendance teachers shall be under the supervision and control of the Board of Education.	
County Board of Commissioners	3,596.00
Travel for Board of Commissioners—\$5.00 per month	300.00
<i>Provided</i> , that the Chairman of the Board of Commissioners shall receive \$856.00 per year, and each commissioner \$685.00 per year.	
Item 4. Insurance fund	\$ 4,000.00
The above amount shall be appropriated from the general fund of Fairfield County and transferred to an account designated as "Insurance Fund" to be held by the county treasurer. The county treasurer is directed to maintain this fund in a separate account and add to it at the end of each fiscal year any unexpended balance under this item remaining at that time. The county treasurer, upon the approval of the county attorney, is authorized to invest this fund in securities which are approved under the law of this State for investment of trust funds or funds held by fiduciaries. This fund shall be held to satisfy legal	

claims against Fairfield County arising out of or through liability incurred by Fairfield County resulting from the operation of Fairfield County-controlled motor vehicles. The Fairfield County Board of Commissioners is hereby authorized to pay all liability claims incurred by Fairfield County, when approved first by the county attorney, or to satisfy a judgment rendered by a court of competent jurisdiction against Fairfield County arising out of the operation of Fairfield County-owned motor vehicles. A full accident report shall be made immediately to the county attorney and the County Board of Commissioners by the head of every department or county official whenever any motor vehicle under county control, operated by his department, shall be involved in an accident involving any personal injury or damage to property.

Provided, that the treasurer shall be and is authorized to borrow from this fund to meet general county expenses pending the collection of taxes, and after the collection of taxes, if such money is needed.

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| Item 5. | County Health Unit | \$ 7,965.00 |
| | <i>Provided</i> , that \$500.00 of this amount shall be used for the purpose of treating arrested T. B. patients. | |
| | <i>Provided</i> , further, that two nurses and the sanitarian will receive \$90.00 per month for travel from the above appropriation. | |
| Item 6. | Magistrates | \$ 9,666.00 |
| | Eight constables for Magistrates—\$200.00 each | 1,600.00 |
| | Extra constables for work with Sheriff's office at his request | 1,000.00 |
| Item 7. | County Boards: | |
| | Board of Equalization | \$ 400.00 |
| Item 8. | Jail expenses | \$ 4,000.00 |
| Item 9. | Jurors and witnesses and court expenses | \$ 4,500.00 |
| | Court crier shall receive \$8.00 per day. | |
| | <i>Provided</i> , that jurors shall receive \$7.50 per day. | |

- Item 10.** Post mortems, inquests and lunacies\$ 700.00
Provided, that inquests shall be held upon a written request of three reputable citizens and the request shall be filed with the coroner, or if in the judgment of the coroner an inquest is justified or needed.
Provided, that coroner's jurors shall receive \$1.00 per day.
- Item 11.** Public buildings, including water, fuel, lights and insurance\$ 13,800.00
 Workmen's Compensation premium shall be paid from this appropriation.
Provided, that up to \$300.00 of this amount shall be used by the Clerk of Court to purchase the necessary equipment and supplies for the maintenance of the courthouse.
- Item 12.** Printing, postage and stationery\$ 3,000.00
Provided, printing, postage and stationery for the Board of Education and school use shall be paid for by the Board of Education out of the board's funds.
- Item 13.** Farm and Home Demonstration\$ 500.00
 County 4-H Club work 500.00
 Stenographer to County Agent, salary 650.00
 Stenographer to Home Demonstration Agent, salary 110.00
 County Agent, salary supplement 190.00
 Assistant County Agent, salary supplement 190.00
 Associate County Agent, salary supplement 190.00
 Home Demonstration Agent, salary supplement 100.00
- Item 14.** Home Demonstration Assistant Agent, salary supplement\$ 120.00
- Item 15.** Janitor for Courthouse\$ 1,500.00
 The janitor shall be hired by and shall be under the supervision and control of the Clerk of Court (caretaker of the courthouse).
- Item 16.** Janitor for County Library\$ 430.00
- Item 17.** Future Farmers of America, Livestock Show..\$ 350.00
- Item 18.** Armory maintenance\$ 800.00

- Item 19. For supplies and maintenance of county-owned vehicles used in law enforcement\$ 5,000.00
Provided, the above sum shall be paid upon approval of the sheriff. The County Rural Police Commission shall secure bids by public notice and shall be responsible for purchasing such supplies and equipment.
- Item 20. Board of Public Welfare\$ 1,000.00
Provided, that this sum shall be paid to the Director of the Board of Public Welfare for use in extreme emergencies, and for indigent cases involving out-of-county hospitalization and medicines and paupers' burial.
- Item 20-A. The County Board of Public Welfare is hereby authorized and directed to expend the following appropriation for supplemental salaries for the director and employees of the Welfare Department\$ 513.06
Provided, that caseworkers will receive a supplement in the amount of \$58.32 and stenographers \$93.72 per year. It is further provided that all welfare workers will continue under the county group insurance plan.
- Item 20-B. Members of the Board of Public Welfare for Fairfield County shall receive \$18.33 per meeting, to be divided equally among those board members present\$ 220.00
- Item 21. Rural Police Commission\$ 75.00
Provided, that each commissioner who shall attend a regular meeting of the commission, or a special meeting of the commission, shall receive \$5.00 for such attendance. The appropriation set forth above shall be solely for the \$5.00 attendance and paid only to those members in attendance at such meeting.
- Item 22. Magistrate jurors (\$1.00 per day)\$ 200.00
- Item 23. Fairfield Chamber of Commerce\$ 1,500.00
Provided, the sum herein appropriated shall be used for advertising of Fairfield County and the solicitation of industry to locate in Fairfield

County, and for research, planning and development of the county.

Item 24. Service Officer's Office :

\$4,820.00 of the appropriation hereinbelow provided for shall be paid by the State and the remainder from county funds.

Service Officer—salary	\$4,025.00
Mileage	1,000.00
Clerk to Service Officer	2,746.00

Total for Office

\$7,771.00

The expenses of this office, other than travel and salaries, shall be paid out of Item 11.

Appropriation from county funds for above	2,951.00
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Item 25. Hospitalization insurance—county employees ..\$ 4,000.00

Item 26. For costs and investigation to encourage new industry for the county, to be expended upon the approval of the entire delegation\$ 1,000.00

Item 27. Civil Defense Office :

\$2,769.00 of the appropriation hereinbelow provided shall be paid by the State and the remainder from county funds.

Civil Defense Officer—salary	\$4,278.00
Secretarial help and office supplies ..	1,260.00

Total

\$5,538.00

Appropriation from county funds for above	\$ 2,769.00
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Item 28. Fairfield County Recreation Association\$ 3,000.00

Provided, the amount appropriated in this item is to be expended only after a monthly budget is submitted by the Recreation Association and approved by a majority of the legislative delegation.

Item 29. Carolina Community Actions, Inc.\$ 3,570.00

Fairfield County proportionate share to four county Economic Opportunity Commission.

Item 30. County Planning and Development Commission.\$ 5,000.00

Provided, that the appropriation will be expended to carry out the provisions of Article 16, Chapter 8, Title 14, 1962 Code, as amended.

Item 31. Clerical help, books and supplies for resident circuit judge	\$ 500.00
Item 32. Richland-Lexington-Fairfield Mental Health Center—Fairfield County proportionate share for mental health services	\$ 3,500.00
Item 33. Clerical help for Circuit Solicitor—Fairfield County portion	\$ 480.00
Item 34. Fairfield Soil and Water Conservation District, clerical and technical assistance	\$ 300.00
GRAND TOTAL	\$273,540.06

SECTION 1-B. A tax of two mills is levied upon all the taxable property in the County of Fairfield for the fiscal year beginning July 1, 1967, and ending June 30, 1968, to be collected and paid over to the Fairfield County Board of Education to be applied to the retirement of bonded debt. It is further provided that an additional six mills is levied upon all the taxable property for the operation of schools for the fiscal year beginning July 1, 1967, and ending June 30, 1968.

SECTION 2. So much of the amount hereinabove appropriated for the County Health Unit under Item 5 shall be expended as may be necessary to meet the requirements established under the State Appropriations Act for Health Department work. This fund shall be expended upon the following provisions: *Provided*, that the physician to be employed shall be a graduate of a regular medical college and skilled in hygiene and sanitary science; the physician shall be designated County Health Officer, and shall perform all such duties as may be imposed upon him by the sanitary laws of the State and shall discharge all the duties of County Physician; and that a trained public nurse shall be employed who shall devote her whole time to public works in Fairfield County, and such other workers as may be found necessary and desirable to properly carry out a public health program; *provided*, however, that as far as possible a medical inspection of all school children in Fairfield County shall be made by the physician in charge and that all trustees and principals shall give every assistance in carrying out this program; *provided*, further, that this appropriation is contingent upon the full compliance with this section.

SECTION 3. The salaries of the magistrates in the various districts for the fiscal year beginning July 1, 1967, and ending June 30, 1968, are hereby fixed as follows:

Magistrates at Winnsboro and Winnsboro Mills, seventeen hundred ten and fourteen hundred twenty-four dollars, respectively, per year;

Magistrates at Ridgeway and Mitford, twelve hundred and seventy-one dollars each;

Magistrates at Feasterville and Jackson Creek, eight hundred fifty-five dollars each;

Magistrates at Jenkinsville and Greenbrier, eleven hundred forty dollars each.

SECTION 4. All warrants drawn on county funds shall specify on what fund they are drawn, and no warrant shall be drawn on any fund other than specified in this act.

SECTION 5. The Sheriff of Fairfield County shall receive not exceeding one dollar and twenty cents each day for dieting prisoners. The sheriff shall be allowed a turnkey fee of fifty cents per prisoner actually committed to and confined within the jail.

Provided, that in the case of all temporary prisoners committed by the Town of Winnsboro, the turnkey fee shall be paid by the town.

SECTION 6. All funds now in the hands of the treasurer and all funds that may come into his hands during the year 1967-1968, and monies in the hands of the treasurer received by the collection of tax executions during the year 1967-1968 are hereby transferred and made a part of the contingent fund. All funds of the county on hand July 1, 1967, by reason of unexpended balance of appropriations for the period ending June 30, 1967, are likewise made a part of the contingent fund. No part of the contingent fund shall be spent except on an order or orders signed by the Senator and the member of the Legislative Delegation of Fairfield County. Approval of such appropriations shall be made only at a meeting of the entire legislative delegation. *Provided*, however, in the event there is an absence of either the Senator or House member, then the other member of the delegation is authorized to approve such appropriation. At least one such meeting shall be held during each calendar month.

SECTION 7. The county board of commissioners is hereby directed to assume the office of Budget Officer for Fairfield County as part of their duties as county commissioners, and they are hereby

authorized to reduce the appropriations for the various items in this act whenever they see that the revenue will not be available to meet the required appropriations.

SECTION 8. The sum of five hundred dollars shall be placed to the credit of the Farm Demonstration Agent, to be used by him for prizes for the boys' and girls' clubs, and to be divided between such annually. He is directed to file at the end of the year with the county board of commissioners a statement showing how such funds are expended. The appropriation hereinbefore provided for prizes for the Future Farmers of America Livestock Show shall be withdrawn only on proper request submitted to and approved by the County Farm Demonstration Agent, who shall file at the end of each year with the county board of commissioners an itemized statement showing how such funds were expended.

SECTION 9. In the event the clerk of court or judge of probate should have, in their official capacity, any funds which have been unclaimed for as long as seven years, they are hereby authorized to pay the same over to the county treasurer, taking his receipt for the same. The county treasurer shall deposit any amount so received as a part of the fund for ordinary county purposes.

SECTION 10. The county board of commissioners shall fix the salary of the superintendent of the county chain gang, to be paid out of the appropriation for Item 1, and all chain gang employees likewise shall have their salaries set by the board.

SECTION 11. All orders or warrants upon the county treasurer in the payment of approved claims shall be signed by the chairman of the board of county commissioners, attested by the clerk of the board.

SECTION 12. There is hereby levied a tax of two mills upon all of the taxable property in the county, the proceeds of which are to be used for the operation and maintenance of the Fairfield County Library. The auditor of the county is directed to levy, and the treasurer to collect, such tax, in like manner as other taxes are collected.

SECTION 13. The county board of commissioners, out of the appropriation for public buildings and insurance, shall draw a warrant in favor of the caretaker of the courthouse for twenty dollars, the sum to be used by him as a petty cash fund to buy minor supplies, the fund to be accounted for by him to the county board.

SECTION 14. The treasurer is hereby authorized and directed to place all taxes which were collected for purposes set forth in Section 15 of the 1952 Fairfield County Appropriations Act into the general fund, and is further directed to place any such taxes which hereafter be collected for the funds, which taxes are now all delinquent, into the general fund upon their collection.

SECTION 15. The county, or any subdivision thereof, or any person purchasing on behalf of the county, shall not buy any item over one hundred dollars without first receiving competitive bids and, in the event the item shall cost more than four hundred dollars, request for bids shall be advertised in the newspaper published in the county; *provided*, however, that if the item to be purchased is the only one of its kind and there are no competitive sellers or manufacturers, then advertisement shall not be necessary.

SECTION 16. Before any carnival, road show or circus shall be allowed to operate or set up for operation in Fairfield County, they shall pay a license fee to the Clerk of Court for Fairfield County in the amount of one hundred twenty-five dollars a week, or on a daily basis the sum of twenty-five dollars. *Provided*, however, that such must be sponsored by a recognized civic organization. In the absence of such payment, the carnival, road show or circus shall not be allowed to set up in the county. *Provided*, further, that no carnival, road show or circus shall be allowed to operate that is accompanied by fortunetellers, or any games of chance. The clerk shall turn the license fee so collected over to the treasurer, who shall credit same to the general fund.

SECTION 17. The treasurer is hereby authorized and directed to pay from the general fund of the county to any insurance company selected by the county board of commissioners, and approved by the county attorney, for the purpose of hospitalization and life insurance policies for county employees, not to exceed the amount appropriated in Item 25.

SECTION 18. The hawkers' and peddlers' license for nonresidents as required by law, to do business in Fairfield County, shall be as follows:

Those selling, or offering for sale, furniture	\$	200.00
Those selling dry goods		150.00
Those selling jewelry and novelties		100.00

Those picking up laundry	25.00
Those picking up dry cleaning	25.00

Provided, that if this service is not available by or through a local laundry or dry cleaning establishment, this license shall not be required. Neither shall the license be required where laundry and dry cleaning are left with a resident storekeeper or agent to be picked up.

All other licenses shall be \$25.00 except ice delivery.

Provided, that licenses shall be from July first of a year to July first of the following year. The licenses now in effect shall be effective until they expire, at which time the clerk shall charge a pro rata license fee until the following July first if renewal is applied for.

The clerk shall issue new applications until the following July first on a pro rata cost basis, and all renewals of licenses shall be from July first after the initial application is made.

Provided, further, that the penalty for violation of this section shall be as prescribed by general law of this State relating to hawkers and peddlers.

The fees required herein shall be paid to the Clerk of Court of Fairfield County and shall be turned over to the Treasurer of Fairfield County for deposit to the general fund of the county.

SECTION 19. *Provided*, that if the revenue forthcoming from all sources to Fairfield County be inadequate to finance the obligations of the county, then, upon approval of the delegation, the Treasurer of Fairfield County shall be empowered to borrow up to forty thousand dollars, to be repaid within five years upon such terms and at such rate as may be best obtained.

SECTION 20. The County Sanitation Officer and the Manager of the Town of Winnsboro may employ a person for the purpose of catching and impounding stray or uninoculated dogs. For the purpose of the enforcement of laws pertaining to such dogs only, the person so employed shall have the authority of a deputy sheriff.

SECTION 21. The Legislative Delegation of Fairfield County is hereby authorized to appoint a County Government Study Committee not to exceed seven members. The mayors of incorporated towns and the chairman of the county board of commissioners shall be ex officio members of the committee.

The committee is directed to make a comprehensive study of the various county governmental structures, to prepare a report not

later than January 15, 1968, which will include recommendations for the reorganization of Fairfield County government and submit the results of the study to appropriate county officials.

The sum of five hundred dollars is hereby appropriated to the committee for expenses incurred in meeting its objectives.

A chairman and vice chairman shall be elected by a majority vote of the committee. Meetings will be held as often as necessary to carry out the purposes, subject to the call of the chairman. A majority of the membership shall constitute a quorum.

SECTION 22. This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R758, H2090)

No. 723

An Act Authorizing The Board of Trustees Of The School District Of Fairfield County To Borrow Not Exceeding Two Hundred Thousand Dollars For The Construction Of A Fairfield County Area Vocational School And To Provide For The Payment Of The Loan.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Fairfield School District authorized to borrow.—The board of trustees of the school district of Fairfield County may borrow for the purpose of constructing a Fairfield County Area Vocational School a sum not exceeding two hundred thousand dollars from the Division of General Services of the State Budget and Control Board or from any other source at a rate of interest to be agreed upon between the parties.

SECTION 2. Credit pledged.—The General Assembly finds that there are sources of funds available sufficient to retire the loan with interest due thereon and no tax levy for such purpose is necessary. The full faith, credit and taxing power of the district are hereby irrevocably pledged to the payment of the indebtedness provided for in this act.

SECTION 3. Authorization to withhold funds.—In the event the money is borrowed from the Division of General Services, and

should there be any default in any payment on the loan, the State Treasurer is authorized to withhold funds accruing to the school district of Fairfield County and transmit such funds to the Division of General Services.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of July, 1967.

(R115, H1330)

No. 724

An Act To Declare That The Election Required By The School Bond Act Has Been Duly Held And That No Further Election Need Be Held In Connection With The Issuance Of Not Exceeding Three Million Five Hundred Eighty Thousand Dollars General Obligation Bonds By School District No. 1 Of Florence County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that the Board of Trustees of School District No. 1 of Florence County, (the board) has proceeded in accordance with the provisions of the School Bond Act (Article 5, Chapter 17, Title 21, South Carolina Code of Laws, 1962) to provide for the issuance of not exceeding three million five hundred eighty thousand dollars general obligation bonds of School District No. 1 of Florence County, (the school district) ; and to that end an election was duly held in the school district on November 29, 1966 in accordance with the provisions of the School Bond Act in which there was submitted to the qualified electors of the school district the following question: "Shall the Board of Trustees of School District No. 1 of Florence County, the State of South Carolina, be empowered to issue not exceeding Three Million Five Hundred Eighty Thousand Dollars (\$3,580,000) of general obligation bonds of the District, or such lesser amount as shall, on the occasion of the issuance of such bonds, be within the constitutional debt limitation then applicable to the School District, for the purposes of providing funds for capital improvements within said District in the form of new buildings and other public school facilities?" The election resulted favorably to the issuance of the bonds by a vote of 1593 to 351.

At the general election held on November 8, 1966 a proposed amendment to the South Carolina Constitution was also approved increasing the debt limit applicable to the school district to fifteen per cent of the assessed value of the taxable property in the school district. This constitutional amendment has become a part of the South Carolina Constitution upon its ratification by legislation enacted at this 1967 session of the General Assembly.

SECTION 2. Further—bonds may be issued without another election.—The General Assembly finds that the election required by the School Bond Act has been duly and properly held and has resulted favorably to the issuance of the bonds voted upon. Accordingly it authorizes that the board may proceed, in accordance with the provisions of the School Bond Act, to issue not exceeding three million five hundred eighty thousand dollars general obligation bonds of the school district or such lesser amount as shall on the occasion of the issuance of any of such bonds be within the constitutional debt limitation then applicable to the school district; and that no further election need be held in connection with the issuance of the bonds. Such bonds when issued shall constitute general obligation bonds of the district and there shall be levied annually by the Auditor of Florence County and collected by the Treasurer of Florence County in the same manner as other taxes are levied and collected on all taxable property in the school district a tax sufficient to pay the principal and interest on the bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 8th day of March, 1967.

(R398, H1777)

No. 725

An Act To Amend Act No. 1095, Acts And Joint Resolutions Of South Carolina, 1962, Relating To The Lower Florence County Hospital District, So As To Abolish The Advisory Board Of The District And To Provide For An Annual Audit Of The Affairs Of The District.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 1 of Act 1095 of 1962 amended—findings of General Assembly.—Section 1 of Act No. 1095 of 1962 is amended by striking beginning on line twenty-one “, a governing body and an advisory board” and inserting “and a governing body” and by striking on the last line of the section “such agencies” and inserting “the governing body” so that when amended the section shall read as follows:

“Section 1. The General Assembly finds that there is a need for public hospital facilities in Florence County generally and in that section of lower Florence County hereafter described, and that such a need can be best fulfilled through the establishment of a hospital district to be comprised of the area hereafter described. It is intended that public hospital facilities be furnished by the district to care for the needs of those residing in the district, and also that they be made available to other residents of Florence County elsewhere than in the district, such facilities then serving the additional function of affording hospital care to residents of Florence County which might not otherwise be available.

The General Assembly has given due consideration to the method to be employed to accomplish its intended purpose, and has concluded that the provisions of Article 3, Chapter 4, Title 32, Code of Laws of South Carolina, 1952, do not constitute an adequate vehicle to insure the maintenance of the public health of the area intended to be served with public hospital facilities to be provided by the district, and has therefore determined that these objectives should be accomplished through this enactment which creates the Lower Florence County Hospital District and a governing body therefor, and prescribes the functions, powers and duties of the district and the governing body.”

SECTION 2. Section 6 of Act No. 1095 of 1962 amended—records and audit.—Section 6 of Act No. 1095 of 1962 is amended by striking beginning on line three “once within four months following the close of its fiscal year” and inserting “annually” and by striking the last sentence in its entirety so that when amended the section shall read as follows:

“Section 6. The board of directors shall at all times keep full and accurate account of its actings and doings and of its receipts and expenditures, and at least annually, a complete audit of its affairs shall be made by a qualified public accountant.”

SECTION 3. Repeal.—Sections 4 and 7 of Act No. 1095 of 1962 are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R454, H1518)

No. 726

An Act To Authorize The State Budget And Control Board To Sell And Convey Certain Lots Owned By The State Of South Carolina, In The City Of Florence, And To Provide For The Disposition Of The Proceeds Of The Sale.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Budget and Control Board may sell property.—The State Budget and Control Board is hereby authorized to sell and convey the following described lots owned by the State of South Carolina in the City of Florence :

All those two lots of land with improvements thereon, located in the southeastern section of the City of Florence, in the County of Florence, State of South Carolina, known as 713 and 715 East Pine Street, lying on the northwest corner of Pine and Griffin Streets. Said lots have a combined frontage on Pine Street of One Hundred Twenty (120) feet, more or less, and are in depth One Hundred Twenty-five (125) feet, more or less, bounded on the North by a lot formerly of E. E. Jarrott, Trustee ; on the South by Pine Street ; on the East by Griffin Street ; and and on the West by lot now or formerly of Koopman.

SECTION 2. Execution of deed.—The State Budget and Control Board may negotiate the sale of the two lots or advertise the same for sale to the public and sell to the highest bidder, reserving the right to reject any and all bids. The deed or deeds of conveyance to the purchaser or purchasers of the two lots shall be executed by the Director of the Division of General Services of the State Budget and Control Board in the name of the State.

SECTION 3. Proceeds.—The proceeds of the sale of the lots shall be credited to the State Board of Health and shall be used in repairing or maintaining buildings at the South Carolina Convalescent Crippled Children's Home.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 7th day of June, 1967.

(R522, S510)

No. 727

An Act To Authorize The Trustees Of Florence County School District No. 4 To Borrow Not Exceeding Thirty Thousand Dollars To Be Used For School Purposes, And To Provide For The Payment Of The Loan.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Loan authorized.—The Board of Trustees of School District No. 4 of Florence County is hereby authorized to borrow not exceeding thirty thousand dollars from the Division of General Services, or any other lending agency, at the lowest interest rate available, to be used for school purposes. The amount borrowed shall be evidenced by a note to be executed by each member of the board. The note shall bear such interest as may be agreed upon, to be paid annually, and shall be payable in five equal, annual installments, with the right to anticipate payment thereof at any annual interest-paying period. The full faith, credit and taxing power of the county are irrevocably pledged for payment of the loan.

SECTION 2. Payment.—The Auditor of Florence County shall levy, and the Treasurer of Florence County shall collect, an annual tax upon all of the taxable property of the district sufficient to retire the loan and the interest due thereon, and the entire proceeds of such levy shall be applied to the payment of the note, inclusive of interest, in full, at which time the levy provided herein shall be terminated. In the event the school district may receive or have on hand any funds not otherwise pledged or designated for a particular use, such funds may be used for payment of the loan and interest thereon.

SECTION 3. Payment further.—Should the money be borrowed from the Division of General Services and should there be default in any payment, the State Treasurer shall withhold all state funds accruing to the district and transmit such funds to the Division of General Services.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R523, S511)

No. 728

An Act To Authorize The Trustees Of Florence County School District No. 2 To Borrow Not Exceeding Twenty-Six Thousand Dollars To Be Used For School Purposes, And To Provide For The Payment Of The Loan.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Loan authorized.—The Board of Trustees of School District No. 2 of Florence County is hereby authorized to borrow not exceeding twenty-six thousand dollars from the Division of General Services, or any other lending agency, at the lowest interest rate available, to be used for school purposes. The amount borrowed shall be evidenced by a note to be executed by each member of the board. The note shall bear such interest as may be agreed upon to be paid annually, and shall be payable in five equal, annual installments, with the right to anticipate payment thereof at any annual interest-paying period. The full faith, credit and taxing power of the county are irrevocably pledged for payment of the loan.

SECTION 2. Payment.—The Auditor of Florence County shall levy, and the Treasurer of Florence County shall collect, an annual tax upon all of the taxable property of the district sufficient to retire the loan and the interest due thereon, and the entire proceeds of such levy shall be applied to the payment of the note, inclusive of interest, in full, at which time the levy provided herein shall be terminated. In the event the school district may receive or have on hand any funds not otherwise pledged or designated for a particular use, such funds may be used for payment of the loan and interest thereon.

SECTION 3. Payment further.—Should the money be borrowed from the Division of General Services and should there be default in any payment, the State Treasurer shall withhold all state funds accruing to the district and transmit such funds to the Division of General Services.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R102, H1266)

No. 729

An Act To Authorize The Georgetown County Board Of Education To Borrow Not More Than Two Hundred Fifty Thousand Dollars For School Purposes For The Georgetown County School District And To Provide For The Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Georgetown County Board of Education may borrow money.—The Georgetown County Board of Education is hereby authorized to borrow not more than two hundred fifty thousand dollars, or so much thereof as is necessary, for school purposes for the Georgetown County School District.

SECTION 2. Payment.—The sum borrowed pursuant to authority of this act shall be evidenced by notes signed by the chairman of the board and the Treasurer of Georgetown County. The sum so borrowed shall be repaid within a period of not exceeding five years, at a rate of interest not to exceed four per cent. Immediately upon the execution and delivery of the notes, the chairman of the board shall notify the Auditor of Georgetown County and the treasurer of the issuance of the notes, method of payment, and interest rate. The auditor shall levy and the treasurer shall collect an annual tax on all the property in the school district sufficient to meet the annual payments and interest on the notes as they become due. After all installments, with interest, of the notes have been paid the tax will no longer be levied.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of March, 1967.

(R213, S299)

No. 730

An Act To Authorize The Georgetown County Board Of Education To Borrow Not Exceeding Two Hundred Fifty Thousand Dollars For School Purposes; To Provide For The Payment Of The Loan; And To Repeal An Act Of 1967 Bearing Ratification No. 102 Relating To The Same.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Georgetown County Board of Education may borrow money.—The Georgetown County Board of Education is hereby authorized to borrow, for school purposes for the Georgetown county School District, not exceeding two hundred fifty thousand dollars from the Division of General Services, or any other lending agency, under such terms and conditions as may be agreed upon by the board and the lending agency. The indebtedness shall be evidenced by notes signed by the chairman of the board and the county treasurer.

SECTION 2. Payment.—For payment of the indebtedness, the full faith, credit and taxing power of the school district are irrevocably pledged and the county auditor and county treasurer are directed to levy and collect annually a sum sufficient to pay the principal and interest thereon. In the event the school district may receive or have on hand any funds not otherwise pledged or designated for a particular use, such funds may be used for payment of the loan and interest thereon. Should the monies be borrowed from the Division of General Services and should there be default in any payment, the State Treasurer is directed to withhold any funds accruing to the school district and to transmit such funds to the Division of General Services.

SECTION 3. Act 729 of 1967 repealed.—An act of 1967, bearing Ratification No. 102, is repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R234, S332)

No. 731

An Act To Authorize The Governing Bodies Of Georgetown County And The City Of Georgetown To Deed A Certain Parcel Of Land Located In The City Of Georgetown To Sarah Rebecca Thompson.

Whereas, a parcel of property containing one and seven hundredths acres, more or less, located in the City of Georgetown was dedicated as a street; and

Whereas, such street was never opened nor put to use as such; and

Whereas, the property is owned by Sarah Rebecca Thompson; and

Whereas, there is no intent on the part of the City of Georgetown or the County of Georgetown to use such land for street purposes but such dedication has created a cloud on the title to the property. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Transfer of property.—The governing bodies of the County of Georgetown and the City of Georgetown are authorized to execute a quit claim deed to Sarah Rebecca Thompson to the one and seven hundredths acres, more or less, designated as Prince Street in the City of Georgetown by broken lines on a plat recorded in the office of the Clerk of Court for Georgetown County in Plat Book A-2 at page 36.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of April, 1967.

(R283, H1648)

No. 732

An Act To Ratify A Deed Of Conveyance From Georgetown County to the Chamber of Commerce of The Town Of Andrews.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Deed by Georgetown County ratified.—That certain deed executed by Georgetown County to the Chamber of Com-

merce of the Town of Andrews dated January 10, 1967, and conveying all of the property acquired by Georgetown County from the Town of Andrews by deed recorded in the office of the Clerk of Court of Georgetown County in Deed Book 59, at page 511, is hereby ratified, confirmed and validated in all respects.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of April, 1967.

(R560, H212)

No. 733

An Act To Create The Georgetown County Water And Sewer District, To Define Its Service Area, To Prescribe Its Functions And Powers, To Authorize The District To Borrow Money, To Prescribe The Conditions Under Which It May Exercise Such Power To Borrow Money, And To Make Provision For The Disposition Of The Revenues And Earnings Of The District.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Georgetown County Water and Sewer Ditricht created.—There is hereby created a body corporate and politic of perpetual succession to be known as the Georgetown County Water and Sewer District (hereinafter sometimes referred to as the 'district'). It shall be the function of the district to acquire, construct and operate a water and sewer system, utilizing therefor water from all available sources by purchase or otherwise, at such convenient points as the district shall select. To that end, it shall be empowered to construct such reservoirs, impounding dams or dykes, canals, conduits, aqueducts, tunnels, water distribution facilities, water mains and water lines; as in the opinion of the district may be deemed necessary, and to acquire such land, rights-of-way, easements, machinery, apparatus and equipment as shall be deemed useful therefor.

SECTION 2. Members—terms—officers.—The district shall be comprised of five members, who shall be resident electors of Georgetown County. All members of the district shall be appointed by the Governor, upon the recommendation of a majority of the Legislative Delegation of Georgetown County. Of those recommended for original appointment, two shall be appointed for terms of two years, two for

terms of four years and one for a term of six years. Upon the termination of the terms of the original members, their successors shall be appointed by the Governor, in the same manner as is provided for the original appointment, for terms of six years. Any vacancy occurring by reason of death, resignation or otherwise shall be filled for the remainder of the unexpired term by appointment of the Governor upon the recommendation of a majority of the Georgetown County Legislative Delegation. All members of the district shall hold office until their successors shall have been appointed and shall have qualified.

As soon as convenient, the district shall convene and shall organize by electing one of their number as chairman, a second as vice-chairman, and a third as secretary. The terms of office of the foregoing officers of the district shall be for such period as the district shall determine in its by-laws.

The secretary of the district shall from time to time file in the office of the Clerk of Court for Georgetown County appropriate certificates showing the personnel of the district and the duration of the terms of the respective members.

The members of the district shall receive no compensation, but shall be reimbursed for any actual expenses incurred in connection with the business of the district.

SECTION 3. Service area.—The service area of the district will be Georgetown County and to the end that the district shall not unduly compete with the existing publicly operated water systems of the City of Georgetown and the Town of Andrews, the district shall not sell water to be used by persons or private corporations within the corporate limits of such municipalities without the consent of the municipal officers of such municipalities.

SECTION 4. Powers.—Without in any way limiting the generality of the functions of the district, it shall be empowered as follows:

- (1) To have perpetual succession.
- (2) To sue and be sued.
- (3) To adopt, use and alter a corporate seal.
- (4) To define a quorum for meetings.
- (5) To maintain a principal office.
- (6) To make bylaws for the management and regulation of its affairs.

(7) To build, construct, maintain, enlarge and improve sewer lines and facilities for the treatment and disposal of sewage and other wastes.

(8) To build, construct, maintain, enlarge and improve systems for the acquisition and distribution of water for domestic or industrial use.

(9) To acquire and operate any type of machinery, appliances or appurtenances, necessary or useful in constructing, operating and maintaining its systems.

(10) To contract for or otherwise acquire a supply of water and sell water for industrial or domestic use.

(11) To prescribe rates and regulations under which such water shall be sold for industrial and domestic use.

(12) To enter into contracts of long duration for the sale of water with persons, private corporations, municipal corporations or public bodies or agencies.

(13) To prescribe such regulations as it shall deem necessary to protect from pollution all water in its pipes, tanks, reservoirs, distribution systems or elsewhere within its system. *Provided*, that prior to the adoption of any regulation, the district shall hold a public meeting for the consideration thereof, and shall advertise in a newspaper of general circulation in the district the time and place of such meeting, and the general nature and scope of the regulation to be considered for adoption, and such notice shall be published on two occasions prior to such meeting, and at least ten days prior thereto.

(14) To make contracts of all sorts and to execute all instruments necessary or convenient for the carrying on of the business of the district.

(15) To acquire, purchase, hold, use, lease, mortgage, sell, transfer and dispose of any property, real, personal or mixed, or any interest therein.

(16) To make use of county and state highway rights-of-way in which to lay pipes and lines in such manner and under such conditions as the appropriate officials in charge of such rights-of-way shall approve.

(17) Subject always to the limitations of Section 4, Article VIII, of the Constitution of this State, to make use of all the streets and public ways of an incorporated municipality for the purpose of laying pipes and lines.

(18) To alter and change county and state highways wherever necessary to construct the system under such conditions as the appropriate officials in charge of such highways shall approve.

(19) To exercise the power of eminent domain for any corporate function. The power of eminent domain may be exercised through any procedure prescribed by Sections 25-101 through 25-140 and 33-121 through 33-148, Code of Laws of South Carolina, 1962, as now or hereafter constituted, it being the intent of this provision that further amendments and modifications of these code provisions shall be deemed to amend and revise correspondingly the powers granted by this paragraph. *Provided*, however, that the condemnation of an existing public use shall be denied unless it can be shown that the specific property to be condemned is essential to the district, and the use to be condemned does not impair the existing public use.

(20) To appoint officers, agents, employees and servants, to prescribe the duties of such, to fix their compensation and to determine if and to what extent they shall be bonded for the faithful performance of their duties.

(21) To make contracts for construction and other services; *provided*, that construction contracts shall be let on competitive bidding and shall be awarded to the lowest responsible bidder.

(22) To borrow money and to make and issue negotiable bonds, notes and other evidences of indebtedness, payable from all or any part of the revenues derived from the operation of its system. The sums borrowed may be those needed to pay all costs incident to the construction and establishment of the system, and any extensions, additions and improvements thereto, including engineering costs, legal costs, construction costs; the sum needed to pay interest during the period prior to which the system or any extension, addition or improvement thereof, shall be fully in operation; such sum as is needed to supply working capital to place the system in operation; and all other expenses of any sort that the district may incur in establishing, extending or enlarging the system. Neither the full faith and credit of the State of South Carolina, nor the county, shall be pledged for the payment of the principal and interest of the obligations issued pursuant to this paragraph. Neither the members of the district, nor any person signing the obligations, shall be personally liable thereon. To the end that a convenient procedure for borrowing money may be prescribed, the district shall be fully empowered to avail itself of all powers granted by Sections 59-361 through 59-415.

and 59-651 through 59-682, Code of Laws of South Carolina, 1962, as now or hereafter constituted, it being the intent of this provision that further amendments and modifications of the code provisions shall be deemed to amend and revise correspondingly the powers granted by this paragraph. In exercising the power conferred upon the district by such code provisions, the district may make or omit all pledges and covenants authorized by any provision thereof, and may confer upon the holders of its securities all rights and liens authorized by law. Notwithstanding contrary provisions in the code, the district may:

(a) Disregard any provision requiring that bonds have serial maturities, and issue bonds in such form and with such maturities as the district shall determine.

(b) Provide that its bonds, notes or other evidence of indebtedness be payable, both as to principal and interest, from the net revenues derived from the operation of its system, as such net revenues may be defined by the district.

(c) Covenant and agree that upon it being adjudged in default as to the payment of any installment of principal or interest upon any obligation issued by it, or in default as to the performance of any covenant or undertaking made by it, in such event the principal of all obligations of such issue may be declared forthwith due and payable, notwithstanding that any of them may not have then matured.

(d) Confer upon a corporation trustee the power to make disposition of the proceeds from all borrowings and of all revenues derived from the operation of the system, in accordance with the resolution adopted by the authority as an incident to the issuance of any notes, bonds or other types of securities.

(e) Dispose of bonds, notes or other evidence of indebtedness at public or private sale, and upon such terms and conditions as it shall approve.

(f) Make provision for the redemption of any obligations issued by it prior to their stated maturity, with or without premium, and on such terms and conditions as the district shall approve.

(g) Covenant and agree that any cushion fund established to further secure the payment of the principal and interest of any obligation shall be in a fixed amount.

(h) Covenant and agree that no free service will be furnished to any person, municipal corporation or any subdivision or division of the State.

(i) Prescribe the procedure, if any, by which the terms of the contract with the holders of its obligations may be amended, the number of obligations whose holders must consent thereto, and the manner in which such consent shall be given.

(j) Prescribe the events of default and the terms and conditions upon which all or any obligations shall become or may be declared due before maturity and the terms and conditions upon which such declarations and their consequences may be waived.

(23) To exercise all powers given to public service districts by any general law.

(24) To study the needs of water and sewerage services in and out of Georgetown County to such extent as it may deem feasible and to report its findings from time to time to the Georgetown County Legislative Delegation.

SECTION 5. Rates not to be regulated.—The rates charged for services furnished by the district, as constructed, improved, enlarged and extended, shall not be subject to supervision or regulation by any state bureau, board, commission, or like instrumentality or agency thereof.

SECTION 6. Exempt from taxes.—All property of the district shall be exempt from all ad valorem taxes levied by the State, county or any municipality, division, subdivision or agency thereof, direct or indirect.

SECTION 7. Fiscal year and audit.—The district shall conduct its affairs on the fiscal year basis employed by the State. As shortly after the close of its fiscal year as may be practicable, an audit of its affairs shall be made by certified public accountants of good standing, to be designated by the district. Copies of such audits incorporated into an annual report of the district shall be filed with the auditor and treasurer of the county, and with the clerk of the finance board of the county.

SECTION 8. Bonds may be issued.—In order to provide funds for the construction of improvements to existing water lines and for sewage disposal and treatment facilities, the district is authorized and empowered to issue not exceeding five hundred thousand dollars of general obligation bonds of the district.

If it is proposed that the bond issue be supported and paid by a tax levy, rather than by revenues of the district, then as a condition

precedent to the issuance of the bonds, the bond issue as proposed must be approved by a majority vote in favor thereof in a referendum conducted by the county commissioners of election among the electors of the district, which referendum shall be conducted in the usual manner after due legal advertisement thereof and in which the question submitted shall be substantially in the following form:

‘Shall the Georgetown County Water and Sewer District issue general obligation bonds in the sum of _____ dollars, whose proceeds shall be used for _____ and the repayment of which will require the levy of an ad valorem tax upon all taxable property in the district of approximately _____ mills for a period of approximately _____ years?’

SECTION 9. Issues.—Bonds issued pursuant to this act may be issued as a single issue or from time to time as several separate issues.

SECTION 10. Maturity.—Bonds issued pursuant to this act shall mature in such annual series or installments as the district shall provide, except that the first maturing bonds shall mature not later than three years from the date of issue; not less than three per cent of the bonds shall mature in each year; and no bond shall mature later than thirty years from the date of issue.

SECTION 11. Redemption.—Any bond issued pursuant to this act may be issued with a provision permitting its redemption prior to its stated maturity, at par and accrued interest, plus such redemption premium as may be prescribed by the district, but no bond shall be redeemable prior to its stated maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of such bonds, provision shall be made specifying the manner of call and the notice thereof that must be given as to bonds made redeemable prior to their stated maturities.

SECTION 12. Negotiability.—Bonds issued pursuant to this act shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Georgetown County, upon such conditions as the district may prescribe. Except when so registered, all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 13. Where payable.—Bonds issued pursuant to this act shall be made payable at such place or places, within or without the State, as the district shall provide.

SECTION 14. Interest.—Bonds issued pursuant to this act shall bear interest at the rate approved by the district.

SECTION 15. Denomination.—The bonds and the coupons to be thereunto attached shall be in such denomination and shall be executed in such manner as the district shall by resolution prescribe.

SECTION 16. Sale.—Bonds issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina. Such published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 17. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the district shall be irrevocably pledged, and there shall be levied annually by the Auditor of Georgetown County, and collected by the Treasurer of Georgetown County, on all taxable property within the district, a tax sufficient to pay the principal and interest of the bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 18. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax-exempt status prescribed by Section 65-4.1, Code of Laws of South Carolina, 1962.

SECTION 19. Proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Georgetown County and shall be expended as follows:

(a) Any accrued interest received shall be applied by the county treasurer to the payment of the first installment of interest to become due on such bonds.

(b) Any premium shall be applied by the county treasurer to the payment of the first installment of principal of such bonds.

(c) The remaining proceeds shall be expended upon the warrant of the district for the following purposes:

(i) To defray the cost of issuing the bonds authorized by this act; and

(ii) To construct water and sewer facilities.

(d) If, after the final completion of the district's program, the district shall certify to the Treasurer of Georgetown County that any remaining balance in the bond account is no longer needed for its program, then such balance shall be held by or delivered to the county treasurer and used to effect the retirement of bonds then outstanding, which shall have been issued pursuant to this act.

(e) Pending any use of funds, it shall be lawful for the district to cause the principal proceeds resulting from any sale of bonds to be invested in obligations of the United States, or any agency thereof, having a maturity of not more than two years from the date when such investments shall be made. In order to effect such investment, the district shall be empowered to withdraw from the treasurer the entire principal proceeds of any bonds that may be issued and to cause the same to be deposited with any corporate trustee who shall hold the same as trust funds to be invested in the manner that the district shall direct within the limitations imposed by this paragraph.

Any income resulting from such investment shall be returned to the Treasurer of Georgetown County and used by him to meet the debt service of any bonds so issued.

SECTION 20. No further action required.—No election is prescribed as a condition precedent to the issuance of bonds pursuant to this act, and no action other than that prescribed herein need be taken to effect the issuance of the bonds herein authorized, nor shall the district be required to obtain the approval of any public agency to any action taken pursuant to the authorizations of this act.

SECTION 21. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 22nd day of June, 1967.

An Act To Authorize The Board Of Commissioners Of Georgetown County To Issue And Sell Not Exceeding Three Hundred Thousand Dollars Of General Obligation Bonds Of The County To Provide Funds For Capital Expenditures; To Prescribe The

Conditions Under Which The Bonds Shall Be Issued; And To Make Provision For The Payment.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Georgetown County Board of Commissioners authorized to issue and sell bonds.—The Board of Commissioners of Georgetown County is hereby authorized to issue and sell general obligation bonds of the county in an aggregate principal amount of not exceeding three hundred thousand dollars for expenditures on capital improvements.

SECTION 2. Issue.—The bonds authorized by this act may be issued as a single issue, or from time to time as several separate issues.

SECTION 3. Denominations and maturity.—The bonds shall be in such denominations and shall mature in such annual series or installments as the Board shall provide for, except that the last maturing bonds shall mature not later than ten years from the date as of which the bonds shall be issued.

SECTION 4. Prior redemption.—The bonds issued pursuant to this act may be issued with a provision for their redemption prior to their stated maturities at par and accrued interest, plus such redemption premium as may be prescribed by the Board, but no bond shall be redeemable before maturity unless it contains a statement to that effect. If bonds are made subject to redemption, provision shall be made in the proceedings authorizing the issuance of the bonds specifying the manner of call and the notice thereof that must be given.

SECTION 5. Form and registration.—The bonds shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Georgetown County, upon such conditions as the Board may prescribe. Except when so registered, all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 6. Place of payment.—The bonds issued pursuant to this act shall be made payable at such place, within or without the State, as the Board shall provide.

SECTION 7. Interest.—Bonds issued pursuant to this act shall bear interest at rates determined by the Board.

SECTION 8. Execution.—The bonds, and the coupons to be thereunto attached, shall be executed in such manner as the Board shall by resolution provide.

SECTION 9. Sale and notice of sale.—Bonds issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina. The published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 10. Payment and credit pledge.—For the payment of the principal and interest of all bonds issued pursuant to this act, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of Georgetown County shall be irrevocably pledged, and there shall be levied annually by the Auditor of Georgetown County and collected by the Treasurer of Georgetown County in the same manner as county taxes are levied and collected, a tax without limit on all taxable property in Georgetown County, sufficient to pay the principal and interest of such bonds as they respectively mature, and to create such sinking fund as may be necessary therefor.

SECTION 11. Tax exempt.—The principal and interest of any bonds issued pursuant to this act shall have the tax exempt status prescribed by Section 65-4.1 of the 1962 Code.

SECTION 12. Use of proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Georgetown County and shall be deposited in a bond account fund, and shall be expended only during the fiscal years of 1966-1967 and 1967-1968 and made use of as follows:

(a) Any accrued interest shall be applied to the payment of the first installment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first installment of principal of such bonds.

(c) The remaining proceeds shall be expended, on the warrant of the Board, to defray the cost of issuing the bonds authorized hereby and for the purposes set forth as follows:

- (1) Purchase of dragline.
- (2) Purchase of furniture and furnishings for courthouse.
- (3) Pay for construction of boat landings.

(4) Pay for moving and renovation of sheriff's office and old county commissioners' office.

(5) Pay for purchase of real estate and matching funds for construction of Andrews Airport.

(6) Pay for purchase of real and personal property for establishing Georgetown County Historical Museum.

(7) Purchase ambulances and first aid equipment and pay for construction of building to house ambulances.

(d) If any balance remain it shall be held by the Treasurer of Georgetown County in a special fund and used to effect the retirement of bonds authorized hereby; *provided*, that the purchaser of the bonds herein authorized shall be in no way responsible for the proper application of the proceeds.

SECTION 13. Powers granted board additional.—The powers and authorizations hereby conferred upon the Board shall be in addition to all other powers and authorizations previously vested therein, and may be exercised by the Board at any regular or special meeting through the adoption of resolutions to take effect immediately upon their adoption.

SECTION 14. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R832, H1763)

No. 735

An Act To Provide For The Levy Of Taxes For Schools, Roads And Other County Purposes In Georgetown County For The Fiscal Year Beginning July 1, 1967, Through June 30, 1968; And To Provide For The Expenditure Thereof; To Create The County Library; To Provide For A Special Account For County Ambulance Service Funds; To Amend An Act Of 1967 Bearing Ratification No. 252, Relating To The Georgetown Court Library Commission, So As To Further Provide Therefor; To Amend An Act Of 1967 Bearing Ratification No. 560, Relating To The Georgetown County Water And Sewer District, So As To Delete A Proviso Concerning Condemnation Of An Existing Public Use; To Create The Office Of County Tax Collector; To Designate The Governing Body Of The County As The County Board

Of Commissioners And To Repeal Section 7 Of Act No. 935 Of The Acts And Joint Resolutions Of 1966, Relating To The Name Of The County Governing Body.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. In order to provide the sums appropriated herein for the respective purposes hereinafter mentioned, there is hereby levied upon all the taxable property in Georgetown County, for the fiscal year beginning July 1, 1967, and ending June 30, 1968, such number of mills as may be necessary for the purpose of paying the sums herein set out. The county auditor shall make such levy with the approval of a majority of the legislative delegation from the county. In the event, however, of the death or resignation of any one or more members of the legislative delegation, the survivor or survivors shall have the right and power to execute such order.

Roads and Bridges	\$165,000.00
Clerk of Court, Salary	8,950.00
Deputy Clerk of Court, Salary	4,515.00
Clerk to Clerk of Court, Salary	4,043.00
Clerk to Clerk of Court, Salary	3,596.00
Sheriff, Salary	8,950.00
Sheriff, Travel Allowance	2,750.00
Deputy Sheriffs, Salaries	50,705.00
Deputy Sheriffs, Travel Allowance	24,075.00
For use by Sheriff for investigating purposes	1,500.00
Clerk to Sheriff, Salary	4,515.00
Jailor	4,856.00
Assistant Jailor & Radio Operator	4,856.00
Ambulance Expense	10,700.00
Delinquent Tax Collector, Salary	5,710.00
Delinquent Tax Collector, Travel Allowance	3,600.00
Clerk to Delinquent Tax Collector	3,833.00
Treasurer, Salary (with State totaling \$8,950.00)	4,145.00
Treasurer's Travel Allowance	600.00
Clerk to Treasurer, Salary	4,515.00
Clerk to Treasurer, Salary	4,043.00
Part-time Clerk to Treasurer	1,800.00
Auditor, Salary (with State totaling \$8,950.00)	4,145.00

Auditor's Travel Allowance	1,200.00
Tax Assessor, Salary	6,248.00
Tax Assessor, Mileage	1,200.00
Custodian of Maps and Mapper	5,723.00
Custodian of Maps and Mapper, Mileage	1,200.00
Clerk to Auditor, Salary	4,515.00
Tax Accounting Clerk	4,515.00
Clerk to Auditor	3,833.00
Clerical & Mapping	2,500.00
Clerk to Auditor and Treasurer, Salary	3,833.00
County Commissioners, Per Diem	3,000.00
Chairman, Board of Commissioners, Salary	4,000.00
County Service Officer, Salary	5,723.00
County Service Officer, Travel	1,100.00
Clerk to Service Officer, Salary	4,515.00
Coroner	2,000.00
Attorney	2,000.00
Judge of Probate, Salary	8,000.00
Deputy Judge of Probate & Clerk, Salary	4,515.00
Clerk, Judge of Probate, Salary	3,833.00
Magistrate, Georgetown, Salary	5,145.00
Clerk to Magistrate, Georgetown	1,200.00
Magistrate, Andrews, Salary	2,100.00
Clerk to Magistrate, Andrews	1,200.00
Constable, Andrews, Salary	800.00
Magistrate, Nos. 5 & 6 Townships, Salary	2,100.00
Constable, No. 5, Township, Salary	800.00
Constable, No. 6, Township, Salary	800.00
Magistrate, Pawley's Island, Salary	2,100.00
Clerk to Magistrate, Pawley's Island	1,200.00
Constable, Pawley's Island, Salary	800.00
Magistrate, Murrells Inlet, Salary	1,365.00
Clerk to Magistrate, Murrells Inlet, Salary	700.00
Constable, Murrells Inlet, Salary	800.00
Tax Commission & Board of Appeals	3,000.00
Jail Expense	14,000.00
Jurors & Witnesses	12,000.00
Emergency Funds, Dept. of Public Welfare	3,500.00
Poor	5,000.00

Administrative Expenses, Dept. of Public	
Welfare	2,300.00
Post Mortems, Inquests & Lunacy	1,500.00
Public Buildings	30,000.00
Printing, Postage & Stationery	13,000.00
County Health Department	16,272.00
Mental Health Clinic	7,000.00
County Library	24,500.00
Chairman, County Library Board, salary	600.00
County Library Board, per diem	600.00
Bonding County Officers	1,500.00
Vital Statistics	400.00
Telephone & Telegraph	5,000.00
Special Contingent	40,000.00
Georgetown County Planning & Develop-	
ment Commission	16,250.00
County Home Demonstration Agent, Col.	360.00
Clerk to Home Demonstration Agent, Col.	480.00
Workmen's Compensation Insurance	5,000.00
Retirement Fund & Social Security	40,000.00
Hq. & Hq. Btry., Georgetown	1,000.00
A Btry., Andrews	1,000.00
Chairman, Board of Registration, Salary	2,425.00
Clerk, Board of Registration, Salary	1,200.00
Radio Maintenance	1,000.00
Assistant Health Inspector	2,000.00
Assistant Health Inspector, Travel	480.00
Probation Officer, Travel	750.00
Clerical Help, Circuit Court Judge and	
Clerical Help, Probation Officer	4,515.00
Georgetown-Horry Technical Education Center ...	16,250.00
County Agricultural Agent, Salary Supplement ..	480.00
Home Demonstration Agent, Salary Supplement ...	360.00
Civil Defense	15,568.00
GRAND TOTAL	\$715,255.00

Permanent Provisions

SECTION 1.

All references in existing statutes, and statutes hereafter enacted, unless specifically designated otherwise, to the members of the George-

town County Legislative Delegation or language of similar import shall mean all members of the General Assembly resident in Georgetown County.

SECTION 2.

(a) There is hereby created an eleemosynary corporation under the control of the State to be known as the Georgetown County Library which shall have all the powers conferred upon such a corporation by this act and other applicable laws of this State.

(b) The corporation shall be managed by a board of trustees consisting of five members, with countywide representation to be appointed by the Governor upon recommendation of the county legislative delegation including the resident Senator, who shall serve without compensation. The terms of the members shall be for four years and until their successors are appointed and qualify, except of those first appointed three shall serve for two years and four shall serve for four years. Vacancies shall be filled in the manner of the original appointment for the unexpired portion of the term only. Members of the board shall not serve consecutively for more than two terms and shall be subject to removal for cause by the appointing power.

(c) The board shall elect a chairman, a vice chairman, a secretary, a treasurer, and such other officers as may be deemed necessary and may make rules and regulations for the conduct of its business, not inconsistent with law. The board may require of its treasurer and librarian a suitable bond for the faithful performance of their respective duties. The board shall meet at least four times annually and hold such other meetings as it deems necessary. Four members shall constitute a quorum for the transaction of business.

(d) The board shall have the exclusive control and management of the Georgetown County Library and shall employ a librarian or librarians qualified by training and experience to conduct and administer public library service and may employ, direct, and discharge any such employees as it may consider advisable, at its pleasure. No member of the board or relative of a board member shall be employed.

(e) The Georgetown County Library may, by way of amplification and classification but without limiting the generality of powers conferred on it by Section 1:

(1) purchase, lease, hold, and dispose of real estate and personal property;

(2) acquire books and other informational material and provide for their circulation throughout all sections of the county;

(3) accept donations of land, services, materials, books and other things for the establishment and equipping of libraries;

(4) enter into agreements for the suitable designation and markings of equipment, rooms, buildings and other library facilities to commemorate the memory of individuals;

(5) cooperate or enter into contracts with any state or federal agency when by so doing it will receive substantial aid in carrying out the purposes of the library;

(6) enter into contracts with other counties to operate regional or joint libraries and facilities; and

(7) generally to do all things necessary and proper to establish, equip, maintain, and operate a county library system.

(f) The board of trustees shall provide and make available to the citizens of Georgetown County good books and informational material. The board shall establish a headquarters library and may establish branches and units in various communities and operate one or more bookmobiles over routes to be determined by the board, acquire books and other informational material, facilities and equipment, and make such rules and regulations, not inconsistent with law, as it may deem necessary to insure the effective and efficient maintenance and operation of a county library system.

(g) No member of the board of trustees shall contract with the board and any such attempted contract shall be void.

(h) An annual appropriation may be made by the county legislative delegation for the support and maintenance of the county library system to be used as the board may direct; *provided*, that the board shall adequately maintain and operate existing library units without reduction of service by such units. The funds appropriated shall be budgeted over the entire fiscal year and shall be audited each year by the public accountant annually engaged to audit county finances.

(i) The board shall annually, after July first and before September first of each year, make a report of its activities, showing in summary form its receipts and expenditures, the libraries and bookmobile routes operated by it, the number of books, periodicals and other property owned by it, the character of the service rendered to the people of the county, including the number making use of its service, and such other pertinent facts as would show its activities

during the preceding fiscal year. Reports shall be filed in the office of the clerk of court and the governing board for the county and copies shall be furnished each member of the county legislative delegation.

SECTION 3.

All funds provided for ambulance service in Georgetown County shall be placed in a special account for the purpose of defraying expenses of the service and purchase of necessary equipment.

SECTION 4.

Section 1 of an Act of 1967 bearing Ratification No. 252 is amended so as to change the provisions for the governing body of the Georgetown Court Library Commission by striking the section in its entirety and inserting in lieu thereof the following:

"Section 1. There is hereby created the "Georgetown Court Library Commission" to be composed of the Resident Judge of the Fifteenth Judicial Circuit, ex officio, the President of the Georgetown County Bar Association, ex officio, and one member who shall be appointed by the Georgetown County Bar Association from its practicing members in good standing. Such member shall serve a term of two years and until his successor has been appointed and qualifies. A vacancy in an unexpired term shall be filled in the same manner for the unexpired portion of the term only. All commissioners shall serve without bond."

SECTION 5.

An Act of 1967 bearing Ratification No. 560 is amended by striking the following proviso at the end of Item (19) of Section 4: "*Provided*, however, that the condemnation of an existing public use shall be denied unless it can be shown that the specific property to be condemned is essential to the district, and the use to be condemned does not impair the existing public use."

SECTION 6.

There is hereby created the office of Tax Collector for Georgetown County. The tax collector shall be appointed by the Governor upon the recommendation of the county legislative delegation including the resident Senator. His term shall be for two years and until his successor is appointed and qualifies. *Provided*, that the person first appointed shall serve from July 1, 1967 through December 31, 1970. The sheriff shall collect all delinquent taxes which have been re-

ferred to him through June 30, 1968 and the tax collector shall assist him in making such collections. The tax collector shall receive such compensation as may be provided for by the annual county appropriations.

SECTION 7.

Notwithstanding any other provision of law to the contrary, the governing body of Georgetown County shall be known as the County Board of Commissioners and any references to the governing body as county council or the council shall be referred to as the county board or the board.

SECTION 8.

Section 7 of Act No. 935, Acts and Joint Resolutions of South Carolina, 1966, is repealed.

SECTION 9. This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R103, H1285)

No. 736

An Act To Extend The Season For Hunting Rabbit And Quail In Greenville County To March First For The Year 1967 Only.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Hunting season extended in Greenville County.—The season for hunting rabbit and quail in Greenville County is hereby extended to March first for the year 1967 only.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of March, 1967.

(R110, S203)

No. 737

An Act To Authorize The Issuance Of Three Million Five Hundred Thousand Dollars Of General Obligation Bonds Of Berea Sewer Subdistrict, To Prescribe The Terms And Conditions Under Which The Bonds May Be Issued, The Purposes For Which

Their Proceeds May Be Expended, And To Make Provision For Their Payment.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds as follows :

1. Berea Sewer Subdistrict is a special purpose district in Greenville County which was created pursuant to Section 2 of Act No. 621 of the 1965 Acts of the General Assembly and is a sewer subdistrict of Greater Greenville Sewer District.

2. Pursuant to the provisions of Act No. 621 of 1965, Berea Public Service District Commission (Berea Commission) acts as the governing agency of Berea Sewer Subdistrict.

3. Under the provisions of Act No. 621 of 1965 Berea Commission as the governing agency of Berea Sewer Subdistrict was granted all of the powers granted by Section 3 of Act No. 848 of 1954 which are germane to the construction, operation and maintenance of a sewer system within Berea Sewer Subdistrict except that its right to issue general obligation bonds is controlled by Act No. 621 of 1965, and subsequent enactments of the General Assembly.

4. Berea Sewer Subdistrict is becoming increasingly populated and the preservation of the public health therein requires the construction of lateral or collector sewer lines to provide for sewer collection services throughout Berea Sewer Subdistrict.

5. It has been estimated that the cost of providing the foregoing facilities to Berea Sewer Subdistrict will be substantial. Present estimates made by consulting engineers employed by Berea Sewer Subdistrict indicated an expenditure of not less than three million five hundred thousand dollars. The General Assembly has given due consideration to the method of financing the expenditures which must be undertaken by Berea Commission and has concluded that the Berea Commission shall be empowered to issue as a single issue or from time to time as several separate issues not exceeding three million five hundred thousand dollars of general obligation bonds of Berea Sewer Subdistrict.

SECTION 2. Bond issue authorized.—In order to obtain funds to defray the cost of constructing lateral or collector lines to provide for sewer collection services within Berea Sewer Subdistrict, Berea Commission is hereby authorized and empowered to issue not exceeding

three million five hundred thousand dollars of general obligation bonds of Berea Sewer Subdistrict.

SECTION 3. Issues.—The bonds authorized by this act may be issued as a single issue or may be issued in several issues from time to time as Berea Commission may determine. Bonds issued hereunder shall be in such denomination and shall mature in such annual series or installments as Berea Commission shall provide.

SECTION 4. Redemption.—Any bond issued pursuant to this act may be issued with a provision for its redemption prior to its stated maturity at par and accrued interest plus such redemption premium as may be prescribed by Berea Commission, but no bond shall be redeemable before maturity unless it contains a statement to that effect. In the proceedings, authorizing the issuance of any bonds, provisions shall be made specifying the manner of call and notice thereof that must be given.

SECTION 5. Negotiability.—The bonds issued pursuant to this act shall be in the form of negotiable coupon bonds payable to bearer but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Greenville County upon such conditions as Berea Commission may prescribe. Except when so registered all bonds issued pursuant to this act shall have the attributes of negotiable instruments under the law merchant and negotiable instruments law.

SECTION 6. Where payable.—The bonds issued pursuant to this act shall be made payable at such place or places within or without the State as Berea Commission shall prescribe.

SECTION 7. Interest.—Bonds issued pursuant to this act shall bear interest at such rates as may be determined by Berea Commission.

SECTION 8. Execution.—Bonds issued pursuant to this act and the coupons attached thereto shall be executed in such manner as Berea Commission shall by resolution provide.

SECTION 9. Sale.—Bonds issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold at public sale after advertisement in a newspaper of general circulation in South Carolina. The published notice of sale shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 10. Payment.—For the payment of the principal of and interest on the bonds issued pursuant to this act as they respectively mature and for the creation of such sinking funds as may be necessary, the full faith, credit and resources of Berea Sewer Subdistrict shall be irrevocably pledged and there shall be levied annually by the Auditor of Greenville County and collected by the treasurer in the same manner as county taxes are levied and collected, a tax without limit on all taxable property in Berea Sewer Subdistrict sufficient to pay the principal and interest on the bonds as they respectively mature and to create such sinking fund as may be necessary therefor. The bonds may be additionally secured by a pledge of any revenues which Berea Sewer Subdistrict may derive from any sewer charges and from the proceeds of any front foot assessments levied against any abutting property pursuant to the provisions of Act No. 397 of 1965 to which sewer lateral or collection lines shall have been constructed with the proceeds of bonds issued pursuant to this act.

In such event, the revenues as shall be available shall be delivered to the Treasurer of Greenville County, prior to the occasion when the auditor fixes the annual levy. The annual ad valorem tax herein directed to be levied may be reduced in each year by the amount of revenues derived from such sources actually in the hands of the Treasurer of Greenville County at the time the tax for the year is required to be levied, and the tax may be entirely suspended for any year in case the moneys on hand are sufficient to pay both principal and interest then due or falling due in the year and remaining unpaid.

SECTION 11. Exempt from taxes.—The principal of and interest on bonds issued pursuant to this act shall have the tax exempt status prescribed by Section 65-4.1, Code of Laws of South Carolina, 1962.

SECTION 12. Proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Greenville County and shall be deposited in a special bond account fund for Berea Commission and shall be expended and made use of as follows:

(a) All accrued interest shall be applied to the payment of the first installment of interest to become due on the bonds.

(b) Any premium received upon the sale of the bonds shall be applied to the payment of the first installment of principal of the bonds.

(c) The remaining proceeds shall be used upon the warrant or order of Berea Commission to defray the cost of issuing bonds au-

thorized hereby and to pay all costs to be incurred in providing for the construction of lateral or collector sewer lines to provide for sewer collection service within Berea Sewer Subdistrict, including the acquisition of any sites or rights-of-way necessary therefor and to repay any sums borrowed by Berea Sewer Subdistrict for interim financing of such construction. *Provided*, that pending the use of proceeds of the bonds to meet the costs to be incurred as aforesaid, the proceeds of the bonds shall, at the direction of Berea Commission and to the extent prescribed by Berea Commission, be invested and reinvested in obligations of the United States or of agencies having a stated maturity of not exceeding twelve months from the date of such investments. Berea Commission may employ the services of the trust department of any bank having an office in Greenville County to assist it in effecting such investments, and if such action shall be taken by Berea Commission, the Treasurer of Greenville County shall, on the order of Berea Commission, deliver to such bank the proceeds of the bonds to the extent ordered by Berea Commission.

All income realized from such investments after meeting any costs incident thereto shall be from time to time turned over to the Treasurer of Greenville County and by him applied to the payment of interest to become due on the bonds, but the provisions hereof shall in no way limit or impair the directive of this act made by Section 10 requiring the Auditor and Treasurer of Greenville County to levy and collect sufficient taxes to meet the payment of principal and interest of the bonds as they respectively mature, and any reduction in the tax levy, resulting from income so received, shall take place only after the actual receipt by the treasurer of the proceeds of such investment income. Whenever investments made as herein authorized shall be reconverted into cash, the principal proceeds of any such investment shall be returned to the Treasurer of Greenville County and by him applied in accordance with the provisions of this subsection.

(d) If any balance remains from the principal proceeds of the bonds it shall be held by the Treasurer of Greenville County in a special fund and used to effect the retirement of the bonds authorized hereby.

SECTION 13. Powers to be additional.—The powers and authorizations hereby conferred upon Berea Commission shall be in addition to all other powers and authorizations previously vested in them and may be exercised by action taken at regular or special meetings. The

compliance with the provisions of this act shall constitute all action necessary to effect the valid issuance of the bonds.

SECTION 14. No time limit on issuance of bonds.—The authorizations granted by this act shall remain of full force and effect until they shall be rescinded by subsequent enactment and no time limit is set for the issuance of bonds pursuant to this act.

SECTION 15. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 16. Saving Clause.—If any section, clause, provision or portion of this act shall be held to be invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, or provision of this act which is not in and of itself unconstitutional.

SECTION 17. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 8th day of March, 1967.

(R186, S266)

No. 738

An Act To Authorize The Board Of Trustees Of The School District Of Greenville County To Issue Not Exceeding Seven Million Two Hundred Thousand Dollars Of General Obligation Bonds Of The School District Of Greenville County, To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which Their Proceeds May Be Expended, And To Make Provision For The Payment Of Such Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that the School District of Greenville County (which consists of nearly all of Greenville County and small portions of Laurens and Spartanburg Counties, hereinafter called the school district), has a need for further school facilities in order to accommodate pupils attending the public school system in the school district. It has therefore determined to authorize the Board of Trustees of the School District of Greenville County (the board) to effect the acquisition of further school facilities through the constructing and equipping of

buildings and the renovation and improvement of existing buildings to the extent of seven million two hundred thousand dollars or such lesser sum as may, upon the occasions of the issuance of bonds, be determined to be within the constitutional limitation applicable to the school district.

SECTION 2. Additional school facilities may be acquired.—

The Board of Trustees of the School District of Greenville County is empowered to acquire such further school facilities as may be procured through the issuance and sale of the bonds authorized hereby and through such other funds made available to the board, and to that end, shall be empowered to construct and equip new school buildings, to improve, enlarge and reequip existing school buildings, and to acquire such land as may be needed therefor.

SECTION 3. Bond issue authorized.—In order to obtain funds for the purposes above set forth, the board is hereby authorized and empowered to issue not exceeding seven million two hundred thousand dollars of general obligation bonds of The School District of Greenville County. The proceeds derived from the sale of such bonds shall be paid to the Coordinator of Fiscal Affairs of the School District of Greenville County and shall be disposed of as follows:

(a) Any accrued interest shall be applied to the payment of the first installment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first installment of principal of such bonds.

(c) The remaining proceeds shall be used upon warrants of the board to defray the cost of issuing the bonds authorized hereby, and to acquire further school facilities as provided herein.

(d) If any balance remain, the same shall be turned over to the Treasurer of Greenville County and held by him in a special fund and used to effect the retirement of bonds authorized hereby.

(e) Pending any use of funds, it shall be lawful for the board to cause the principal proceeds resulting from any sale of bonds to be invested in obligations of the United States, or any agency thereof, having a maturity of not more than two years from the date when such investments shall be made. In order to effect such investment the board shall be empowered to withdraw from the Coordinator the entire principal proceeds of any bonds that may be issued and to cause them to be deposited with any corporate trustee who shall hold them as trust funds to be invested in the manner that the board shall direct within the limitations imposed by this paragraph.

Any income resulting from such investment shall be paid over to the Treasurer of Greenville County and used by him to meet the debt service of any bonds so issued.

SECTION 4. Issues — maturity — redemption interest — dates.

—The bonds may be issued as a single issue, or from time to time as several separate issues in the discretion of the board; *provided*, that no bonds authorized by this act shall be issued later than three years after the effective date of this act. All bonds shall mature serially in successive installments of such amounts as may be determined by the board, except that the maturity date of the first maturing bonds of any issue shall occur not later than three years from the date which the bonds of such issue bear and maturity of the last maturing bonds of such issue shall occur not later than twenty-five years from the date which the bonds of such issue bear. Any bonds issued pursuant to this act may, at the discretion of the board, contain a provision permitting its redemption prior to its stated maturity at such redemption premium as the board shall prescribe. The bonds shall be of such denomination, shall bear such rate or rates of interest as the board may determine. The bonds may be issued with the privilege to the holder of having them registered as to principal on the books of the Treasurer of Greenville County, and the principal thus made payable to the registered holder (unless the last registered transfer shall have been by bearer), upon such conditions as the board may prescribe. They shall bear such date and be payable at such places as the board may likewise prescribe.

SECTION 5. Execution.—The bonds and the interest coupons thereto attached shall be executed in such manner as the board shall prescribe.

SECTION 6. Sale.—The bonds shall be sold by the board at not less than par and accrued interest to the date of their respective deliveries at public sale, and at least ten days prior to any sale, notice announcing the intention to receive bids for the sale of any bonds authorized, by this act, shall be published in a financial paper published in the City of New York.

SECTION 7. Exempt from taxes.—The bonds and all interest to become due thereon shall have the tax exempt status as prescribed by Section 65-4.1 of the 1962 Code.

SECTION 8. Payment.—For the payment of the principal and interest of all bond issued pursuant to this act as the same respectively

mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of The School District of Greenville County shall be irrevocably pledged, and there shall be levied annually by the Auditors of Greenville, Laurens and Spartanburg Counties, and collected by the Treasurers of Greenville, Laurens and Spartanburg Counties, in the same manner as county taxes are levied and collected, a tax without limit, on all taxable property in the school district, sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor. It shall be the duty of the Treasurer of Laurens and Spartanburg Counties to remit to the Treasurer of Greenville County from time to time as the same shall be collected the taxes levied and collected in the Laurens and the Spartanburg County portions of the school district respectively; and the Treasurer of Greenville County shall apply all sums so collected, together with the taxes collected from the Greenville County portion of the school district, to the payment of the principal and interest of the bonds as the same respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 9. Powers to be additional.—The powers and authorizations hereby conferred upon the board shall be in addition to all other powers and authorizations previously vested in the board and may be availed of at any regular or special meeting of the board and at such meeting a majority of the members of the board shall constitute a quorum for the purpose of adopting a resolution making provision for the issuance of bonds pursuant to this act, awarding the sale of such bonds, or taking any other action permitted or required of the board by the provisions of this act.

SECTION 10. No further action required for issuance.—No election is prescribed as a condition precedent to the issuance of the bonds, and no action other than that prescribed herein need be taken to effect the issuance of the bonds, nor shall the board be required to obtain the approval of any public agency to any action taken pursuant to the authorizations of this act.

SECTION 11. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of March, 1967.

(R263, S384)

No. 739

An Act To Amend An Act Of 1967 Bearing Ratification No. R-186, Relating To The Authority Of The Greenville County School District To Issue Seven Million Two Hundred Thousand Dollars Of General Obligation Bonds Of The School District, So As To Provide That Any Income Resulting From Investments Shall Be Paid To The Coordinator Rather Than To The Treasurer Of Greenville County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 3(e) of Act 738 of 1967 amended—investment of proceeds.—Section 3(e) of an act of 1967 bearing Ratification No R-186 is amended so as to provide that any income resulting from investments shall be paid to the Coordinator rather than the Treasurer of Greenville County by striking beginning on line eleven the following: “over to the Treasurer of Greenville County and used by him to meet the debt service of any bonds so issued” and inserting “to the Coordinator and used by him for the purposes for which the bonds were issued”. When amended the subsection shall read as follows:

“Section 3(e) Pending any use of funds, it shall be lawful for the board to cause the principal proceeds resulting from any sale of bonds to be invested in obligations of the United States, or any agency thereof, having a maturity of not more than two years from the date when such investments shall be made. In order to effect such investment the board shall be empowered to withdraw from the Coordinator the entire principal proceeds of any bonds that may be issued and to cause them to be deposited with any corporate trustee who shall hold them as trust funds to be invested in the manner that the board shall direct within the limitations imposed by this paragraph.

Any income resulting from such investment shall be paid to the Coordinator and used by him for the purposes for which the bonds were issued.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of April, 1967.

(R404, H1789)

No. 740

An Act To Authorize The Greenville County Board Of Commissioners To Issue Not Exceeding Two Million Two Hundred Twenty-Four Thousand Three Hundred Dollars Of General Obligation Bonds Of The County; To Provide Additional Facilities For The Greenville County Library, The Grady Hipp Nursing Home And For The Greenville County Technical Training Program; To Prescribe The Purposes For Which The Bonds Shall Be Issued; And To Make Provisions For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Findings of General Assembly.—The General Assembly finds that additional facilities are needed at the Greenville County Library in an amount not to exceed one million five hundred thousand dollars, the Grady Hipp Nursing Home in an amount not to exceed one hundred twenty thousand three hundred dollars, and for the Greenville County Technical Training Program in an amount not to exceed six hundred four thousand dollars. In order to meet these needs the General Assembly has determined to authorize the Greenville County Board of Commissioners (hereafter called the Board) to issue general obligation bonds of the county to the extent of two million two hundred twenty-four thousand three hundred dollars.

SECTION 2. Bond issue authorized.—In order to provide funds to be expended by the Board for the enlargement of existing facilities, equipment therefor, the construction of additional buildings, and further land if the Board determines that additional land is required for such library, nursing home and training program referred to in Section 1, the Board is hereby authorized to issue and sell general obligation bonds of Greenville County in an aggregate principal amount of two million two hundred twenty-four thousand three hundred dollars.

SECTION 3. Issues.—The bonds authorized by this act may be issued as a single issue, or from time to time as several separate issues.

SECTION 4. Denomination.—The bonds shall be of such denomination and shall mature in such annual series or installments as the Board shall provide for, except that the last maturing bonds shall

mature not later than twenty years from the date the bonds shall be issued.

SECTION 5. Redemption.—Any bonds issued pursuant to this act may be issued with a provision for their redemption prior to their stated maturity at par and accrued interest, plus such redemption premium as may be prescribed by the Board, but no bonds shall be redeemable before maturity unless it contains a statement to that effect. If bonds are made subject to redemption, provision shall be made in the proceedings authorizing the issuance of the bonds, specifying the manner of call and the notice thereof that must be given.

SECTION 6. Form.—The bonds shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Greenville County, upon such conditions as the Board may prescribe. Except when so registered, all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 7. Where payable.—The bonds issued pursuant to this act shall be made payable at such places, within or without the State, as the Board shall provide.

SECTION 8. Interest.—Bonds issued pursuant to this act shall bear interest at rates determined by the Board.

SECTION 9. Execution.—The bonds, and the coupons to be attached, shall be executed in such manner as the Board shall by resolution prescribe.

SECTION 10. Sale.—Bonds issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina. The published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 11. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of Greenville County shall be irrevocably pledged, and there shall be levied annually

by the auditor and collected by the treasurer of the county, in the same manner as other county taxes are levied and collected, a tax without limit, on all taxable property in the county sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 12. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Section 65-4.1 of the 1962 Code.

SECTION 13. Proceeds.—The proceeds derived from the sale of the bonds issued pursuant to this act shall be paid to the Treasurer of Greenville County, shall be deposited in a bond account fund and shall be expended and made use of as follows:

(a) Any accrued interest shall be applied to the payment of the first installment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first installment of principal of such bonds.

(c) The remaining proceeds shall be expended, on the warrant of the Board, to defray the cost of issuing the bonds authorized hereby, and to pay the costs incurred for all or any of the purposes set forth in Section 2.

(d) If any balance remain, it shall be held by the Treasurer of Greenville County in a special fund and used to effect the retirement of bonds authorized hereby.

SECTION 14. Powers to be additional.—The powers and authorizations hereby conferred upon the Board shall be in addition to all other powers and authorizations previously vested in the Board and may be exercised at any special or regular meeting.

SECTION 15.—Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

An Act To Provide For The Levy Of Property Taxes In Greenville County For County, School And Road Purposes For The Fiscal Year Beginning July 1, 1967, And Ending June 30, 1968, To Appropriate The Revenues Therefrom And The Income From

**All Other Available Sources Of County Revenues, And To Direct
And Control The Expenditures Thereof.**

Be it enacted by the General Assembly of the State of South Carolina :

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SECTION 1. The County Auditor of Greenville County is hereby directed to calculate, subject to the approval of the Greenville County Legislative Delegation, the levy upon all the taxable property of Greenville County necessary to raise the appropriations hereinafter provided for up to the sum equal to the difference between the estimated revenue accruing to the county from indirect and other revenues of like character applicable by law to the general expenses of Greenville County and the sum total of the appropriations herein provided, and no other purpose whatsoever, such levy not exceeding fourteen and one-quarter mills of all the taxable property of the county and such revenue therefrom to be expended, if so much be necessary, during the fiscal year commencing July 1, 1967, and ending June 30, 1968.

SECTION 2. Appropriations:

Item 1. County Supervisor:

1-1 Supervisor	\$ 8,580.00
1-2 Clerk Stenographer II	4,536.00
1-3 Storekeepers, 3 @ \$4,332.00 each	12,996.00

1-4	Captains, 5 @ \$5,016.00 each	25,080.00
1-5	Lieutenants, 6 @ \$4,332.00 each	25,992.00
1-6	Clerk Stenographer II	4,332.00
1-7	Sergeants, 5 @ \$4,116.00 each	20,580.00
1-8	Guards, 10 @ \$3,936.00 each	39,360.00
1-9	Plumber	4,332.00
1-10	Welder	4,332.00
1-11	Farmers, 3 @ \$3,936.00 each	11,808.00
1-12	Road and Bridge Inspector	5,784.00
1-13	Equipment Maintenance Superintendent	5,016.00
1-14	Equipment Maintenance Mechanics, 3 @ \$4,332.00 each	12,996.00
1-15	Road Maintenance Superintendents, 6 @ \$5,016.00 each	30,096.00
1-16	Asst. Road Maintenance Superintendents, 2 @ \$4,536.00 each	9,072.00
1-17	Motor Equipment Operators, 18 @ \$4,332.00 each	77,976.00
1-18	Crew Foremen, 28 @ \$3,036.00 each	110,208.00
1-19	Engineer (P. T.)	3,420.00
1-20	Crew Foremen, 3 @ \$4,116.00 each	12,348.00
Total Salaries		\$428,844.00
1-50	Travel—County Supervisor	\$ 1,908.00
Total Travel		\$ 1,908.00
1-100	Maintenance of Buildings, Appliances, Janitors' supplies, office supplies, heat, lights and water	\$ 60,000.00
1-101	Convict maintenance (food and clothing)	100,000.00
1-102	Purchase machinery and trucks	115,000.00
1-103	Farming Supplies	8,000.00
1-104	Uniforms for personnel	9,000.00
1-105	Gasoline, oil, diesel fuel, lubricants	85,000.00
1-106	Bridges and large culverts	55,000.00
1-107	Garbage Dump, broken water and sewer lines, moving poles, etc.	9,000.00
1-120	Maintenance of equipment (tools, tires, blades, batteries, cables, replacement parts)	170,000.00

1-130 Materials for use in constructing surface-treating and resurfacing county roads (sand, stone and asphaltic materials) 424,310.50

Total expenses\$1,035,310.50

TOTAL, ITEM 1\$1,466,062.50

Provided, that the amount hereinabove appropriated for the construction and maintenance of county roads shall derive from gasoline taxes. Any amount needed to reach the total amount hereinabove appropriated for that purpose shall derive from the general fund.

Provided, further, the following amounts are included in Item 1-130 and shall be paid therefrom on the approval of the County Supervisor:

TO: City of Greenville\$ 49,436.85
Town of Greer 4,292.50
Town of Simpsonville 1,299.65
Town of Ft. Inn 1,126.25
Town of Mauldin 500.00

\$ 56,655.25

Provided, further, the Supervisor of the County shall not expend or contract to spend in any one quarter of any fiscal year more than one-fourth of the total amount appropriated for his office. If in the carrying out of the limitation imposed on the Supervisor in this section it should develop that any unexpended portion of any item remains for any one quarter of the year, the same may be added to the amount authorized to be expended for the same purpose during the next ensuing period. The periodic allowance above designated shall not, however, be exceeded for any period and any contract providing for the expenditure of any sum in excess of the periodic allowance above provided shall not be binding upon the county. Any person contract-

ing in any manner with the county is charged with the duty of ascertaining whether or not the expenditure of any sum contemplated by any contract shall be in excess of such periodic allowance. The requirements of this proviso as to periodic expenditures may be dispensed with upon the written approval of the Board of Commissioners.

Provided, further, that a daily equipment log for road equipment be made by each machine operator or job foreman showing the location of each road machine and its specific use throughout the day, and such record be retained in the office of the County Supervisor.

Provided, however, the portion of the gasoline tax received by the county shall be allotted to the office of the supervisor for maintenance of roads and bridges and related items of Item 1 above, and any deficiency between that amount and the amount appropriated in Item 1 shall be made up from the general fund of the county.

Item 2. County Board of Commissioners and related expenses:

2-1	Secretary—Board of Commissioners	\$ 5,784.00
2-2	County Comptroller	7,500.00
2-3	County Accountant	5,784.00
2-4	County Accountant	5,508.00
2-5	Account Clerk II	4,536.00
2-6	Account Clerk I	4,116.00
2-7	Purchasing Agent	7,500.00
2-8	Secretary—Legislative Delegation	1,044.00
2-10	Block Book Supervisor	7,380.00
2-11	Assistant Block Book Supervisor	6,696.00
2-12	Draftsmen, 4 @ \$6,072.00 each	24,288.00
2-13	Clerk Typist II	3,396.00
2-14	Clerk Stenographer II	3,744.00
2-20	Tabulating Machine Supervisor	7,032.00
2-21	Asst. Tabulating Machine Supervisor	5,016.00
2-22	Tabulating Machine Operator II	4,332.00
2-23	Tabulating Machine Operator I, 2 @ \$3,936.00 each	7,872.00

2-24	Tabulating Machine Operator I	4,116.00
2-25	Extra Help (P.T.)	5,000.00
2-30	Building Superintendent	7,032.00
2-31	Asst. Building Superintendent	3,936.00
2-32	Clerk Typist II	3,552.00
2-33	Clerk Stenographer II (Delegation)	4,116.00
2-34	Janitor	3,552.00
	Janitor	
2-35	(Elevator operator—County Office Building) ..	3,396.00
2-36	Janitors, 2 @ \$3,396.00	6,792.00
2-37	Janitors, 5 @ \$3,228.00	16,140.00
2-38	Janitors, 3 @ \$3,084.00	9,252.00
2-39	Extra Help (Janitors) P.T.	1,200.00
2-50	County Commissioners, 5 @ \$600.00 each	3,000.00
Total Salaries		\$182,612.00
2-100	Travel for Superintendent of Buildings	\$ 1,200.00
2-101	Travel for Board of Commissioners	1,000.00
2-102	Travel for Block Book Department	500.00
2-103	Travel for Purchasing Agent	700.00
<i>Provided, this shall be paid by the board of commissioners on the basis of seven cents per mile.</i>		
Total Travel		\$ 3,400.00
2-105	Supplies—Block Book Department	\$ 1,000.00
2-106	Lights and power	20,000.00
2-107	Fuel	7,000.00
2-108	Water	1,200.00
2-109	Insurance on buildings	5,500.00
2-110	Janitor's supplies	8,500.00
2-111	Elevator upkeep	2,500.00
2-112	Courthouse repairs	12,000.00
2-113	County audits	6,000.00
2-114	Bond premiums—all offices except sheriff	5,000.00
2-115	Telephone and telegraph	17,000.00
2-116	Legal advertising	200.00
2-117	Postage—all offices	12,500.00
2-118	Workmen's compensation	18,000.00
2-119	State Retirement and Social Security	205,000.00
2-120	Contractual Service—I.B.M.	19,145.76

2-121	Supplies and printing—I.B.M.	2,340.00
2-123	Courthouse grounds	500.00
2-124	Office supplies, commissioners	6,000.00
2-125	Rent—I.B.M. Building, @ \$300.00 per month	3,600.00

Total Supplies and Expenses	\$352,985.76
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TOTAL, ITEM 2	\$538,997.76
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Provided, that the County Board of Commissioners shall have complete control and direction of I.B.M. system and its personnel, equipment and supplies.

Item 3. County Jail:

3-1	Jailor	\$ 5,784.00
3-2	Guards, 8 @ \$4,536.00 each	36,288.00
3-3	Account Clerk I	4,332.00

Total Salaries	\$ 46,404.00
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3-100	Travel—Jailor	\$ 300.00
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Total Travel	\$ 300.00
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3-101	Uniforms for personnel	\$ 1,350.00
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3-102	Food, fuel, etc	24,000.00
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Total Expenses	\$ 25,350.00
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TOTAL, ITEM 3	\$ 72,054.00
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Item 4. Court Operation Expenses:

4-1	Bailiffs, 3 @ \$2,520.00	\$ 7,560.00
4-3	County Judge	18,384.00
4-4	Solicitor—County Court	7,080.00
4-5	Assistant Solicitor	5,556.00
4-6	(County) Court Reporter	6,072.00
4-7	Clerk Stenographer I (County Solicitor)	3,396.00
4-8	Clerk Stenographer II (Circuit Solicitor)	4,332.00
4-10	Stenographer to Circuit Judge (P.T.)	1,392.00
4-11	Circuit Court Stenographer (P.T.)	348.00
4-12	(Assistant Circuit Court and County) Court Reporter	5,268.00

4-13	Criminal Investigator—Circuit and County Court	6,384.00
4-15	Supplementary Salary—Stenographer, Parole Officer	1,128.00
4-16	Clerk Stenographer II (County Court Judge) ..	4,332.00
4-17	Supplementary Salary—stenographer, Parole Officer	792.00
4-18	Clerk Stenographer I (Investigators)	3,552.00
Total Salaries		\$ 75,576.00
4-50	Travel—Criminal Investigator	\$ 900.00
4-51	Travel—Circuit Solicitor	900.00
Total Travel		\$ 1,800.00
4-101	Jurors—All Courts	\$ 54,000.00
4-102	Office Supplies—County Court	1,200.00
4-103	Supplies—Circuit Court Stenographer	1,800.00
4-104	Supplies—Circuit Court Solicitor	1,200.00
4-105	Law Library	1,000.00
4-106	School for Circuit Solicitor and Assistant	750.00
4-107	School for Law Enforcement Officers	500.00
4-108	Indigent Defendant transcripts	2,000.00
Total Expenses		\$ 62,450.00
TOTAL, ITEM 4		\$139,826.00

Provided, the amount hereinabove appropriated as salary for the county judge is an estimate only and shall not exceed three-fourths of the of the salary paid by the State to the circuit judge in same fiscal year. Any amount hereinabove appropriated over this amount shall be returned to the general fund. Any amount needed to reach this amount shall be taken from the contingent fund.

Provided, that the Criminal Investigator shall be full-time employee and charged with the duty of assisting the solicitors of the circuit and county court with the investigation and preparation of all criminal matters relating thereto in Green-

ville County, and to that end will be charged with the further duty of assisting the grand jury with respect to such investigations as the grand jury shall require. The appointment of the investigator shall be made by the county delegation upon the recommendation of the circuit and county solicitors.

Provided, that the assistant solicitor shall be employed by the circuit solicitor and the county court solicitor and shall serve under their direction.

Provided, that the money hereinabove appropriated for supplies for the circuit court stenographer shall be expended upon the written authorization of the resident circuit judge.

Provided, that witnesses, living outside Greenville County, called for coroner's inquest, shall be paid the same as other court witnesses.

Item 5. County Health Department:

5-1	Salaries	\$184,011.00
Total Salaries		\$184,011.00
5-100	Travel, all authorized personnel	\$ 24,600.00
5-101	Rabies, insect and drainage	9,700.00
5-102	Heat, lights, water and telephone	14,000.00
5-103	Laboratory Supplies	2,000.00
5-104	General Operating Expenses	24,000.00
Total Travel and Expenses		\$ 74,300.00
TOTAL, ITEM 5		\$258,311.00

Provided, that the monies hereinabove appropriated shall be spent upon the written approval of the legislative delegation.

Provided, further, that a daily equipment log for heavy equipment be made by each machine operator or job foreman showing the location of each machine and its specific use throughout the day, and such record be retained in the Health Department Office.

Item 6. Sheriff and other Law Enforcement:

6-1	County Sheriff	\$ 8,580.00
6-2	Chief Deputy Sheriff	6,696.00
6-3	Dispatcher	5,784.00
6-4	Dispatchers, 2 @ \$5,784.00 each	11,568.00
6-5	Clerk Stenographers I, 2 @ \$3,552.00 each ...	7,104.00
6-6	Account Clerk II	4,764.00
6-7	Deputy Sheriff—Lieutenants, 3 @ \$6,384.00 each	19,152.00
6-8	Deputy Sheriff—Sergeants, 4 @ \$6,072.00 each	24,288.00
6-9	Deputy Sheriffs, 27 @ \$5,784.00 each	156,168.00
6-10	Deputy Sheriffs, 4 @ \$5,508.00 each	22,032.00
6-11	I. D. Man	6,384.00
6-12	I. D. Man	6,072.00
Total Salaries (Full time)		\$278,592.00
6-20	Special Deputies, 5 @ \$312.00 each	\$ 1,560.00
	Poe Mill	
	Renfrew	
	Woodside	
	Piedmont	
	Southern Worsted	
6-21	Special Deputies, 8 @ \$1,452.00 each	11,616.00
	Sans Souci	
	Upper part of Greenville County	
	Taylors	
	Fork Shoals	
	Dunklin	
	Town of Mauldin	
	Park Place	
	Travelers Rest	
6-22	Special Deputies, 4 @ \$1,176.00 each	4,704.00
	Rehobeth	
	Fairview-Austin	
	Berea	
	East and West Gantt	
6-23	Special Deputies, 2 @ \$1,392.00 each	2,784.00
	Town of Piedmont	
	Lake Lanier	
6-24	Special Deputy (Conestee)	336.00

6-25	Special Deputy (Slater-Marietta)	2,004.00
6-26	Special Deputy (Judson-Welcome)	1,488.00
6-27	Special Deputy (Wade Hampton)	1,536.00
6-29	Special Deputy (Pelham)	552.00
6-30	Special Deputy (Eastview)	1,428.00
6-31	Special Deputy Relief, 2 @ \$1,488.00 each	2,976.00
6-32	Special Warrant Clerk	1,392.00
6-33	Special Deputy (Woodlawn 9 months)	576.00
6-34	Special Deputy Relief	780.00
6-35	Special Deputy Relief	2,832.00
6-36	Special Deputy (Fairview)	1,320.00

Total Salaries (part time)	\$ 37,884.00
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Total Salaries	\$316,476.00
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6-100	Travel—Sheriff	\$ 1,908.00
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6-101	Travel—Chief Deputy	1,656.00
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Total Travel	\$ 3,564.00
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6-102	Gasoline	\$ 15,000.00
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6-103	Rental on 22 cars	55,000.00
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6-104	Fingerprinting equipment	1,500.00
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6-105	Ammunition, guns, etc.	1,600.00
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6-106	Evidence procurement fund	1,000.00
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6-107	Radio maintenance and phone (new radios, blue lights and sirens)	5,670.00
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6-108	Office supplies	3,500.00
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6-109	Military	3,200.00
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6-110	Insurance—premium on officers' bonds	8,000.00
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6-111	Transportation of prisoners	2,500.00
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6-112	Maintenance on confiscated cars	1,000.00
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6-113	Uniforms and equipment for	8,150.00
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6-114	Maintenance—bloodhounds	400.00
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Total Expenses	\$106,520.00
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TOTAL, ITEM 6	\$426,560.00
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Provided, that Greenville County shall own the uniforms and equipment.

Provided, further, that if any of the above officers shall be replaced, the uniforms and equipment used by them shall be returned to the Sheriff.

Provided, that unincorporated towns and outlying districts shall be patrolled by schedule in that Greenville County shall be zoned by the Sheriff and radio patrol be constantly maintained in the zone, rather than attempting countywide operation from the Sheriff's office; and *provided*, that two deputies shall be assigned to civil matters and they shall not be responsible for the serving of criminal investigations.

Provided, that before any expenditure shall be made under the foregoing appropriation for transportation of prisoners, the Sheriff's office shall first obtain the written approval of the circuit or county solicitor.

Provided, further, if possible, return of State prisoners shall be made without cost to the county.

Provided, further, that claims against Greenville County shall be investigated by deputy sheriffs in cooperation with the county attorney.

Item 7. Clerk of Court:

7-1	Clerk of Court	\$ 7,392.00
7-2	Deputy Clerk of Court	5,016.00
7-3	Clerk typist II, 2 @ 3,936.00 each	7,872.00
7-4	Clerk typist II	3,552.00
Total Salaries		\$ 23,832.00
7-100	Office equipment, supplies, etc.	\$ 3,000.00
Total Expenses		\$ 3,000.00
TOTAL, ITEM 7		\$ 26,832.00

Item 8. Probate Judge:

8-1	Probate Judge	\$ 8,160.00
8-2	Probate Court clerk	4,764.00
8-3	Account clerk I	3,936.00

8-4	Clerk stenographer I, 2 @ 3,552.00 each	7,104.00
8-5	Clerk stenographer I	3,396.00
8-6	Clerk typist I	3,396.00
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	Total Salaries	\$ 30,756.00
8-100	Office supplies and equipment	\$ 3,000.00
8-101	Lunacy examinations	3,900.00
8-102	Transportation of mental patients	2,300.00
8-103	Reindexing	1,000.00
		<hr/>
	Total Expenses	\$ 10,200.00
		<hr/>
	TOTAL, ITEM 8	\$ 40,956.00
Item 9. Contingent Fund:		
9-100	Contingent Fund	\$ 15,000.00
		<hr/>
	TOTAL, ITEM 9	\$ 15,000.00
<i>Provided</i> , that appropriations may be made by the Board of Commissioners by majority vote thereof, from time to time, from the Contingent Fund for such purposes or needs as may arise, where, in the judgment of the board, such appropriations are necessary in the best interest of the county.		
<i>Provided</i> , further, that no such appropriation shall be made, except in the course of a duly called public meeting of the Board of Commissioners and recorded in the minutes of the board, which minutes shall be maintained as a public record.		
Item 10. County Treasurer:		
10-1	County Treasurer	\$ 2,586.00
10-2	Account clerk I, 2 @ 4,332.00 each	8,664.00
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	Total Salaries	\$ 11,250.00
10-100	Office supplies	\$ 1,500.00
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	Total Expenses	\$ 1,500.00
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	TOTAL, ITEM 10	\$ 12,750.00

Item 11. Master in Equity:

11-1	Master in Equity	\$ 10,920.00
11-2	Account clerk II	4,536.00
11-3	Hearings stenographer	4,332.00
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	Total Salaries	\$ 19,788.00
11-100	Supplies—Master	\$ 600.00
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	Total Expenses	\$ 600.00
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TOTAL, ITEM 11		\$ 20,388.00

Item 12. Coroner:

12-1	Coroner	\$ 5,520.00
12-2	Clerk stenographer I	3,396.00
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	Total Salaries	\$ 8,916.00
12-100	Travel—Coroner	\$ 1,656.00
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	Total Travel	\$ 1,656.00
12-101	Office supplies	\$ 300.00
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	Total Expenses	\$ 300.00
		<hr/>
TOTAL, ITEM 12		\$ 10,872.00

Item 13. Register of Mesne Conveyance:

13-1	Register	\$ 7,392.00
13-2	Clerk typist II	4,332.00
13-3	Clerk typist II	4,116.00
13-4	Clerk typist II, 4 @ 3,744.00 each	14,976.00
13-5	Clerk typist I, 6 @ 3,396.00 each	20,376.00
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	Total Salaries	\$ 51,192.00
13-100	Photo record machine supplies	\$ 13,000.00
13-101	Office supplies and equipment	8,000.00
13-102	Supplies for microfilming	2,800.00
		<hr/>
	Total Expenses	\$ 23,800.00
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TOTAL, ITEM 13		\$ 74,992.00

Provided, that the Register of Mesne Conveyance, in each case where matter is left in her office to be forwarded by mail to some party, shall collect from the person leaving such matter in advance the postage necessary for mailing such matter.

Provided, further, that the Register of Mesne Conveyance may destroy chattel mortgage books left in her office for a period of six years.

Item 14. Auditor:

14-1	Auditor	\$ 2,586.00
14-2	Account clerk I	4,332.00
14-3	Clerk typist II, 2 @ 3,744.00 each	7,488.00
14-4	Clerk typist I, 3 @ 3,396.00 each	10,188.00
14-5	Tax coordinator	7,380.00
14-6	Clerk typist I	3,396.00
14-7	Account clerk I	4,332.00
14-8	Tax assessors, 5 @ 6,384.00 each	31,920.00
14-9	Clerk typist I (p. t.)	1,698.00
14-10	Clerk typist I (p. t.)	1,273.50

Total Salaries

14-100	Travel—tax coordinator	\$ 900.00
14-101	Travel—assessors; appeal board members per diem	3,500.00

Provided, this travel shall be paid by the Board of Commissioners on the basis of seven cents per mile. *Provided*, further, that the members of the appeal board shall be paid twenty-two dollars and fifty cents per day served for their services as appeal board members.

Total Travel and Per Diem

14-102	Office supplies—Auditor	\$ 1,150.00
14-103	Office supplies and training	1,000.00

Total Expenses

TOTAL, ITEM 14

Item 15. Tax Collector:

15-1	Tax Collector	\$ 7,380.00
15-2	Account clerk II	4,536.00
15-3	Account clerk I, 4 @ 3,936.00 each	15,744.00
15-4	Asst. tax collectors, 4 @ 4,332.00 each	17,328.00
15-5	Extra help (p. t.)	4,500.00

Total Salaries

\$ 49,488.00

15-100 Travel—Tax Collector

\$ 300.00

15-101 Travel—asst. tax collectors, 4 @ 1,740.00 each

6,960.00

Provided, this shall be paid by the Board of Commissioners at the rate of seven cents per mile.

Total Travel

\$ 7,260.00

15-102 Office supplies (to include service contracts on machines)

\$ 3,100.00

Total Expenses

\$ 3,100.00

TOTAL, ITEM 15

\$ 59,848.00

Item 16. Magistrates and Constables:

16-1	City Magistrate No. 1	\$ 5,808.00
16-2	City Magistrate No. 2	5,808.00
16-3	Magistrate—Town of Greer	3,864.00
16-4	Magistrate—West Greenville	5,808.00
16-5	Magistrate—Bates Township	3,336.00
16-6	Magistrate—Austin Township	2,400.00
16-7	Magistrate—Chick Springs Township	5,808.00
16-8	Magistrate—special Sunday and night	3,600.00
16-9	Magistrate—Town of Piedmont	2,196.00
16-10	Magistrate—Fairview Township	1,896.00
16-11	Magistrate—Gantt	1,608.00
16-12	Magistrate—O'Neal Township	804.00
16-13	Magistrate—Town of Batesville	648.00
16-14	Magistrates, 10 @ 420.00 each	4,200.00

Highland Township

Grove Township

Cleveland Township

Oaklawn Township

Butler Township
 Paris Mountain Township
 Glassy Mountain Township
 Fork Shoals Township
 Saluda Township
 Dunklin Township

Total Salaries, Magistrates\$ 47,784.00

Provided, that the special Sunday and night magistrate shall be on duty at the county Court-house between the hours of 9:00 o'clock p.m. and 6:00 o'clock a.m., Monday through Friday of each week.

Provided, further, that the special Sunday and night magistrate, Chick Springs Magistrate and West Greenville Magistrate shall be available, on call, on alternate weekends and thereby providing continuous magisterial service throughout the weekend.

16-15	Constables, 2 @ 3,528.00 each	\$ 7,056.00
	City Magistrate No. 1	
	City Magistrate No. 2	
16-16	Constable, Town of Greer	2,964.00
16-17	Constable, West Greenville	2,964.00
16-18	Constables, 2 @ 1,584.00 each	3,168.00
	Chick Springs Township	
	Town of Piedmont	
16-19	Constable, Bates Township	1,188.00
16-20	Constables, 2 @ 984.00 each	1,968.00
	Austin Township	
	Fairview Township	
16-21	Constable, O'Neal Township	780.00
16-22	Constables, 12 @ 408.00	4,896.00
	Highland Township	
	Grove Township	
	Gantt Township	
	Dunklin Township	
	Cleveland Township	
	Oaklawn Township	
	Butler Township	

Town of Batesville
Paris Mountain Township
Glassy Mountain Township
Fork Shoals Township
Saluda Township

	Total Salaries, Constables	\$ 24,984.00
16-23	Clerk stenographer II—City Magistrate No. 1 ..	\$ 4,332.00
16-24	Clerk typist II	3,744.00
16-25	Clerk typist I—Chick Springs Magistrate	3,396.00
16-26	Clerk—Bates Township Magistrate	2,244.00
16-27	Clerk—Town of Greer Magistrate	1,716.00
16-28	Clerk typist I—West Greenville Magistrate ..	3,396.00
16-29	Clerk—Cleveland Township Magistrate	888.00
	Total Salaries, Clerical	\$ 19,716.00
16-100	Office supplies, City Magistrate No. 1	\$ 300.00
16-101	Office supplies, City Magistrate No. 2	250.00
16-102	Office supplies, West Greenville Magistrate	300.00
16-103	Expenses, Town of Piedmont Magistrate	600.00
16-104	Office supplies, Chick Springs Magistrate	600.00
16-105	Office supplies, all other Magistrates (to include warrant books)	1,700.00
16-106	Rent, Chick Springs Magistrate	1,800.00
16-107	Rent, West Greenville Magistrate	1,500.00
16-108	Rent, Bates Township Magistrate	800.00
16-109	Rent, Town of Piedmont Magistrate	300.00
16-110	Rent, Town of Greer Magistrate	300.00
16-111	Rent, Austin Township Magistrate	300.00
16-112	Rent, Gantt Township Magistrate	300.00
16-113	Rent, Cleveland Township Magistrate	744.00
16-114	Expenses, Austin Township Magistrate	600.00
16-115	Uniforms, 3 Constables (City Magistrate No. 1, City Magistrate No. 2, West Greenville Mag- istrate)	450.00
	Total Expenses, Rent and Uniforms	\$ 10,844.00
	TOTAL, ITEM 16	\$103,328.00
	<i>Provided, that Greenville County shall own the uniforms and equipment.</i>	

Provided, further, that if any of the above officers shall be replaced, the uniforms and equipment used by them shall be returned to the Sheriff.

Provided, further, that each magistrate shall fully comply with Section 43-794 of the 1962 Code, relating to the keeping of records and display signs, etc.

Item 17. County Physicians and Attorney:

17-1	Physician for post mortems	\$ 6,000.00
17-2	County physician	6,000.00
17-3	County dentist	3,636.00
17-4	County attorney	3,744.00
17-5	County surgeon	3,636.00
Total Salaries		\$ 23,016.00
17-100	Travel—county physician	\$ 2,000.00
17-101	Rent and expenses, county attorney	1,800.00
17-102	Medical supplies and expenses (doctors, etc.) for convicts (to include eye glasses, orthopedic appliances, etc.)	8,000.00
17-103	Dental supplies	108.00
Total Expenses		\$ 11,908.00
TOTAL, ITEM 17		\$ 34,924.00

Provided, the appropriations for medical supplies and eye glasses, orthopedic appliances, etc., for convicts, shall be spent on certification of the county physician.

Provided, further, the surgical schedule used to pay for surgery for convicts shall be the Medical (Surgical) Fee Schedule used by the Vocational Rehabilitation Department of South Carolina, State Agency of Vocational Rehabilitation.

Item 18. Soil and Water Conservation District:

18-1	Stenographer (Supplement)	\$ 1,800.00
Total Salaries		\$ 1,800.00

18-100	Office supplies and expenses	\$	700.00
	Total Expenses	\$	700.00
	TOTAL, ITEM 18	\$	2,500.00
Item 19. Farm Demonstration:			
19-1	Farm Agent	\$	1,452.00
19-2	Asst. Farm Agent		840.00
19-3	Asst. Farm Agent		408.00
19-4	Home Demonstration Agent		1,596.00
19-5	Asst. Home Demonstration Agent		468.00
19-6	Home Demonstration Agent		300.00
19-7	Asst. Farm Agent		564.00
19-9	Stenographer		1,200.00
19-10	Stenographer to Farm Demonstration Agent ...		1,560.00
	Total Salaries	\$	8,388.00
19-100	Demonstration supplies	\$	350.00
19-101	4-H Club		350.00
19-110	Future Farmers of America		200.00
19-111	Greater Greenville Sanitation Department (to destroy, haul and dispose of dead animals)		4,500.00
	Total Expenses	\$	5,400.00
	TOTAL, ITEM 19	\$	13,788.00
Item 20. County Forestry Board:			
20-1	Clerk, 8 months @ 35.35 and 4 months @ 189.29	\$	1,039.96
	Total Salaries	\$	1,039.96
20-100	1 Ranger and 3 Wardens @ 571.70 per year each for travel and expense	\$	2,286.80
20-101	4 Towermen @ 76.30 per year each for travel and expense		305.20
	Total Travel and Expense	\$	2,592.00
	TOTAL, ITEM 20	\$	3,631.96

Item 21. Charitable Institutions:

21-101	Greenville Rescue Mission	\$ 1,200.00
21-102	Salvation Army	1,000.00
21-103	Simpsonville Relief Agency	300.00
21-105	Fountain Inn Relief Agency	300.00
21-106	Civil Defense	15,000.00
21-107	Mental Health Clinic	43,695.50
21-108	Parks and Recreation—City of Greenville	15,000.00
21-109	Parks and Recreation—City of Greer	2,000.00
21-110	Parks and Recreation—City of Fountain Inn ..	600.00
21-111	Greenville County Art Museum	30,000.00
21-112	Greenville County Council for Community Ac- tions, Inc.	12,000.00

TOTAL, ITEM 21\$121,095.50

Provided, that the State Mental Health Authorities are authorized to charge such patients as are financially able to pay a reasonable fee based on their ability to pay as may be determined by the authorities with such monies realized to be used for the purpose of improving the services at the Greenville Mental Hygiene Clinic.

Item 22. Department of Public Welfare:

22-1	Salary Supplements	\$ 2,059.44
22-2	Child Worker	4,895.00
22-3	Case Work Supervisor	5,640.00

Total Salaries\$ 12,594.44

22-100	Travel—10 caseworkers and 1 casework super- visor @ \$33.00 per month each	\$ 4,356.00
22-101	Travel and expense—Chairman of Board	330.00
22-102	Telephone and Western Union	5,500.00
22-103	Emergency relief purposes	5,000.00
22-104	Foster Home Care	30,720.00
22-105	Miscellaneous and Incidentals	700.00
22-106	Clearing parental rights, etc.	500.00

Total Travel and Expenses\$ 47,106.00

TOTAL, ITEM 22\$ 59,700.44

Provided, that the above appropriation shall be spent on approval by the Department of Public Welfare Board.

Item 23. Juvenile and Domestic Relations Court:

23-1	Judge, Juvenile and Domestic Relations Court ..	\$ 13,788.00
23-2	Judge, Juvenile and Domestic Relations Court ..	13,788.00
23-3	County Accountant	5,268.00
23-4	Account Clerk I	4,332.00
23-5	Court Reporter	5,268.00
23-6	Clerk-Stenographer II, 2 @ 4,332.00	8,664.00
23-7	Clerk-Stenographer II	3,936.00
23-8	Clerk-Typist II	4,116.00
23-9	Chief Probation Officer	7,764.00
23-10	Probation Officer	5,784.00
23-11	Probation Officers, 5 @ 5,508.00 each	27,540.00
23-12	Probation Officer	5,268.00
23-13	Casework Co-ordinator	5,508.00
23-14	Constable	5,784.00
23-15	Superintendent of Holmsview	3,228.00
23-16	Maid—Cook	2,784.00
Total Salaries		\$122,820.00
23-120	Detention Home Expenses	\$ 4,524.00
23-121	Office Supplies and Expense	7,490.00
23-122	Travel, all authorized personnel	11,834.00
23-123	Conference Expense	1,500.00
Total Travel and Expense		\$ 25,348.00
TOTAL, ITEM 23		\$148,168.00

Provided, that the amount hereinabove appropriated as salary for the Juvenile and Domestic Relations Court Judges is an estimate only and each judge's salary shall not exceed three-fourths of the salary paid by the county to the county judge in the same fiscal year. Any amount hereinabove appropriated over this amount shall be returned to the general fund. Any amount needed to reach this amount shall be taken from the contingent fund.

Provided, further, that the above appropriation shall be spent on approval by the Juvenile and Domestic Relations Board.

Provided, further, that payment for travel by authorized personnel shall be paid on the basis of nine cents for actual miles driven, supported by approved voucher.

Item 24. Rehabilitation Center :

24-1	Rehabilitation Center Superintendent	\$ 7,764.00
24-2	Asst. Rehabilitation Center Superintendent	6,384.00
24-3	Clerk-Stenographer II	4,116.00
24-4	Food Service Supervisor	4,332.00
24-5	Chaplain	6,696.00
24-6	Guard—Pipe Plant Supervisor	4,536.00
24-7	Guard, 4 @ 4,116.00 each	16,464.00
	Sign shop	
	Paint and Body Shop	
	Maintenance	
	Farm Supervisor	
24-8	Warden I, 3 @ 4,536.00	13,608.00
24-9	Warden II—Night	5,508.00
24-10	Warden (p.t.) (Night Relief Instructor)	1,500.00
24-11	Shoe Repair Instructor (p.t.)	700.00
24-12	Director of Recreation (p.t.)	1,800.00
	Total Salaries	<u>\$ 73,408.00</u>
24-110	Inmate Maintenance	\$ 18,800.00
24-111	Institutional Maintenance	13,850.00
24-112	Industries Program	55,006.00
24-113	Permanent Improvements	8,450.00
	Total Expenses	<u>\$ 96,106.00</u>
	TOTAL, ITEM 24	<u>\$169,514.00</u>

Provided, that the budget of the Rehabilitation Center shall be submitted to the delegation for approval prior to July 1, 1967.

Provided, further, that the above appropriation shall be spent on approval by the Rehabilitation Center Board of Directors.

Item 25. County Home.

Item 26. County Nursing Home:

Provided, an itemized budget shall be submitted to the delegation for approval prior to July 1, 1967, by both County Home and Nursing Home. *Provided*, further, that the Greenville County Home Board and County Nursing Home Board are empowered to promulgate rules and regulations to govern the operation of their respective departments.

Item 27. Vacant.

Item 28. Extra Help and Office Expenses — Service

Officer\$ 9,229.00

TOTAL, ITEM 28\$ 9,229.00

Item 29. Probation Officer—Supplies and Equipment ..\$ 600.00

TOTAL, ITEM 29\$ 600.00

Item 30. Vacant.

Item 31. Greenville Planning Commission\$110,905.00

TOTAL, ITEM 31\$110,905.00

Item 32. Vacant.

Item 33. County Development Board\$ 15,000.00

TOTAL, ITEM 33\$ 15,000.00

Item 34. Vacant.

Item 35. Greenville Technical Education Center\$247,382.98

TOTAL, ITEM 35\$247,382.98

Provided, that a daily log for heavy equipment be made by each machine operator or job foreman showing the location of each such machine and its specific use throughout the day, and such record be retained in the office of the Greenville Technical Education Center.

Item 36. Registration Board—Salaries, travel and supplies \$100,000.00

TOTAL, ITEM 36\$100,000.00

Provided, that the Board of Commissioners shall pay the Registration Board Chairman on the

basis of twenty-five dollars per day served, the two board members shall each be paid twenty-two dollars per day served and other employed personnel shall be paid twenty dollars per day served.

Provided, further, travel shall be paid by the Board of Commissioners only on vouchers approved by the Registration Board Chairman, covering travel incident to registration work performed at points other than the main registration headquarters, and shall be on the basis of seven cents per mile traveled.

GRAND TOTAL	\$4,384,359.64
Anticipated approximate revenue indirect levy for 1967-68 applicable to general county pur- poses approximately	\$2,939,030.36
Approximate revenue to be raised by levy for general county purposes	\$1,445,329.28

SECTION 3. Subitems of subdivisions under Section 2, Item 1, of this act may be diverted to any other subdivision under the same item, where such action is found to meet the deficiency in such subitem or subdivision, such diversions to be made by the county board of commissioners and upon and after the approval of the Greenville County Legislative Delegation at a duly called meeting; *provided*, the total appropriation of Item 1 be not thereby exceeded; *provided*, further, that like diversion in other items under Section 2 may be likewise made where no salary or fixed charge is thereby affected.

SECTION 4. The amount hereinabove appropriated as salary for the county auditor and county treasurer are estimates only. The exact amount to be paid by this act appropriated as salary for each of such officers is a sufficient sum to make a total of seven thousand three hundred ninety-two dollars when added to the amount paid by the State.

SECTION 5. The County Board of Commissioners of Greenville County is hereby authorized to reduce the annual tax levy of any subdistrict of Greater Greenville Sewer District whenever it shall appear to the commission that the levy of any such subdistrict is

excessive and higher than necessary to meet the debt service requirements and operating expenses of such subdistrict.

SECTION 6. The County Board of Commissioners of Greenville County, with the approval of the Greenville County Legislative Delegation, is hereby authorized to acquire from the United States of America, or any agency, department, authority, corporation or commission thereof, by purchase, lease, loan, gift, or otherwise, such equipment, machinery, supplies, materials or property, real or personal, both as the county board of commissioners in its discretion shall deem necessary or beneficial to Greenville County or to any of its political subdivisions and to execute and deliver for and on behalf of the county, or any of its political subdivisions, any contract, lease or other instruments as may be necessary to consummate any transaction. The county board of commissioners shall make payment from the general funds of Greenville County for any property purchased hereunder, and there is hereby appropriated for such purpose from the general funds of Greenville County whatever sum or sums shall be necessary to carry out the purposes of this section.

SECTION 7. The County Board of Commissioners of Greenville County, subject to the written approval of the Supervisor of Greenville County, is hereby authorized to contract with the South Carolina Highway Department for the construction by the county of any road or street within the county, and to pay all cost of construction thereof out of the general fund of the county pending the payment from the Highway Department for such construction. Any excess funds which may be received from the Highway Department over and above construction costs may be used by the Supervisor of Greenville County in improving and constructing roads within the county.

SECTION 8. The board of commissioners or their designated representative shall purchase all materials, supplies and equipment for Greenville County. No department head of Greenville County shall make any purchase or contract to purchase any materials, supplies, or equipment without prior approval of the county board of commissioners. The board of commissioners shall have the authority to accept or reject all bids. The board may waive advertisement for bids when it feels it is the best interest of the county to do so.

The board shall further have the right to formulate such rules and regulations as will insure proper purchasing for the county and may

prescribe such forms and bookkeeping methods as may be necessary to carry out the purposes of this section. No purchases shall be approved by the board which involves any obligation over and above the appropriation provided for such purposes.

SECTION 9. Should any part or section of this act be invalidated by court decision on the grounds of illegality or unconstitutionality such decision shall render invalid or inoperative only such portion of this act as may be specifically so invalidated, the remainder to continue in full force and effect.

SECTION 10. All expenditures heretofore authorized by the Greenville County Legislative Delegation and not heretofore validated are hereby ratified and validated.

SECTION 11. No full time county employee shall receive extra compensation from the county or private sources for work done on county time or with county equipment or supplies.

SECTION 12. This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R701, H2063)

No. 742

An Act To Authorize Gantt Water And Sewer District Commission In Greenville County To Issue Not Exceeding One Million Dollars Of General Obligation Bonds Of The District For Sewer Purposes, To Prescribe The Terms And Conditions Upon Which The Bonds May Be Issued And Their Proceeds Expended, And To Provide A Tax Levy For Their Payment.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Gantt Water and Sewer District defined.—The Gantt Water and Sewer District as referred to in this act shall mean the special purpose district in Greenville County created by Act No. 855 of 1954 and shall consist of the territory mentioned in Section 1 of that act as modified by Act No. 430 of 1959 and Act No. 554 of 1961.

SECTION 2. Findings of General Assembly.—The General Assembly finds that the Gantt Water and Sewer District (the district)

proposes to acquire and construct additional facilities for the collection, treatment and disposal of sewage in the district and has estimated that the cost of providing such additional sewage facilities will amount to one million dollars. The General Assembly approved such proposal and intends to authorize the district to issue not exceeding one million dollars of bonds for such purpose.

SECTION 3. Bond issue authorized.—In order to provide funds for the acquisition and construction of additional sewage facilities, the Gantt Water and Sewer District Commission (the commission) may issue, either as a single issue or from time to time as several separate issues, not exceeding one million dollars of general obligation bonds of the district.

SECTION 4. Form—interest—maturity.—The bonds shall be in such denominations, bear such dates as the commission shall determine and any issue or series thereof shall mature in such equal or unequal annual installments as may be determined by the commission, except that the first maturing bonds of any issue or series shall mature not later than two years from the date of issue and the last maturing bonds of any issue or series shall mature not later than twenty-five years from date of issue. They shall be made payable at such places as the commission shall prescribe and shall bear interest payable on such occasions as the commission shall prescribe and at such rates as the successful bidder at any sale thereof shall name; *provided*, that no rate of interest borne by any bond shall be in excess of six per cent. The bonds may be issued with the privilege to the holder of having them registered as to principal by the Treasurer of Greenville County, and the principal thus made payable to the registered holder, unless the last registered transfer shall have been to bearer, upon such conditions as the commission may prescribe. Any bond issued pursuant to the provisions of this act may be made subject to redemption prior to its stated maturity on such terms and conditions and with such redemption premium as the commission shall prescribe.

SECTION 5. Sale.—All bonds issued pursuant to this act shall be sold at not less than par and accrued interest to the date of their respective deliveries and may be sold at public and private sale in the discretion of the commission. In the event of public sale, notice shall be published once at least ten days prior to the sale in a newspaper of general circulation in the State or in a financial journal pub-

lished in the City of New York. In offering the bonds for sale, the commission may reserve the right to reject any and all bids.

SECTION 6. Tax exempt.—The principal and interest of all bonds issued pursuant to this act shall have the tax exempt status prescribed by Section 65-4.1 of the 1962 Code.

SECTION 7. Execution.—The bonds shall be executed in the name of the district by the chairman of the commission and the Treasurer of Greenville County, under the seal of the commission. The coupons attached to the bonds shall be authenticated by the facsimile signatures of the chairman of the commission and the Treasurer of Greenville County who are in office on the date of such bonds. The delivery of any bonds so executed and authenticated shall be valid notwithstanding any changes in officers or seal occurring after such execution or such authentication.

SECTION 8. Payment—credit pledged.—For the payment of the bonds, both principal and interest, as the same respectively mature, the full faith, credit, resources and taxing power of the district shall be pledged, and there shall be levied and collected by the Auditor and Tax Collector of Greenville County, respectively, an ad valorem tax upon all taxable property in the district, without limitation as to rate or amount, sufficient to pay the interest on the bonds and the principal as they respectively mature, and to create such sinking fund as may be necessary for the redemption of the bonds and interest at respective maturities. The taxes, when so levied and collected, shall be held by the Treasurer of Greenville County separate and distinct from all other funds and used solely for the purposes for which levied and collected under the terms of this act. The commission may in its discretion use the net proceeds derived from water or sewer charges, either or both, or from other sources, to meet the payment of the principal and interest on the bonds issued pursuant to this act and to the extent that the commission shall have delivered moneys from such sources to the Treasurer of Greenville County prior to the occasion when an annual ad valorem tax levy is fixed, the tax herein ordered shall be reduced.

SECTION 9. Use of proceeds.—The proceeds derived from the sale of these bonds shall be deposited with the Treasurer of Greenville County in a special fund separate and distinct from all other funds and shall be expended upon the order of the commission for the following purposes and no other :

(1) The accrued interest, if any, shall be applied to meet the first instalment of interest to become due on the bonds.

(2) The premium received, if any, shall be applied to the payment of the first instalment of principal to become due.

(3) The principal proceeds shall be applied to: (a) the cost of issuing the bonds; and (b) paying the cost of constructing a sewer system for the district.

SECTION 10. Powers additional.—The power and authority hereby conferred shall be in addition to all presently existing power and authority and not in abrogation thereof.

SECTION 11. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R723, S568)

No. 743

An Act To Amend Act No. 989 Of 1952, Relating To The Marietta Water, Fire, Sanitation And Sewer District, So As To Authorize The District To Install And Operate Sewer Systems And To Further Provide For The Issuance Of Bonds.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Act 989 of 1952 amended to add authority concerning sewer systems to Marietta Water, Fire, Sanitation and Sewer District.—Section 4 of Act No. 989 of 1952, relating to the powers and duties of the Marietta Water, Fire, Sanitation and Sewer District is amended so as to add additional powers, by adding at the end of the section the following: "In addition to its other powers and duties, the district is also authorized to install, operate and maintain in conjunction with its water system, a sewer system, including all facilities pertinent thereto."

SECTION 2. Act 989 of 1952 amended to authorize sewer bond issue.—Section 6 of Act No. 989 of 1952 is amended by striking it out and inserting in lieu thereof the following:

"Section 6. The district, by and through its board of commissioners, in order to enable it to carry out the purposes of its creation and organization, which is to provide an ample supply of water,

sewer systems, including treatment facilities for its residents, is hereby authorized and empowered to issue bonds of the district, the proceeds from which shall be used by the district in establishing, acquiring, extending, enlarging and maintaining water plants, sanitation and sewer systems and fire protection facilities in the district. The bonds may be issued as a single issue or from time to time as several separate issues. The bonds may be issued as single or serial bonds, maturing in such equal or unequal amounts as the board of commissioners shall determine, except that the maturity schedule of any bonds issued pursuant to this act, shall be arranged so that the last annual installment shall fall due not later than forty years from the date such series or issue of bonds shall bear. Any bond issued pursuant to this act may, at the discretion of the board of commissioners, contain a provision permitting its redemption prior to its stated maturity at premium figures. Such issue or series of bonds shall bear such date or dates, and such rate or rates of interest as the board of commissioners may determine. Each issue or series of bonds shall be in such denomination or denominations, and shall be payable at such place or places as the board of commissioners may by resolution determine. The bonds may be issued with the privilege to the holder of having them registered as to principal on the books of the Treasurer of Greenville County and the principal thus made payable to the registered holder (unless the last registered transfer shall have been to bearer) upon such conditions as the board of commissioners may prescribe. The bonds shall be signed by the chairman and secretary of the board of commissioners of the district and the seal of the district shall be affixed to or impressed upon the bonds, but the coupons on the bonds need not be authenticated other than by the facsimile signatures of the officials lithographed or engraved thereon. The bonds shall be issued and sold from time to time, and in such amounts as the board of commissioners of the district shall determine. The sales shall be made to the bidder making the best offer for cash after such advertisement as the board may deem proper, but the board shall have the right to reject any and all bids in its discretion. No bonds shall be sold at less than par and accrued interest to the date of delivery."

SECTION 3. Act 989 of 1952 amended to pledge credit of district.—Section 7 of Act No. 989 of 1952 is amended by striking it out and inserting in lieu thereof the following:

"Section 7. For the payment of the bonds and interest thereon, as the same mature, the full faith, credit and resources of the district

are hereby irrevocably pledged, and the Auditor and Treasurer of Greenville County, respectively, are hereby authorized and directed to levy and collect annually a tax, upon all taxable property within the district, sufficient to pay the bonds and interest as they respectively mature, to pay for the operation and maintenance of the systems, and to create such sinking fund as may be necessary for the redemption of the bonds and interest at respective maturities. The bonds may be additionally secured by a pledge of the net revenues (gross less cost of operation and maintenance, exclusive of depreciation) which the district may derive from the operation of its water plants, sanitation and sewer systems and fire protection facilities. The net revenues in the hands of the treasurer of the district shall be set apart in a special fund. The annual ad valorem tax herein directed to be levied may be reduced in each year by the amount of net revenues as aforesaid, actually in the hands of the treasurer of the district at the time the tax for such year is required to be levied, exclusive of cushion or reserve fund, and the tax may be entirely suspended for any year in case such moneys on hand, applicable as aforesaid, are sufficient to pay both principal and interest then due or falling due in such year and remaining unpaid. The commission shall be empowered to make such covenants as it deems desirable with respect to the operation and maintenance of its water and sewer plants or systems and of the use of the revenues for such purposes; it may covenant to establish a cushion or reserve fund and to set aside moneys to establish such a fund to insure the punctual payment of the principal and interest of the bonds authorized hereby; and it may provide for the establishment of funds to care for contingencies and for depreciation. The pledge of the net revenues as aforesaid herein required need not, in the discretion of the commission, be exclusive, and the commission may reserve the right to issue further bonds additionally secured by such pledge, on a parity with the bonds authorized by this act, under such conditions as the commission shall prescribe."

SECTION 4. Act 989 of 1952 amended to provide for use of bond proceeds.—Section 9 of Act No. 989 of 1952 is amended by striking it out and inserting in lieu thereof the following:

"Section 9. Any income derived by or coming to the credit of the district from any source in excess of the amount necessary for the maintenance of the water and sewer plants or systems in the district shall be applied by the board of commissioners of the district,

first to the payment of interest on the bonds as it becomes due, and next to the sinking fund for the retirement of bonds as they mature.”

SECTION 5. Act 989 of 1952 amended to provide for bond election.—Section 10 of Act No. 989 of 1952 is amended by striking it out and inserting in lieu thereof the following:

“Section 10. Before any such bonds may be issued, a special election shall be held on a date to be fixed by the board of commissioners of the district at which time there shall be submitted to the qualified electors in the district the question of issuing bonds of the district for the purposes hereinbefore specified. The election shall be conducted by the board of commissioners of the district, who shall give notice thereof by publication once each week for three successive weeks prior thereto in one or more newspapers with general circulation in the district stating the question to be submitted at the election and specifying the amount in dollars of the bonds proposed to be issued. The election shall be conducted at the several polling precincts in the district, as the same are now established by law. The question submitted shall be substantially as follows:

‘Shall the Marietta Water, Fire, Sanitation and Sewer District issue bonds in a sum not exceeding five hundred thousand dollars, the proceeds of which shall be used to establish water plants, sanitation and sewer systems or fire protection facilities in the district?’

YES

NO’

The ballot shall contain suitable instructions, advising the voter that if he favors the issuance of bonds, he shall erase or strike through the word ‘NO’ and if he is opposed to the issuance of bonds, he shall erase or strike through the word ‘YES’. The managers of the election at each precinct shall count the ballots and forthwith return the result of the election, together with the original ballots and tally sheets, to the Board of Commissioners of the Marietta Water, Fire, Sanitation and Sewer District, who shall declare the result of the election. If the board determines that a majority of the voters voting in the election voted in favor of the issuance of the bonds, the bonds or any part thereof may be issued, as herein provided, in one or more series and from time to time as the board may determine best, but if the board determines that a majority of the ballots cast in the election be against the issuance of the bonds, then no bonds shall be issued under the provisions of this act. Save and except as herein provided, the election shall be

conducted in accordance with the provisions of the South Carolina Election Law.”

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R775, S604)

No. 744

An Act To Make Provision For Further Public Hospital Facilities In A Section Of Greenville County Through The Creation Of Upper Greenville County Hospital District; To Provide A Governing Commission For Such District; To Prescribe The Powers Of The Commission; To Authorize The District To Issue Not Exceeding One Hundred Seventy-Five Thousand Dollars Of General Obligation Bonds, Whose Proceeds Shall Be Used In The Acquisition And Construction Of A Public Hospital In The District; To Make Provision For The Payment Thereof If The Election Provided Herein Is Favorable Thereto; And To Empower The Governing Commission To Contract With The Greenville General Hospital Board Of Trustees For The Operation Of The District's Hospital.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly takes note of the fact that by Act No. 432 of 1947, as amended, a system for providing public hospital facilities for the inhabitants of Greenville County was established. The system now consists of centralized hospital facilities located in the City of Greenville, certain additional facilities located in the City of Greer and certain other facilities located in the special purpose district created by Act No. 555 of 1961, known as Mauldin-Simpsonville-Fountain Inn Hospital District. The cost of the facilities at Greenville and in the Mauldin-Simpsonville-Fountain Inn Hospital District were shared by the City of Greenville and by the political units wherein they are situate. All presently existing facilities are operated by the Board of Trustees of Greenville General Hospital (hereinafter called the “Board of Trustees”) with revenues derived from receipts from patients and others who receive hospital services, and public and private contributions.

It has now been found that the increase of population of the area hereinafter described and incorporated into the Upper Greenville County Hospital District has brought about a special need for public hospital facilities to be located in that area. The investigations which have been made, and which find their approval in the enactment of this act, indicated that the benefits to be derived by that area from public hospital facilities located within the area are sufficient to justify the creation of another special purpose district for hospital purposes in Greenville County.

Investigation establishes that while the facilities of the Greenville General Hospital in the City of Greenville will continue to be used by persons living within the area of the District herein created, many services can be rendered by a public hospital located therein, which will have the overall effect of providing better facilities than those now available to the residents of that area. It has been determined, nevertheless, that the general scheme for operating public hospital facilities for Greenville County should continue under the Board of Trustees. It has, therefore, been determined to create the area hereinafter described into a special hospital district; to establish a governing Commission therefor; to authorize the district to issue bonds in the sum of one hundred seventy-five thousand dollars whose net proceeds shall be deposited with the Treasurer of Greenville County, subject to withdrawal by the Board of Trustees, and used, with other funds that might be available therefor, for the establishment of public hospital facilities in the proposed district, which shall be operated by and at the expense of the Board of Trustees. It has been determined that the Commission established for the District shall, after performing the immediate functions required by this act, remain in existence in order to investigate the conduct of the public hospital facilities to be established in the district, and to render advisory opinions thereabout to the Board of Trustees and the Greenville County Delegation. On the basis of the foregoing facts, this act has been enacted.

SECTION 2. Upper Greenville County Hospital District created.—There is hereby created and established in Greenville County a special purpose district to be known as Upper Greenville County Hospital District, and which district shall be a public corporation of perpetual succession and shall have the functions prescribed by this act and any subsequent act amendatory hereof. The district shall include and be comprised of the following tax districts in Greenville County:

300	350	385	465
310	355	399	470
320	360	430	475
325	365	445	480
330	370	450	485
335	375	455	
345	380	460	

The area above described is more fully set forth and delineated on a plat of the proposed North Greenville Hospital Service Area and in order that those, whose property shall be taxed to pay the principal and interest of the bonds herein authorized, shall be duly notified, no bonds authorized by this act shall be delivered until copies of the plat shall have been filed in the offices of the Auditor and Treasurer of Greenville County. Further copies shall be delivered to the Board of Trustees.

In this act the Upper Greenville County Hospital District is referred to as "the District."

SECTION 3. Commission established — appointment — terms.

—The District shall be operated and all functions committed to the District shall be performed by a Commission to be known as the Upper Greenville County Hospital District (hereinafter called "the Commission"), which shall consist of three resident electors of the District, to be appointed by the Governor upon the recommendation of a majority of the Greenville County Delegation to the General Assembly.

One of such persons shall hold office for a term to end at midnight on June 30, 1969, a second shall hold office for a term to end at midnight on June 30, 1971, while the third shall hold office for a term to end at midnight on June 30, 1973. As soon following the enactment of this act as possible, those named as commissioners shall meet and determine their respective terms by lot. They shall choose one of their number to act as chairman and a second to act as secretary for such terms as the Commission shall prescribe. Immediately following the organization, the secretary so chosen shall certify to the Secretary of State of South Carolina the terms which have been allotted to the three initial members of the Commission and the Secretary of State shall enter such certificate upon his records and appropriate commissions shall thereupon be issued by the Governor and the Secretary of State. Upon the expiration of the term of office of any member of the Commission, a successor shall

be appointed by the Governor, upon the recommendation of the majority of the Greenville County Delegation to the General Assembly, for a term of four years to end on June thirtieth in the last year of such term. In the event that vacancies shall arise, either among the initial appointees or among those hereafter appointed to the Commission, such vacancies shall be filled in the manner provided for the appointment of successors to those initially named. Notwithstanding the expiration of the term of office of any commissioner, he shall continue to serve until his successors shall have been recommended, appointed and qualified, but any delay in appointing a successor shall not extend the term of the successor.

SECTION 4. Functions of commission.—It shall be the function of the district to provide, to the extent herein provided, funds for the establishment of public hospital facilities to be located in the district and on a site to be agreed upon by the commission and the board of trustees, and it shall be the duty of the commission to perform this function. The commission shall be empowered to enter into a contract with the board of trustees, under the terms of which the district shall agree to turn over to the board of trustees the net proceeds of the bonds herein authorized, upon the condition that the board of trustees will construct, with such funds and any other funds that may be available therefor, public hospital facilities upon the site in the district to be selected by the commission and the board of trustees, and to be owned by the board of trustees, and that following the construction of the hospital, the board of trustees shall operate such public hospital facilities, staff them properly, and pay all costs of their operation. The hospital facilities shall constitute a part of the general hospital facilities of Greenville County under the operation and control of the board of trustees, who shall have, with respect to the operation of such facilities, all of the powers granted to them by Section 5 of Act No. 432 of the Acts of the General Assembly for the year 1947, as amended, as may be pertinent and applicable to the proper functioning of the hospital facilities located in the district.

SECTION 5. Additional duties and limitations.—Following the occasion of the delivery of the net proceeds of the bonds authorized by Section 6 of this act to the board of trustees, the commission shall have no further responsibility with respect to the construction or operation of the hospital facilities, but shall continue to regulate the fiscal affairs of the district relative to the issuance of bonds as set forth in Section 6 of this act, and shall also continue to function by causing

studies to be made of the needs of the district for additional hospital and other facilities relating to the public health of the residents of the district, and shall make reports and recommendations concerning them to the Greenville County Legislative Delegation. Such reports shall be made in writing not less frequently than annually. Further duties are hereafter set forth in Section 6 and the commission shall also continue to function in regard to such duties.

SECTION 6. Bond issue authorized—use of proceeds.—(1) If the commission and the board of trustees shall agree upon the location or the site for the hospital facilities and shall evidence such agreement by resolutions respectively adopted, then and in such event the commission shall be authorized and empowered to issue and sell not exceeding one hundred seventy-five thousand dollars of general obligation bonds of the district. The proceeds of the sale of the bonds authorized by this act shall be deposited with the County Treasurer of Greenville County and shall be applied as follows:

(a) Any premium and all accrued interest that may be received shall be applied to the payment of the first instalment of interest to fall due upon the bonds;

(b) The expenses incurred by the commission in effecting the issuance and sale of the bonds shall be paid, but upon warrant of the commission;

(c) The remaining proceeds shall be expended, upon the order or warrant of the board of trustees, for the purpose of acquiring a site for the hospital facilities contemplated by this act and to meet costs incurred in the construction and equipping of such hospital facilities; and

(d) If, upon the final establishment of such hospital facilities, any moneys shall remain in the fund, they shall be applied by the Treasurer of Greenville County to the payment of the principal of bonds next maturing.

(2) The bonds shall be issued as serial bonds, maturing in such equal or unequal amounts as the commission shall determine, except that the maturity schedule shall be arranged so that the first instalment of principal shall mature not later than two years from the date as of which the bonds shall be dated, and the last instalment shall fall due not later than twenty-five years from the date such bonds shall bear. Any bond issued pursuant to this act may contain a provision permitting its redemption prior to its stated maturity, at such premiums as may be prescribed by the commission. The bonds

shall bear such date, and such rate or rates of interest as the commission may determine. They shall be in such denomination or denominations, and shall be payable at such place or places as the commission may determine. The bonds may be issued with the privilege to the holder of having them registered as to principal on the books of the Treasurer of Greenville County, and the principal thus made payable to the registered holder, unless the last registered transfer shall have been to bearer, upon such conditions as the commission shall prescribe.

(3) Bonds issued pursuant to this act shall be sold at not less than par and accrued interest to the date of their maturity at public sale, and at least ten days prior to such sale, notice of the intention to receive bids for such bonds shall be published in a newspaper of general circulation in the State of South Carolina. In offering the bonds for sale, the commission may reserve the right to reject any and all bids, and if all bids be rejected, the commission may, in its discretion, negotiate for the private sale of such bonds.

(4) All bonds issued pursuant to this act shall be executed in the name of the district by the chairman of the commission and shall be attested by the secretary, under the seal of the commission, which is hereby expressly authorized to adopt and alter a corporate seal. The coupons appertaining to the bonds need not be authenticated otherwise than by facsimile signatures.

(5) Such bonds and all interest to become due thereon shall have the tax exempt status prescribed by Section 65-4.1 of the 1962 Code.

(6) For the payment of the principal of and interest on the bonds, as they respectively mature, the full faith, credit and resources of the district are hereby irrevocably pledged, and there shall be levied annually by the Auditor of Greenville County and collected by the Treasurer of Greenville County, in the same manner as county taxes are levied and collected, such tax as may be necessary, without limit, on all taxable property in the district, to pay the principal of and interest on the bonds as they respectively mature.

SECTION 7. Election.—The Commissioners of Election for Greenville County shall make provision for the holding of a special election in the district, on a date to be fixed by such commissioners, at which time there shall be submitted to the qualified electors of the district the question of issuing bonds of the district for the purpose of establishing public hospital facilities within the district. The election shall be con-

ducted by the Commissioners of Election for Greenville County who shall give notice thereof by publication once each week for three successive weeks prior thereto, in one or more newspapers with general circulation in the district, stating the question to be submitted at the election, and specifying the amount in dollars of the bonds proposed to be issued. The election shall be conducted in each of the several precincts of the district as they are established by law effective as of the date of the election, and at the regular voting place therein, if such be within the district; otherwise, the commissioners of election shall designate a suitable voting place within such precinct. The question shall be substantially in the following form:

“Shall Upper Greenville County Hospital District issue bonds in a sum not to exceed one hundred seventy-five thousand dollars, the proceeds of which shall be used for the purpose of establishing public hospital facilities within the district?

YES

NO”

The ballot shall contain suitable instructions, advising the voter that if he favors the issuance of bonds he shall erase or strike through the word “NO”, and that if he is opposed to the issuance of bonds, he shall erase or strike through the word “YES”. The managers of election at each precinct shall count the ballots and forthwith return the result of the election, together with the original ballots and tally sheets, to the Commissioners of Election for Greenville County, who shall declare the result of the election. If the commissioners determine that a majority of the voters voting in the election voted in favor of the issuance of bonds, the bonds, or any part thereof, may be issued as provided in Section 6; but if the commissioners determine that a majority of the ballots cast in the election be against the issuance of bonds, then no bonds shall be issued under the provisions of Section 6. Save and except as herein provided, the election shall be conducted in accordance with the provisions of the South Carolina Election Law.

SECTION 8. Compensation to district.—In the event that hereafter the board of trustees shall fail to operate the hospital facilities contemplated by this act or others of similar nature in the district, then and in such event it shall be the duty of the board of trustees to effect just compensation to the district.

SECTION 9. Saving clause.—If any section or part of this act shall be declared invalid or unconstitutional, such declaration shall not affect the validity of other sections or parts hereof.

SECTION 10. Repeal.—All acts or parts of acts inconsistent herewith are repealed, and it is expressly prescribed that the procedure herein followed shall be, insofar as the district is concerned, in lieu of the procedure contemplated by Section 6 of Act No. 432 of the Acts of 1947, as amended.

SECTION 11. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R803, H2115)

No. 745

An Act To Enlarge The Territory Of The Greater Greenville Sewer District In Greenville County; To Prescribe Additional Functions For The District; To Provide For The Appointment Of Commissioners From The District At Large; To Define The Respective Obligations And Powers Of The District And Of The Several Municipalities And Sewer Districts Located Within The Enlarged District In Connection With The Operation and Maintenance Of Sewage Collection, Treatment And Disposal Facilities; And To Provide For The Transfer Of Sewage Trunk Lines And Sewage Treatment And Disposal Facilities To Greater Greenville Sewer District.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that an intensive study of the sewage facilities in the City of Greenville and in the suburban areas adjacent thereto conducted by competent professional personnel, including public health officials and engineers, has indicated that a single sewer authority should be created to operate and maintain sewage collection, treatment and disposal facilities for the populated areas within and surrounding the City of Greenville. At the present time sewage facilities within the area in question are provided by several public service districts and municipalities, including (a) the municipalities of Greer, Simpsonville and Fountain Inn, all of which own and operate sewage collection and treatment facilities; (b) Berea Water and Sewer District, Gantt Water and Sewer District and Parker Water and Sewer Subdistrict, all of which provide and maintain sewage collector laterals within their respective boundaries

which utilize the treatment and disposal facilities of Greater Greenville Sewer District; (c) the City of Greenville and the town of City View, which provide and maintain sewer laterals utilizing the treatment and disposal facilities of Greater Greenville Sewer District; (d) Taylors Water and Sewer District, which provides and maintains sewage collector lines within its boundaries utilizing the treatment and disposal facilities of Wade Hampton Water and Sewer District; (e) Greater Greenville Sewer District, which consists of the most populated areas, including the City of Greenville, and operates and maintains trunk sewer lines and large disposal facilities providing the subdistricts and municipalities within its boundaries sewage treatment and disposal; and (f) Wade Hampton Water and Sewer District, which provides and operates sewage collection and disposal facilities serving the area within its boundaries and providing sewage treatment and disposal for the adjacent Taylors Water and Sewer District.

The studies so made have further indicated that the most practicable and economical method to achieve and maintain adequate sewage collection, treatment and disposal facilities within such populated area of Greenville County is to enlarge the boundary of Greater Greenville Sewer District to include the populated area referred to above, and to devolve upon the Greater Greenville Sewer District Commission the responsibility to provide and maintain sewage trunk lines and treatment and disposal facilities serving the entire district, provided that the existing debt incurred by any constituent municipality or district for the construction of any such trunk and treatment facilities completed, planned, programed or under construction by the constituent municipality or district prior to January 1, 1968, will remain the obligation of the constituent municipality or district. The proposal contemplates that the sewage collector laterals now existing or hereafter constructed by or within the constituent municipalities and districts shall be hereafter provided and maintained by the constituent municipalities and districts wherein the sewage collector laterals are located or by which they are constructed. The proposal further contemplates that the outstanding obligations of Greater Greenville Sewer District, incurred to defray the costs of constructing sewage trunk lines and treatment facilities, and obligations hereafter incurred by the Greater Greenville Sewer District will be the obligations of Greater Greenville Sewer District as enlarged; and Greater Greenville Sewer District will be empowered to levy on a district-wide basis sufficient millage to operate and maintain its collection

and treatment facilities and to service malfunctioning septic tanks in those areas of Greater Greenville Sewer District lying outside of the constituent municipalities and districts.

In order to implement this proposal it is necessary to enlarge the area of Greater Greenville Sewer District and to provide for the transfer of all sewage trunk lines and sewage treatment and disposal facilities not owned by the Greater Greenville Sewer District to the Greater Greenville Sewer District as of the effective day of this act, or upon the subsequent completion thereof and acceptance by Greater Greenville Sewer District. In this connection, the General Assembly finds that the benefits thereafter to accrue within the constituent municipalities and districts from the district-wide operation of sewage trunk lines and sewage treatment and disposal facilities will constitute, both economically and from the standpoint of improved public health, an adequate consideration to each of the constituent municipalities and districts for the transfer of its sewage trunk lines and treatment and disposal facilities to Greater Greenville Sewer District. Furthermore the General Assembly is mindful that the transfer of municipally-owned sewage facilities may need the prior approval in a referendum called for that purpose within each municipality.

Finally, the General Assembly, on the basis of the studies above-mentioned, has concluded that the members of the Greater Greenville Sewer District Commission should be selected from the district at large.

SECTION 2. Greater Greenville Sewer District enlarged.—

Greater Greenville Sewer District, a special purpose district in Greenville County established by Act No. 362 of 1925, as amended, is enlarged so that it includes the area delineated in red upon a map of Greater Greenville Sewer District dated February, 1965, prepared by The Greenville County Planning Commission, and more fully described as follows:

“Beginning at a point at the intersection of the South Tyger River and the (east) Greenville County boundary line, thence southerly along said boundary line approximately eight (8) miles to a point on the Enoree River, thence in a northerly direction along said river to a point at the intersection of the center line of S. C. Highway 14 and the Enoree River, thence in a southwesterly direction along S. C. Highway 14 to its intersection with Batesville Road (Rt. 164), thence in a southerly direction along the Batesville Road to its intersection with the Woodruff Road (S. C. Highway 146), thence

in a southeasterly direction along Woodruff Road to Scuffletown Road (Rt. 145), thence in a southeasterly direction along Scuffletown Road to its intersection with Jones Mill Road (Rt. 191), thence in a southwesterly direction along Jones Mill Road to a point on the Big Durbin Creek, thence in a southeasterly direction along Big Durbin Creek to the (southeast) Greenville County boundary line, thence in a southwesterly direction along said boundary line to a point one mile southwesterly from the Mauldin-Simpsonville-Fountain Inn Water District boundary line, thence in a northwesterly direction along a line one (1) mile from said boundary line approximately nine (9) miles to a point on the Log Shoals Road (Rt. 316), thence southwesterly along Log Shoals Road to Fork Shoals Road (Rt. 146), thence in a northerly direction along Fork Shoals Road to its intersection with Reedy Fork Road (Rt. 50), thence in a southwesterly direction along Reedy Fork Road to its intersection with Blakley Road (Rt. 316), thence in a westerly direction along Blakley Road to U. S. Highway 25, thence in a northerly direction to the intersection of U. S. Highway 25 and Golf Course Road (Rt. 106), thence in a westerly direction along Golf Course Road to Grove Creek, thence in a southerly direction along Grove Creek to a point at its intersection with County Route 541, thence in a southerly direction along County Route 541 to its intersection with McMahan Mill Road, thence in a northwesterly direction along McMahan Mill Road approximately one (1) mile to its intersection with Old Pelzer Road (Rt. 52) and an unnamed road, thence in a southwesterly direction along said unnamed road approximately one (1) mile to its intersection with Piedmont Highway (S. C. Highway 20), thence continuing in a southwesterly direction along said highway to the Saluda River, being the (west) boundary line of Greenville County, thence in a northerly direction along the Saluda River approximately eighteen (18) miles to an unnamed creek, said creek being approximately eight thousand (8,000) feet north of Farris' Bridge Road (S. C. Highway 183), thence in a northeasterly direction along said creek to its intersection with Hunts' Bridge Road (Rt. 132), thence in a northwesterly direction along Hunts' Bridge Road to its intersection with County Route 424 (Rutledge Lake Road Blackberry Valley Road), thence in a northeasterly direction along County Route 424 to its intersection with White Horse Road (Rt. 199), thence in a northerly direction along White Horse Road approximately three and one-half ($3\frac{1}{2}$) miles to its intersection with a

line one mile west of U. S. Highway 276, thence in a northwesterly direction along a line one (1) mile west-southwest of U. S. Highway 276 and the west boundary line of the Marietta Water District approximately four (4) miles to a point at its intersection with Pumpkintown Road (S. C. Highway 288), thence in a westerly direction along Pumpkintown Road to its intersection with Beattie Bottom Road (Rt. 175), thence in a northerly direction along Beattie Bottom Road to its intersection with U. S. Highway 276, thence in a southeasterly direction along U. S. Highway 276 to its intersection with Wildwood Road, thence in an easterly direction along Wildwood Road to its intersection with Hart Cut Road (Rt. 119), thence in a southerly direction along Hart Cut Road to its intersection with Parnell Bridge Road (Rt. 535), thence in an easterly direction along Parnell Bridge Road to a point on the North Saluda River, thence in a southerly direction along the North Saluda River to Talley Bridge Road (Rt. 178), thence in a southeasterly direction along Talley Bridge Road to Bates Crossing Road (S. C. Highway 414), thence in a southwesterly direction along Bates Crossing Road to Coleman Road, thence in a southeasterly direction along Coleman Road to Cunningham Road (Talley Bridge Road), thence in a southwesterly direction along Cunningham Road to an unnamed road, thence in a southeasterly direction along said unnamed road to its intersection with White Horse Road extension (Rt. 59) and Jamison Road, thence in a southerly direction along Jamison Road approximately two thousand (2,000) feet to an unnamed road, thence in an easterly direction along said unnamed road to Tubbs Mountain Road, thence in a southeasterly direction along Tubbs Mountain Road to a point one (1) mile from the Travelers Rest town limits line, thence southeasterly along a line one (1) mile from and parallel to the Travelers Rest town limits line approximately three and one-third (3 1/3) miles to State Park Road (Rt. 22), thence in a southeasterly direction along State Park Road to the south branch of Beaverdam Creek, thence in a northeasterly direction along said branch to Beaverdam Creek, thence easterly along Beaverdam Creek to the Enoree River, thence in a northerly direction along the Enoree River and an unnamed branch to Jackson Grove Road (Rt. 262), thence in a southeasterly direction along Jackson Grove Road to Locust Hill Road (S. C. Highway 290), thence in a northwesterly direction along Locust Hill Road to Milford Church Road (Rt. 546), thence in an easterly direction along Milford Church Road to

Thurston Road, thence in a northerly direction along Thurston Road and Center Drive to Beaverdam Creek, thence in a southeasterly direction along Beaverdam Creek to the South Tyger River, thence in an easterly direction along the South Tyger River approximately four (4) miles to the point of beginning.”

SECTION 3. Commission of five members.—Notwithstanding the provisions of Act No. 1021 of 1960, the Greater Greenville Sewer District Commission shall consist of five members who shall be appointed by the Governor upon recommendation of the Greenville County Legislative Delegation. All members of the commission shall be residents of Greater Greenville Sewer District.

SECTION 4. Existing commission members confirmed.—The present members of the commission are confirmed for the duration of their respective terms and until their successors have been appointed and have qualified.

SECTION 5. Maintenance responsibility.—Greater Greenville Sewer District, as described in Section 2, includes numerous sewer districts, municipalities and sewer subdistricts (all of which are herein referred to as subdistricts) which provide and maintain sewer collector lines within their respective boundaries. The maintenance of such collector lines shall remain the responsibility of the respective subdistricts wherein they are located; and the power and authority of the subdistricts with regard to the provision and maintenance of such collector lines is confirmed.

SECTION 6. Indebtedness responsibility.—All indebtedness of the subdistricts, including general obligation bonds, incurred in order to defray the costs of providing sewer collector lines, trunk lines and treatment and disposal facilities, shall remain the obligations of the respective subdistricts.

SECTION 7. Subdistricts to complete certain construction.—Each subdistrict shall be responsible for completing all trunk lines and treatment and disposal facilities planned, programed or under construction prior to January 1, 1968; and Greater Greenville Sewer District shall have no obligation in connection with the completion thereof.

SECTION 8. District to assume operation and maintenance.—Greater Greenville Sewer District shall assume, upon the effective date of this act, the responsibility for the operation and maintenance

of all trunk lines and sewage treatment facilities within the Greater Greenville Sewer District and of all trunk lines and treatment facilities thereafter completed by the subdistricts as prescribed by Section 7 on the occasion of the completion thereof by the subdistrict, and acceptance thereof by Greater Greenville Sewer District; and Greater Greenville Sewer District shall have exclusive power and authority within Greater Greenville Sewer District with regard to the operation, maintenance, regulation and use of all trunk lines and sewage treatment and disposal facilities for the benefit of the inhabitants of the Greater Greenville Sewer District; and the power and authority of the respective subdistricts with regard to the operation, maintenance and regulation of the trunk lines and sewage treatment and disposal facilities within their respective boundaries is extinguished; and all such trunk lines and sewage treatment and disposal facilities are transferred to and are vested in Greater Greenville Sewer District, subject to the favorable vote of any election which may be required in connection with any such transfer of such trunk lines and facilities owned by a municipality.

SECTION 9. Septic tanks—district to service.—Greater Greenville Sewer District will be responsible for the servicing of malfunctioning septic tanks in the areas within the Greater Greenville Sewer District lying outside of subdistricts.

SECTION 10. Time effective.—This act shall take effect March 15, 1968.

Approved the 12th day of July, 1967.

(R843, H2191)

No. 746

An Act To Authorize The Commission Of Sanitation Of A Portion Of Greater Greenville Sewer District And Others To Borrow In Anticipation Of Tax Revenue.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Greater Greenville Sewer District and others authorized to borrow.—The Commission for Sanitation for a portion of the Greater Greenville Sewer District and others, as created by Act No. 488 of 1944 and amendments thereto, is authorized to borrow money from any source available under such terms as may be mu-

tually agreed upon for the purpose of meeting the expenses of the Commission. *Provided*, the amount borrowed shall not exceed the anticipated revenue from taxes in any one fiscal year.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R198, H1481)

No. 747

An Act Creating The Area Vocational Facility Building Committee For Greenwood County, To Provide Expenses Therefor, And To Authorize The County Finance Board To Pay Certain Costs Of Construction.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Vocational Facility Building Committee for Greenwood County created.—There is created the area Vocational Facility Building Committee for Greenwood County composed of W. R. Dunn, T. I. Dowling, Watson L. Dorn, T. W. McElvee, J. C. Boozer, G. L. Marshall, Jr., and J. E. Chaffin. A majority of the members of the committee shall constitute a quorum for the transaction of business. If any member of the committee resigns or is unable to serve, there shall be no replacement unless the committee membership is reduced below five. Appointments to fill any vacancy shall be made by the County Finance Board.

SECTION 2. Duties.—The committee is directed to supervise the planning and construction of a vocational school facility near the proposed new high school on lands purchased or in the process of being purchased for such purpose. This may be done in conjunction with any other governmental unit or agency.

SECTION 3. Expenses.—The expenses incurred by the committee for the services of architects, engineers and other requirements, and for the construction of the facility shall be paid by the Finance Board from funds made available for such purposes upon vouchers or statements signed by the chairman of the committee. Only the Finance Board acting for the county is authorized to contract or make an agree concerning the construction of such facility.

SECTION 4. Reports and funds.—The committee shall, from time to time, make progress reports to the Finance Board. The Finance Board shall administer all funds made available for such purposes.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of March, 1967.

(R322, H1682)

No. 748

An Act To Abolish Ware Shoals Water And Sewer District In Greenwood County; To Transfer Its Properties To, And Devolve Its Liabilities Upon, The Town Of Ware Shoals, And To Repeal Act No. 1299 Of 1966, Establishing The Ware Shoals Water And Sewer District.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—(1) The General Assembly finds that it did, by Act No. 1299 of 1966, establish and recreate within Greenwood County a special purpose district known as Ware Shoals Water and Sewer District, and devolve upon the district certain functions, including the function of constructing, maintaining, enlarging and improving a system for the collection and treatment of sewage and a system for the acquisition and distribution of water for domestic and industrial use.

(2) Thereafter, by proceedings pursuant to the provisions of Title 47, Code of Laws of South Carolina, 1962, there has been incorporated, as a municipal corporation of South Carolina, the Town of Ware Shoals, which includes all of the area comprising the district established by Act No. 1299 of 1966.

(3) While it is believed that in the light of the applicable decisions of the Supreme Court of South Carolina, the act of incorporation of the Town of Ware Shoals extinguished the existence of the special purpose district created by Act No. 1299 of 1966, it has become desirable to set any question with respect thereto at rest and to repeal Act No. 1299 and rescind all action heretofore taken in connection with the establishment of the district, to vest in the Town of Ware Shoals all of its properties, rights and assets, and to devolve upon the Town the liabilities of the district, if any, that might now exist.

SECTION 2. Water and sewer district abolished.—The water and sewer district in Greenwood County initially established pursuant to Chapter 5, Title 59, Code of Laws of South Carolina, 1962, and afterwards recreated and established by Act No. 1299 of 1966 is hereby abolished upon the execution by the Town of an appropriate instrument assuming these liabilities.

SECTION 3. Transferred to Town of Ware Shoals.—All properties of any sort belonging to the district, real, personal or mixed, and all rights, powers and privileges enjoyed by the district shall be, and are hereby, devolved upon and transferred to the Town of Ware Shoals.

SECTION 4. Transfer of liabilities.—All liabilities, if any, of the district existing as of the date of the approval of this act, be and they are hereby devolved and imposed upon the Town of Ware Shoals.

SECTION 5. Acts 1299 of 1966 repealed.—Act No. 1299 of 1966 is hereby repealed.

SECTION 6. When transfer to take effect.—The devolution of property pursuant to Section 3 shall take effect upon the favorable result of an election held in the Town of Ware Shoals on the question of its acquisition of a water and sewer system, after the Secretary of State has been officially notified by the Mayor of Ware Shoals of the election results.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of May, 1967.

(R423, H1776)

No. 749

An Act To Provide For The Investment Of Greenwood County Funds Realized From The Sale Of Certain Of Its Electric Properties To Duke Power Company.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Greenwood County—investment of funds from sale of electric properties.—The Finance Board, Treasurer or other official of Greenwood County, charged with the responsibility of preserv-

ing and investing funds derived from sale of certain electric properties of Greenwood County to Duke Power Company, are authorized, in addition to all other investments that are now or may hereafter be declared by law to be legal investments for public funds of counties, to invest such funds or portions thereof in the following:

(A) Bonds, notes or other obligations of the United States or of the United States Treasury.

(B) Bonds, notes, or obligations of any state of the United States or any political subdivision or municipal corporation of any state where the full faith, credit, and taxing power is pledged to the payment of such bonds, notes, or obligations.

(C) Federal Home Loan Bank, bonds, notes or debentures and the consolidated bonds, notes, or debentures issued by Federal Home Loan Bank Board, Federal National Mortgage Association, Federal Land Bank, or Federal Intermediate Credit Bank.

(D) Notes, bonds, or obligations secured by first mortgages covering real estate to Farmers Home Administration when the payments of which are guaranteed by the United States Government or the United States Treasury.

(E) A participating interest in bonds, notes, or obligations secured by first mortgages on real estate in the State of South Carolina, provided that the original amount of the obligations or the amount remained owing at the time of acquisition does not exceed eighty per cent of the appraised value of the property covered by the mortgages.

(F) Not more than twenty-five per cent of the principal of the funds shall at any time be invested in first mortgages of real estate as provided in (D) and (E) in this section.

(G) In connection with the bonds, notes, obligations, and mortgages referred to in (D) and (E) in this section, servicing or participation agreements may be entered into with the United States Government or State Government or any of their agencies, savings and loan associations, banks, or lending institutions.

SECTION 2. Investments to be additional.—The investments set forth in Section 1 shall not be considered as a limitation of legal investments for public funds for counties now authorized by law or that may be hereafter authorized by law, but such investments shall be by way of additional or supplemental legal investments for the funds herein. This act has to do only with the investment of the funds realized from the sale of certain of the electric properties of Greenwood County to Duke Power Company and has no relation and does not cover any other funds belonging to Greenwood County which

latter funds and the investing of which shall continue to be handled and invested as now provided or may hereafter be provided by law.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R789, H1885)

No. 750

An Act To Provide For The Levy Of Taxes For Greenwood County For The Fiscal Year 1967-1968, And For The Expenditure Thereof; To Provide For Emergency Financing Of The County And Its School Districts; To Provide For The Sending Out Of Tax Notices, Fixing School District Levies And For A General School Levy, And For The Expenditure Thereof; To Validate Prior Actions Or Disbursements; To Authorize The Publication Of Financial Statements; And To Provide Penalties For The Violation Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. A tax of sufficient mills to pay the appropriations for Greenwood County hereinafter made for the fiscal year beginning July 1, 1967, and ending June 30, 1968, after crediting against the appropriation all other revenue anticipated to accrue to the county during the fiscal year, not earmarked for specific purposes, is hereby levied upon all the taxable property of Greenwood County. The amount of millage shall be determined by the county auditor in consultation with the Legislative Delegation and the Finance Board of Greenwood County.

SECTION 2. There is hereby appropriated for Greenwood County for the fiscal year beginning July 1, 1967, and ending June 30, 1968, the following sums of money in the amounts and for the purposes herein set forth as follows:

1100 Item 1. Road Maintenance Supervision:

1101	Groceries	\$ 14,000.00
1102	Salaries and Labor	56,700.00
1103	Fuel oil and grease	16,000.00
1104	Bridge Material	10,000.00

1105	Road material and maintenance	25,000.00
1106	Clothing and camp service	11,000.00
1107	Medical service and medicine, insurance on county equipment and miscellaneous items	5,300.00
1108	Parts and repairs	17,000.00
1109	Supervisor's salary	8,500.00
1110	Clerk of Finance Board, salary	8,500.00
	<i>Provided</i> , the Supervisor and the Clerk of the Finance Board shall receive an ad- ditional \$900.00 per year for their services on the Finance Board. The Finance Board shall hold at least one public meet- ing each month and as many additional meetings as is deemed necessary.	1,800.00
1111	Secretary to Supervisor and Finance Board	4,800.00
1112	Secretary Clerk	4,000.00
1113	Clerk—Receptionist	3,850.00
1114	County Engineer, base salary	6,675.00
	Assistant to County Engineer	4,000.00
	Rod Man	2,500.00
1115	Engineer—Travel Allowance	300.00
1116	Engineer—Instruments & Supplies	700.00
1117	County Physician	600.00
	Serving chain gang, jail and cases ap- proved by the Department of Public Wel- fare anywhere in Greenwood County; <i>provided</i> , the County Physician shall be selected by a majority vote of the Finance Board.	
	Total, Item 1	\$201,225.00
1200	Item 2. Law Enforcement:	
1201	Sheriff, salary	\$ 8,500.00
	Chief Deputy Sheriff	6,000.00
	Secretary to Sheriff and Coroner	4,450.00
1202	17 Deputy Sheriffs @ \$5,565.00	94,605.00
	2 Jailers @ \$1,500.00 each	3,000.00

Provided, \$5.00 shall be charged for any criminal warrant which shall be withdrawn by a party after its issuance. The magistrate shall collect this fee and remit the same to the Greenwood County Treasurer.

All deputies provided for herein shall have jurisdiction throughout the County of Greenwood, any provision of law to the contrary notwithstanding, and all deputies shall be subject solely to the direction and supervision of the sheriff of the county. Any vacancies occurring among the deputies shall be filled by the sole appointment of the sheriff.

Three of the above deputies shall be attached to Greenwood Mills—one stationed at Matthews Plant; one at Harris Plant and one at Ninety Six; *provided*, Greenwood Mills shall reimburse Greenwood County one-half the cost of these salaries (\$8,347.50)

1203

Auto upkeep—Greenwood Mills

Deputies:

A. Ninety Six Plant	300.00
B. Harris Plant	200.00
C. Matthews Plant	200.00

Provided, that Greenwood Mills shall match this travel with the same amount.

Provided, that the appropriations for auto expenses and traveling expenses provided for above shall be paid to the respective company (Greenwood Mills) and shall be disbursed by them.

1204

Jail expenses, including dieting of prisoners at \$1.25 per day 10,000.00

1205

National Guard Units 3,500.00

Provided, that this amount shall be divided among the three units and two armories located in Greenwood County

	on the basis of \$1,000.00 to each armory (2) and \$500.00 to each unit (3).	
1206	One-half of fingerprint and picture record of all prisoners (other half by City) . . .	360.00
1207	Miscellaneous expense fund, Sheriff's office, for equipment, secret service work, photographs, and other miscellaneous expense. <i>Provided</i> , a portion of this fund, not to exceed \$100.00 at any one time, may be retained by the sheriff as a petty cash fund, expenditures from which shall be validated by vouchers	1,500.00
1208	Officers' Uniforms <i>Provided</i> , that this appropriation shall be disbursed as follows: 15 deputy sheriffs in sheriff's office, \$250.00 each; all other deputies (3), as the county's half part, \$125.00 each: <i>provided</i> , that the same be matched as to each constable as hereinbefore provided for travel and auto expense.	4,125.00
1209	Insurance on Officers' cars	3,600.00
1210	Clerk of Court The office of clerk of court is a fee office supplemented by the amount above, and the clerk is required to pay from his fees, including this supplement, the salaries of his employees and office expenses, and it is hereby declared that such has always been the case; <i>provided</i> , however, that should the clerk's income be less than \$8,500.00 after payment of salary of clerk and other temporary or emergency assistance paid on a proportionate basis to the salaries of other county clerical employees and after payment of office expenses, the county shall pay the difference upon showing made by affidavit of income and expenses.	1,300.00
1211	Attorney	1,200.00

	<i>Provided</i> , the attorney shall be selected by a majority vote of the Finance Board.	
1212	Coroner:	
	Salary	2,400.00
	Travel	600.00
1213	Post mortems, inquests and mental commitments	2,000.00
1214	Inquest jurors, at \$4.00 each per inquest	600.00
1215	Magistrates:	
	Greenwood	7,600.00
	<i>Provided</i> , the Greenwood Magistrate shall maintain regular office hours.	
	<i>Provided</i> , further, that the Greenwood Magistrate shall conduct all jury trials in magistrates' court arising in Greenwood County except those arising out of offenses committed in Ninety Six Township and Walnut Grove Township.	
	Ware Shoals	2,800.00
	Ninety Six	1,700.00
	Hodges and Cokesbury	1,350.00
	Troy	240.00
	Oak Grove	240.00
	Callison, Phoenix and Kirksey	240.00
	<i>Provided</i> , the salaries designated shall be the full compensation of the magistrates and all fees for civil and criminal procedures shall be remitted by the magistrates to the county treasurer and credited to the general fund of the county.	
	Clerk of Greenwood Magistrate	4,050.00
1216	Jurors and witnesses in Circuit Court and County, Civil and Domestic Relations Court	12,000.00
	<i>Provided</i> , that grand jurors receive \$10.00 per day each, and petit jurors and bailiffs receive \$10.00 per day each and ten cents per mile one way for term.	
1217	Jurors serving in Magistrates' Courts ..	800.00
	<i>Provided</i> , that jurors serving Magistrates' Courts shall receive four dollars per day.	

1218	Judge of Probate	7,800.00
	<i>Provided</i> , the salary hereby appropriated shall be in lieu of all fees received by the judge of probate for the services and processes of his office, and all such fees shall be remitted by the judge of probate to the county treasurer and credited to the general fund of the county; <i>provided</i> , however, that this shall not affect the statutory rebates of inheritance tax provided under Section 27-303, Code of Laws of South Carolina, 1962, which Section provides that the probate judge shall receive such rebates in addition to his other fees and salaries; <i>provided</i> , further, this clause shall have no effect upon services rendered as master in equity, which is a separate capacity and the fees for which services are designated by general state law.	
	Clerk for Judge of Probate and Master..	4,450.00
1219	Clerical assistance, Probation Officer, Greenwood County's share	630.00
1220	Secretarial assistants to the Solicitor of the 8th Judicial Circuit—Greenwood County's contribution	1,800.00
	<i>Provided</i> , the solicitor shall formally designate the person to serve as coordinator and to receive payment hereof prior to payment of this item.	
1221	Transportation of prisoners	200.00
	Total, Item 2	\$194,340.00
1300	Item 3. Farm Aid:	
1301	County Agent—salary supplement	\$ 630.00
1302	Associate Home Agent—salary and travel	880.00
1303	Supplies:	
	Home Demonstration Agents	150.00
	County Agent Demonstration Supplies..	150.00
	Home Demonstration work for girls	200.00
	Boys' 4-H Club Work	200.00

1304	Clerical assistance—Associate Agent	600.00
1305	Vocational Agriculture Teacher—travel	240.00
1306	Fire Control:	
	Salary supplements:	
	To County Ranger	1,260.00
	To Wardens, \$660.00 each	1,980.00
	Truck expense, Wardens, \$300.00 each . .	600.00
1307	Breeders' Association	600.00
1308	Associate County Agent—Salary Supplement	300.00
Total, Item 3		\$ 7,790.00
1400	Item 4. Collection of Taxes:	
	Treasurer, salary	\$ 3,694.15
	This amount in addition to the amount provided by the State provides a total salary for the Treasurer of \$8,500.00.	
	Travel expense for Treasurer	300.00
	<i>Provided</i> , the Treasurer shall receive an additional \$900.00 per year for his services as a member of the Finance Board . .	900.00
	Chief Clerk for Treasurer	4,800.00
1402	Auditor, salary	3,694.15
	This amount in addition to the amount provided by the State provides a total salary for the Auditor of \$8,500.00.	
	Chief Clerk for Auditor	4,450.00
	Assistant Clerk	3,850.00
1403	Tax Collector	8,500.00
	Chief Clerk to Tax Collector	4,200.00
	Assistant Clerk	3,850.00
1404	Board of Assessors and Tax Appeals . .	3,500.00
	Travel and miscellaneous expense	265.00
1405	Tax Assessor and Mapping Office:	
	Assessor	7,200.00
	Chief Assistant	5,515.00
	Two clerks @ \$4,000.00	8,000.00
	One clerk	3,550.00
Total, Item 4		\$ 66,268.30

1500	Item 5.	Health Service:	
1501		County Health Department	\$ 61,992.00
1502		Charity Patients at Self Memorial Hos- pital or other institutions as approved by the Department of Public Welfare	20,000.00
1503		Brewer Hospital, for charity patients, to be disbursed in twelve equal monthly payments	50,040.00
1504		Mental Health Clinic, for the participation of Greenwood County Area Five Re- gional Mental Health Program or Clinic	12,404.00
		Total, Item 5	<u>\$144,436.00</u>
1600	Item 6.	Public Welfare and Other Assistance:	
1601		For boarding homes and emergency re- lief and matching State funds, if needed..	\$ 2,000.00
		Telegrams and long distance telephone calls	100.00
		Expenses of Child Welfare Worker ...	600.00
		<i>Provided</i> , that the above sum shall be payable in equal monthly installments of \$50.00 without the necessity of itemizing same.	
1602		Veterans' Service Office:	
		Salary of Service Officer	7,000.00
		Salary of office help	3,850.00
1603		Office expense and travel	1,000.00
		<i>Provided</i> , the fund, if any, provided by the State for the support of Veterans' Service Officer of Greenwood County shall be applied to the payment of the foregoing salaries and expenses and not duplicated.	
		Total, Item 6	<u>\$ 14,550.00</u>
1700	Item 7.	Contractual Services:	
1701		Public buildings, including water, fuel, lights and insurance, and extra janitorial help	\$ 20,000.00
		Repairs at Lander College	27,000.00
		Lander College Nursing Program	12,000.00

1702	Printing and Stationery	5,000.00
1703	Postage	3,500.00
1704	Office supplies	5,000.00
1705	Office equipment and repairs	7,000.00
1706	Clerk of Court, supplies	7,000.00
1707	Telephone and telegrams	7,200.00
	Telephones shall be located in such of the county offices and in the manner as designated by the Finance Board, and in the homes of the sheriff, the Greenwood Magistrate, the supervisor, the coroner, the deputy sheriffs stationed at the courthouse, the eight state patrolmen doing enforcement work in Greenwood County at \$4.00 each per month, the deputies at Matthews Village, Harris Village and Ninety Six Village; <i>provided</i> , one-half of the charges for service in the homes of these deputies shall be contributed by the respective manufacturing companies. All long distance messages shall be itemized and verified before payment from this fund.	
1708	Custodian and Building Superintendent	6,100.00
	Assistant to custodian	5,400.00
	Janitor Service	7,000.00
1710	Workmen's Compensation Fund	3,000.00
1711	Premiums of Officers' Bonds	2,500.00
1712	Insurance Program for county employees	15,000.00
1713	South Carolina Retirement System and Social Security	35,000.00
	<i>Provided</i> , the county shall pay the employers' contribution to the Retirement System for officials receiving fee income only to the extent of \$8,500.00, and officials having income in excess of that amount shall pay the full contribution required on income in excess of \$8,500.00 by reimbursing the county for payments required of it on such account.	

1714	Airport utilities, county's share	600.00
1715	Gas and oil for county-owned cars when away from central supply	250.00
1716	Central gas, oil, and servicing for county- owned cars	7,000.00
1717	Central Fund—parts, repairs and tires for county-owned cars	4,500.00
1718	Police Officers' Retirement System	10,000.00
1719	Paupers' funerals	200.00
Total, Item 7		\$190,250.00

1800	Item 8. Civil and Domestic Relations Court:	
1801	Judge's salary	\$ 13,400.00
	Probation Officer	5,650.00
	Secretary	3,900.00
	Assistant Probation Officer	4,100.00
	Intake Worker	4,620.00
	Court Stenographer	4,620.00
1802	Travel Allowance:	
	(1) Probation Officer	300.00
	(2) Assistant Probation Officer	600.00
	<i>Provided</i> , that the above shall be pay- able in equal monthly installments with- out the necessity of itemizing same.	
1803	Miscellaneous Expense Fund	300.00

Total, Item 8

\$ 37,490.00

1901	Item 9. County Board of Education	\$ 16,818.00
This appropriation is to be expended by the board along with state funds received and disbursed by it for the following pur- poses: telephone and supplies, supple- ment to salary of executive secretary (not to exceed \$2,100.00), clerical assistance, travel allowances, operation of the school lunch office (including increased supple- ments to the salaries of the supervisor and secretary of a minimum of 10% each), freezer plant storage of foods, adult edu- cation, compensation and travel of board		

members at the rate of \$5.00 per meeting and five cents per mile travel, and for such other educational purposes as the board may determine. Salary of secretary to school lunch supervisor shall be \$3,-850.00.

Provided, from this appropriation the board is directed to hire an associate visiting teacher at appropriate compensation, who shall be assigned the duty of working closely with various community and population groups of the county in promoting and encouraging attendance.

The board is authorized to create the office of executive or administrative secretary to the board which officer shall have all of the powers and duties heretofore imposed by law on the county superintendent of education.

	Total, Item 9	\$ 16,818.00
2100	Item 10. Miscellaneous:	
2101	Civil Air Patrol	\$ 400.00
2102	Civil Defense, for expenses, supplies, equipment and administration	5,400.00
	<i>Provided</i> , that the civil defense program of the county qualifies to receive matching funds from State and Federal sources.	
2103	Planning Commission	400.00
2104	Greenwood Rescue Squad	1,800.00
2105	Registration Board—supplement to salaries of members of board at \$350.00 per member	1,050.00
2106	Data Processing Commission—county's share	22,000.00
2107	Road bonds and notes, payment of principal, interest and fiscal agents' fees; <i>provided</i> , the county treasurer is instructed and authorized to expend the	

	necessary amounts in payment thereof, even in excess of this appropriation . . .	37,340.00
2108	Municipalities and communities are allocated and appropriated the following amounts from the county's receipts from gasoline tax; <i>provided</i> , these funds be expended only for street and highway improvements and maintenance.	
	(1) City of Greenwood—street improvement	42,000.00
	(2) Town of Ninety-Six—street improvement	5,250.00
	(3) Town of Ware Shoals—street improvement	5,250.00
	(4) Town of Troy	525.00
	(5) Town of Hodges	525.00
	<i>Provided</i> , these appropriations shall not be disbursed until Item 2107 has been paid or funds sufficient therefor are reserved for such payment.	
	City of Greenwood:	
	Assistance for landfill	5,000.00
2109	Purchase of automobiles, trucks and equipment for road maintenance	23,000.00
2110	Subdivision road reimbursement contracts	17,500.00
2111	Rehabilitation Work Shop of Greenwood, Inc.	9,600.00
2112	Greenwood County Beautification Commission	5,000.00
2113	Humane Society	500.00
2114	Piedmont Technical Education Center . .	28,390.50
2115	Additional Clerical help, Central Pool . .	16,000.00
2116	Emergency ambulance service	1,000.00
2117	Greenwood County Parks & Recreation Commission	59,000.00
2118	Landfill Maintenance Program—Salary.	4,800.00
	Total, Item 10	\$291,730.50
2401	Item 11. Miscellaneous Contingent Fund for emergencies and unforeseen expenditures during the fiscal year 1967-1968, and for the auditing of county books	\$ 30,000.00

Provided, in no event shall any portion of this fund be used for which a specific appropriation is made herein.

Provided, further, the financial books and records of the county for the preceding fiscal year shall be audited by such certified public accountant as shall be designated by the county legislative delegation, in accordance with the provisions of Section 14-2221 of the 1962 Code.

Total, Item 11	\$ 30,000.00
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GRAND TOTAL	\$ 1,194,897.80
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Anticipated Revenue 1967-1968 other than taxation:

Fines, Forfeitures and Licenses	\$ 80,000.00
Insurance License Tax	55,000.00
Bank Tax	8,500.00
Beer and Wine Tax	14,000.00
Alcoholic Liquor Tax	60,000.00
Income Tax	115,000.00
National Forest Fund	9,000.00
State contribution on Service Officer salary	5,565.00
Gasoline Tax	240,000.00
Reimbursement from industrial companies for constables	8,347.50
Miscellaneous income (fees, etc.) and interest	30,000.00
Delinquent tax execution fees and penalties	12,000.00
Delinquent taxes	18,000.00
Rent—From Hydro Plant	250,000.00

TOTAL	\$905,412.50
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Balance to be raised by other county income	\$289,485.30
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SECTION 3. The amounts herein appropriated shall be paid out as nearly as practicable one-twelfth each month during the year 1967-1968, and if any item or salary has been overpaid for any month,

such overpayment shall be deducted the following month. All accounts shall be kept separate and distinct and expended only for the purposes for which appropriated; *provided*, the amounts herein appropriated for the specific items as set out herein shall not, nor shall any part thereof, be used for any other purpose except upon the written consent of a majority of the members of the Legislative Delegation from Greenwood County. *Provided*, no claim or bill shall be approved or paid unless same shall state fully, under oath, what it is for, or give the kind or quality of thing or commodity which it represents, in addition to the amounts and time furnished. The money herein appropriated for auto upkeep and travel and for other expenses of county officials shall be paid out only upon itemized claims which have been verified by the official incurring the expenses and approved by the Supervisor and Clerk to the Finance Board.

SECTION 4. In addition to all other appropriations made hereunder, there is hereby appropriated the sum of five hundred thousand dollars, if so much be necessary, for the operation of county hospital facilities, the renovating and remodeling of same, the building of new and additional hospital facilities, and the payment of costs by way of plans, specifications, architect's fee, engineer's fee, and other fees and costs and which shall include, but not be limited to, the purchase of any real or personal property in connection therewith. Said appropriation is to be paid out of the general fund of the county and the income from the investment of the principal that came through the sale of certain electric property of Greenwood County to Duke Power Company and the income from the lease of the hydro-electric project, and which shall be paid out of said funds in support hereof next to those expended for general operation purposes of the county as provided hereunder.

SECTION 5. The Finance Board of Greenwood County, with the approval of a majority of the members of the Legislative Delegation from Greenwood County, is hereby authorized and empowered to make regulations or take such action as may be necessary under any emergency which may arise before the convening of the next session of the General Assembly, for the financing of the affairs of Greenwood County, both the general county matters and all school matters, with the further provision that a full and complete record of any action taken under the provisions of this section shall be

kept by the secretary of the Finance Board; *provided*, before any action is taken by the Finance Board in connection with this section, it shall call a joint meeting of the members of the Greenwood County Legislative Delegation in the General Assembly and the Finance Board to discuss such action. *Provided*, further, formal minutes shall be taken and transcribed in writing and maintained in a permanent minutes book of all formal meetings of the Finance Board of the county and all joint meetings of the Finance Board and the County Legislative Delegation, such minutes reporting all actions and decisions of the Finance Board on all items of county business and administrative matters which are not otherwise recorded or evidenced in written form.

SECTION 6. In case of emergency the Finance Board of Greenwood County may, with written approval of the Greenwood County Legislative Delegation, borrow sufficient funds to carry out the terms of this act or to meet such emergency, pledging as security therefor any surplus in the sinking fund, general fund, or by tax levy when approved by the delegation.

SECTION 7. All fees for services rendered by any county official shall be paid to and collected by the Greenwood County Treasurer. Persons requiring these services shall pay the required fee to the Treasurer and obtain a receipt therefor; the receipt shall then be carried to the county official rendering such service as evidence that the required fee has been paid.

County officials shall perform such services only upon the showing of said receipt and shall themselves collect no fees from the public.

SECTION 8. Any officer or employee, who disregards any of the provisions of this act without the written consent of a majority of the members of the Legislative Delegation from Greenwood County kept on file in the office of the county supervisor, shall be guilty of a malfeasance in office and subject to removal, in addition to the punishment now provided by law.

SECTION 9. A majority of the qualified electors of Greenwood County having voted in favor of financial support of Lander College at the election held on May 2, 1951, the Auditor of Greenwood County is authorized and directed to levy, and the Treasurer of Greenwood County to collect, a tax not to exceed four mills on all the taxable property in Greenwood County, the proceeds of which

shall be used in conjunction with other college revenues to defray the operating expenses of the college.

SECTION 10. The Finance Board will pay claims out of the appropriation of Item 1501 for the benefit of patients who are citizens of Greenwood County only when submitted in an itemized form by the hospital rendering the services, showing the name of each person hospitalized supported by the affidavit of the proper officer of the hospital and certificate of the Department of Public Welfare to the effect that they have examined the person's financial ability, and that they have found such person financially unable to pay for his hospitalization, provided that claims submitted for payment will not exceed the actual cost of services rendered which will include only ward rates.

The Department of Public Welfare is hereby designated as the agency to make financial investigations for those patients requesting charity hospitalization, as provided for by an act of the General Assembly, 1958, entitled, "An Act To Prescribe The Duties And Responsibilities Of The Greenwood Department Of Public Welfare Concerning Indigent Patients To Receive Hospital And Medical Care At The Expense Of The County."

Provided, that no person shall be hospitalized as a charity patient for a period of time in excess of twenty days, unless the Finance Board shall have previously approved a longer stay. The Finance Board may approve a longer stay if it is made to satisfactorily appear from statements from the superintendent of the hospital, the doctor in charge of the patient, and the Department of Public Welfare that a longer stay is absolutely necessary from the standpoint of the patient and the financial condition of the patient warrants a further extension of charity from the county. No extension shall be for a period in excess of ten days. *Provided*, further, that in no event shall more than four thousand eight hundred dollars be expended or obligated in any one calendar month for all charity patients.

SECTION 11. Members of county boards and commissions and county employees using their own automobiles in travel on county business shall receive reimbursement therefor at the rate of nine cents per mile actually traveled on county business, to be paid from appropriations provided therefor. *Provided*, that this section shall not apply to county officers for whom there is appropriated a lump sum travel allowance.

SECTION 12. The Greenwood City and Public Library may cooperate or enter into contracts with any state or federal agency when by so doing it will receive substantial aid in carrying out the purposes of the library and may also enter into contracts with other counties to operate regional or joint libraries and facilities.

SECTION 13. The county treasurer is hereby authorized and directed to publish in the county newspapers a statement reflecting the financial condition of the county as of June 30, 1968.

SECTION 14. All prior actions or disbursements taken or made, as a result of any resolution or action by the Legislative Delegation of Greenwood County, are hereby validated, ratified, confirmed and declared to be legal and binding.

SECTION 15. Any surplus in the general fund of the county or any funds accruing from any other source to the credit of the General Fund of Greenwood County during the fiscal year shall be used as a contingent fund and spent on the authorization of a majority of the Greenwood County Legislative Delegation.

SECTION 16. If any clause, phrase, sentence, paragraph, or section of this act shall be held invalid, same shall not affect the validity of remaining phrases, clauses, sentences, paragraphs or sections.

SECTION 17. This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R816, H1970)

No. 751

An Act To Provide For Supplemental Appropriations For Greenwood County For The Fiscal Year 1966-1967, To Ratify And Confirm Certain Expenditures, And To Provide For The Payment Of The Appropriations And Expenditures.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Greenwood County supplemental appropriations.—There is hereby appropriated the following sums for the following purposes:

A. \$250,000.00 for Greenwood Area Vocational Facility for the purpose of acquisition of lands, the building of buildings, the equip-

ment of them, and the payment of all costs, including in connection therewith, but not limited to, architect's fee, engineer's fee and other like charges.

B. \$15,393.85 for purchase of land for park purposes.

C. \$87,709.67 for Lander College Science Building and the furnishing and equipping of the building.

D. \$5,000.00 to pay salary and expenses of the Director of the Greenwood County Recreation and Park Commission.

E. \$48,660.83, or so much thereof as might be necessary, to supplement the costs of the Science Building at Lander College, the furnishing and equipping of the building to the extent that the Federal Government reduces its agreed contribution, which agreed contribution was made subject to the Federal Government's final determination as the contribution to be made based upon its inspection and valuation when the building is completed.

SECTION 2. Payment sources.—The above sums shall be paid out of the General Fund of Greenwood County and the income of the county for the fiscal year from the investment of the principal sum derived from the sale of certain of the electric facilities of the county to Duke Power Company and from the lease of the hydro-electric project to Duke Power Company, which sum shall be paid out in support of the appropriation immediately following that pledged for the operation of the annual budget and these appropriations shall be considered as part of the annual budget.

SECTION 3. Deficiencies.—If there is any deficiency in the above funds available for these appropriations, the Finance Board of Greenwood County shall transfer such portion of the sinking fund over and above the sum of \$50,000.00 to the extent necessary to meet these appropriations, and to the extent that such portion of the fund has not already been used or provisions made for using such portion.

SECTION 4. Expenditures ratified.—The expenditures covered by the above appropriations are hereby ratified and confirmed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R334, H1103)

No. 752**An Act To Exempt Property Of The Aynor Area Recreation Commission In Horry County From All County Taxes Through 1971.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Property exempt from taxation.—The property of the Aynor Area Recreation Commission in Horry County is exempt from all county taxes through 1971.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R486, H1476)

No. 753**An Act To Make Supplemental Appropriations For The Fiscal Year 1966-1967 From The General Fund Of Horry County.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The following supplemental appropriations are made from the General Fund of Horry County for the fiscal year 1966-1967:

Jail	\$ 4,000.00
Health Center painting	2,000.00
Social Security and retirement matching	3,000.00
Rescue Squads	7,000.00
Roads	5,000.00
Road Machinery	6,000.00
Roads salary	2,500.00
Bridge material	12,500.00
State Highway Commissioner's secretary	900.00
Chaingang	7,000.00
This does not include repairs to jail and chaingang facilities.	
Ambulance service	2,700.00
County Agent's salary	416.00
Salary for secretary to the magistrate of District No. 6 from April 1, 1967 to June 30, 1967	750.00
Total	\$ 53,266.00

SECTION 2. This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R540, H1891)

No. 754

An Act To Authorize The Town Of Surfside Beach In Horry County To Borrow Not Exceeding Twenty-Five Thousand Dollars For The Construction And Equipping Of A Town Hall And To Repeal Act No. 652 of 1965, Relating To The Same.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Loan authorized.—The Town of Surfside Beach in Horry County is authorized to borrow not exceeding twenty-five thousand dollars from the Division of General Services or any other lending agency for the purpose of constructing and equipping a town hall. The indebtedness shall be evidenced by notes executed by the mayor and town clerk and treasurer under such terms and conditions as may be agreed upon by both parties but not to exceed six per cent interest.

SECTION 2. Payment.—The full faith, credit and taxing power of the town are hereby irrevocably pledged for the payment of the notes and interest thereon, and there shall be levied and collected annually a tax in an amount sufficient to pay each installment with interest.

SECTION 3. Payment further.—Should the monies be borrowed from the Division of General Services and should there be default in any payment, the State Treasurer is directed to withhold any funds accruing to the town and to deposit such amount to the credit of the Division of General Services of the Budget and Control Board.

SECTION 4. Repeal.—Act No. 652 of 1965 is repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R771, S546)

No. 755

An Act To Authorize The City Of Myrtle Beach In Horry County To Borrow Not Exceeding One Hundred Thousand Dollars For The Equipping Of A Municipal Convention Center.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Myrtle Beach authorized to borrow for convention center.—The City of Myrtle Beach in Horry County is authorized to borrow not exceeding one hundred thousand dollars from the Division of General Services or any other lending agency for the purpose of equipping a municipal convention center. The indebtedness shall be evidenced by notes executed by the mayor and city clerk and treasurer under such terms and conditions as may be agreed upon by both parties.

SECTION 2. Credit pledged.—The full faith, credit and taxing power of the city are hereby irrevocably pledged for the payment of the notes and interest thereon, and there shall be levied and collected annually a tax in an amount sufficient to pay each installment with interest.

SECTION 3. Funds withheld on default.—Should the monies be borrowed from the Division of General Services and should there be default in any payment, the State Treasurer is directed to withhold any funds accruing to the city and to deposit such amount to the credit of the Division of General Services of the Budget and Control Board.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R781, H2032)

No. 756

An Act To Provide For The Transfer Of Certain Funds In Horry County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Transfer of funds to Horry County Department of Education.—The Treasurer of Horry County is hereby directed to transfer the sum of sixty thousand dollars from the general fund

of the county to the account of the Horry County Department of Education to be used for general school purposes during the 1967-1968 fiscal year.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R830, H1414)

No. 757

An Act To Authorize The County Board Of Commissioners Of Horry County To Issue General Obligation Bonds Of The County, Not To Exceed Six Hundred Thousand Dollars, For The Construction Of State Highway Secondary Roads; To Provide That Such Roads Shall Be Constructed By The State Highway Department Pursuant To A Contract Of Reimbursement To Be Made Between The County Board Of Commissioners Of Horry County And The State Highway Department; To Prescribe The Conditions Under Which Such Bonds Are To Be Issued And The Reimbursement Contract May Be Made; And To Provide For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that Section 65-1075 of the 1962 Code provides for the continuance of the so-called Farm-to-Market or State Secondary Highway Program for the period to end June 30, 1972, and for the method by which funds available for such purposes should be apportioned among the counties of the State.

Pursuant to such program, funds were made available for farm-to-market roads in Horry County for the fiscal year ending June 30, 1967, in the amount of three hundred thirty-six thousand dollars, and it is to be reasonably anticipated that during each fiscal year throughout the period to end June 30, 1972, further substantial apportionments will be made.

In Horry County it has been determined that an immediate need exists for further farm-to-market roads, and that the County Board of Commissioners of Horry County as established by Chapter 42, Title 14, Volume 3, of the 1962 Code, hereinafter called the "Board",

should be empowered to raise not exceeding six hundred thousand dollars and to make such sum available to the State Highway Department which, in turn, should apply this sum to the construction of the most needed county roads in Horry County, which have been transferred to and thus become a part of the State's Secondary Highway System (Farm-to-Market Roads).

SECTION 2. Horry County Board of Commissioners authorized to issue bonds.—If a suitable agreement can be reached between the Board and the State Highway Department providing that the State Highway Department shall construct farm-to-market roads in Horry County to an extent mutually agreed upon and divert moneys which would otherwise be expended in future years for farm-to-market roads in Horry County, to the extent estimated to be necessary to meet the payment of the principal of the bonds herein authorized, the county may issue general obligation bonds of Horry County to the extent not to exceed six hundred thousand dollars.

SECTION 3. Issue.—The bonds authorized by this act shall be issued as a single issue or as several issues in the discretion of the board.

SECTION 4. Maturity.—All bonds issued pursuant to this act shall mature in such annual series or installments as the Board shall provide, except that the first maturing bonds of any issue shall mature not more than two years from the date which they shall be issued; not less than ten per cent of any issue shall mature in any year; and no bond shall mature later than June 30, 1972.

SECTION 5. Prior redemption.—Any bond issued pursuant to this act may be issued with a provision for its redemption prior to its stated maturity at par and accrued interest, plus such redemption premium as may be prescribed by the Board, but no bond shall be redeemable before maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of such bonds, provision shall be made specifying the manner of call for redemption, if any, and the notice thereof that must be given.

SECTION 6. Form.—The bonds issued pursuant to this act shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Horry County, upon such conditions as the Board may prescribe. Except when so registered,

all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 7. Place of payment.—The bonds issued pursuant to this act shall be made payable at such places, within or without the State, as the Board shall provide.

SECTION 8. Interest.—Bonds issued pursuant to this act shall bear interest at rates determined by the Board.

SECTION 9. Execution.—The bonds, and the coupons to be thereunto attached, shall be executed in such manner as the Board shall by resolution prescribe.

SECTION 10. Sales.—Bonds issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina. Such published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 11. Credit pledged—payment.—For the payment of the principal and interest of all bonds issued pursuant to this act as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of Horry County shall be irrevocably pledged, and there shall be levied annually by the Auditor of Horry County, and collected by the Treasurer of Horry County, in the same manner as county taxes are levied and collected, a tax without limit, on all taxable property in Horry County, sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor; *provided*, that the ad valorem tax levy shall be reduced to the extent that there has been deposited with the county treasurer moneys derived from the reimbursement agreement herein authorized, on the occasion in each year when the ad valorem tax levy is to be made, and in all instances where an annual tax levy is so reduced, the moneys derived from such reimbursement shall be applied to the payment of such principal and to no other purpose.

SECTION 12. Tax exempt.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Section 65-4.1 of the 1962 Code.

SECTION 13. Use of proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Horry County Treasurer, and shall be deposited in a bond account fund and shall be expended and made use of by the Board as follows:

(a) Any accrued interest shall be applied to the payment of the first installment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first installment of principal of such bonds.

(c) The remaining proceeds shall be first applied to the expenses incident to the issuance of the bonds, and so much as remains thereafter shall, within sixty days from date of receipt by the county therefor, be turned over to the State Highway Department and applied by it on farm-to-market roads in Horry County.

SECTION 14. Reimbursement by Highway Department.—The State Highway Department is hereby authorized to reimburse Horry County for all moneys turned over to the Highway Department by Horry County pursuant to Section 13 (c) of this act. This reimbursement shall be made in annual installments, in amounts not exceeding the annual maturity principal on the bonds to be issued by Horry County, out of the apportionment of funds accruing for construction in Horry County under the State Highway Department's Farm-to-Market Construction Program and by reason of the statute, if so much thereof shall accrue for such construction in Horry County. The State Highway Department shall not be obligated to the repayment to Horry County for any installment due under its reimbursement agreement unless sufficient amounts for such installments shall accrue to the credit of Horry County under the State Farm-to-Market Construction Program. The State Highway Department shall not be required to pay any interest to Horry County for funds turned over to the department pursuant to the provisions of this act. If, during any year thereafter, the apportionment to which farm-to-market construction in Horry County is entitled exceeds the sum required to meet the annual installment of principal of the bonds in that year, then such excess shall be applied by the State Highway Department as if no reimbursement agreement had been entered into.

SECTION 15. Separate contracts authorized.—The county is hereby authorized to enter into separate contracts for the construction of road beds and for actual paving and the county shall have the further right to allow any person to bid upon such contracts; *pro-*

vided, that specifications of the State Highway Department are fulfilled relative to such construction.

SECTION 16. Powers additional.—The powers and authorizations conferred upon the Board and the State Highway Department shall be in addition to all other powers and authorizations previously vested in them.

SECTION 17. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R849, H1493)

No. 758

An Act To Provide For The Operation Of The Government Of Horry County And For The Levy Of Taxes For The Fiscal Year Beginning July 1, 1967, And Ending June 30, 1968.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. There is hereby levied upon all of the taxable property in Horry County a sufficient number of mills, not to exceed sixteen mills, to be determined by the auditor from assessment of the property therein which, together with fines, forfeitures, gasoline tax, fees collected by various offices and all income of the county, shall raise the amount herein appropriated. For county purposes for the fiscal year 1967-1968, there is appropriated the following:

Item 1. Clerk of Court's Office—Expenses:

Clerk of Court	\$ 8,400.00
Deputy Clerk of Court	6,045.81
First Assistant Steno-Clerk and Bookeeper	4,122.14
Four Assistant Steno-Clerks @ \$3,522.55	14,090.20
<i>Provided</i> , the clerk shall, when at all possible, place the address of the grantee or at least one of the grantees, if more than one, on all deeds prior to filing in his office.	
Wages account for bailiffs, court crier and jury boy	5,500.00

Provided, that bailiffs and court criers shall be paid at the rate of not less than nine dollars per day.

	Jurors and Witness fees	35,000.00
	<i>Provided</i> , that jurors in Magistrates' Courts shall be paid \$2.00 per day.	
	Contingent Court Fund	1,000.00
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	Total, Item 1	\$ 74,158.15
Item 2.	Treasurer's Office—Administrative Expense:	
	Treasurer—County Supplement	\$ 3,594.15
	Deputy Treasurer	6,045.81
	First Assistant Steno-Clerk	4,122.14
	Three Assistant Steno-Clerks @ \$3,522.55	10,567.65
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	Total, Item 2	\$ 24,329.75
Item 3.	Auditor's Office—Administrative Expense:	
	Auditor—County Supplement	\$ 3,594.15
	Deputy Auditor	6,045.81
	First Assistant Steno-Clerk	4,122.14
	Five Assistant Steno-Clerks @ \$3,522.55	17,612.75
	Equalization Board	2,000.00
	Travel for Executive Secretary for the County Board of Assessors @ 7¢ per mile, not to exceed	1,000.00
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	Total, Item 3	\$ 34,374.85
Item 4.	For Policing Horry County:	
	Sheriff	\$ 8,400.00
	Chief Deputy	5,890.50
	Two Deputy Sheriffs @ \$5,775.00	11,550.00
	Secretary to Sheriff's Office and Coroner	4,122.14
	Chief of County Police	6,825.00
	Sergeant, County Police	5,890.50
	County Police, eight @ \$5,775.00 each	46,200.00
	Secretary to County Police Commission	3,937.50
	County Police for Little River	1,200.00
	Colored policemen assigned to the county police	4,950.00
	County Jailors at Nixons Cross Roads, one @ \$2,738.68, who shall act as Chief Jailor, and one @ \$2,623.18; <i>provided</i> , that the jailors shall be under the jurisdiction of the County Police Commission	5,361.86
	Three assistant jailors and night radio operators	

@ \$3,597.50	10,792.50
Constable assigned to Magistrate of District No. 1	2,668.05
Travel for Constable assigned to Magistrate of District No. 1	600.00
Jailor for Horry County	3,710.44
<i>Provided</i> , that initial uniforms shall be furnished by the county, and thereafter \$100.00 per year per officer for maintenance and replacements.	
<i>Provided</i> , further, that upon termination of employment, all uniforms and accessories shall be turned in to the county.	
Jail Matron	1,732.50
<i>Provided</i> , Matron shall inspect the county jail at least once each week for cleanliness and maintenance.	
For operation and maintenance of county-owned law enforcement equipment	33,000.00
Horry County Jail at Conway	22,000.00
<i>Provided</i> , that all municipal corporations of Horry County shall be charged the sum of \$2.50 per day for the dieting of prisoners in any county jail.	
Conveying prisoners (for out-of-county meals only)	500.00
For purchasing law enforcement vehicles and equipment	10,000.00
<i>Provided</i> , further, that during the General Sessions Court all county police officers shall be available to the court and available to aid and assist the Sheriff in calling witnesses and all other work necessary for the orderly procedure of the court.	
<i>Provided</i> , further, that all county police officers shall immediately serve all subpoenas and civil papers sent to their area by the Sheriff or attorneys or any other officer of the court. Each county police officer shall make his return, when called for, on any civil or criminal service.	
Total, Item 4	\$189,330.99

Item 5. Probate Judge's Office—Administrative Expense:	
Probate Judge	\$ 8,400.00
<i>Provided</i> , that the Probate Judge shall perform no marriage ceremonies at his place of residence or any other place except during regular office hours.	
Deputy Probate Judge	4,122.14
Steno-Clerk	3,522.55
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Total, Item 5	\$ 16,044.69
Item 6. Coroner, Probation and Tax Collector's Offices	
—Administrative Expense:	
Coroner	\$ 2,625.00
Travel for Coroner	1,500.00
Assistant Steno-Clerk to Tax Collector	3,522.55
Part-time Secretary for Probation Office	874.39
Travel for Probation Officer	600.00
Inquest and Lunacy	1,200.00
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Total, Item 6	\$ 10,321.94
Item 7. County Court Judge's Office—Administrative	
Expense:	
County Judge	\$ 14,700.00
Court Stenographer for County Court	5,355.00
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Total, Item 7	\$ 20,055.00
Item 8. Magistrates' Offices—Administrative Expense:	
Magistrate at Aynor, District No. 2	\$ 4,250.00
Magistrate at Bayboro, District No. 8	4,250.00
Magistrate at Myrtle Beach, District No. 6	4,250.00
Magistrate at Green Sea, District No. 4	4,250.00
Magistrate at Nixons Cross Roads, District No. 7	4,250.00
Magistrate at Loris, District No. 5	4,250.00
Magistrate at Floyds, District No. 3	4,250.00
Magistrate at Conway, District No. 1	4,250.00
Magistrate's Secretary at Conway	3,522.55
Magistrate's Secretary at Myrtle Beach	3,522.55
Wages account for Steno-Clerk for Magistrates' Courts	2,400.00

Provided, that an amount not to exceed \$300.00 shall be available to each magistrate's office for the transcribing of testimony, such sum to be paid at \$15.00 per case upon vouchers submitted by the secretary to the County Board of Commissioners.

Provided, further, that magistrate's secretary must be able and it shall be her duty to take down in shorthand and transcribe the testimony in all cases appearing in the magistrate's court where such testimony is requested by either side of any litigated case.

Provided, further, that no magistrate in Horry County shall receive compensation for his services until all reports have been filed, as provided in Section 4 of this act, which shall include a report of all fees collected, and shall be accompanied by a probated statement to the effect that regular office hours have been established. Each magistrate shall establish regular office hours from 9 A. M. until 5 P. M., five days per week, until 12:30 P. M. on Saturdays, not including Sundays or legal holidays. The hours shall be posted in a conspicuous place at all times.

Total, Item 8		\$ 43,445.10
Item 9. (A) County Board of Commissioners—Ad-		
ministrative Expense:		
Chairman of County Board—Salary	\$	8,400.00
Commissioners—travel expenses, six @ \$462.00		
each		2,772.00
Secretary to County Board and Delegation		3,937.50
<i>Provided</i> , that the secretary shall be employed		
by a majority of the delegation, which majority		
shall include the Horry resident Senator.		
<i>Provided</i> , further, that the secretary shall be		
clerk of the County Board of Commissioners.		
Clerk of County Board and Purchasing Agent ..		8,400.00
Engineer of Roads		12,000.00
<i>Provided</i> , that the engineer shall be a civil engi-		
neer, and shall be employed by the county board		

of commissioners, with the approval of a majority of the Horry County Legislative Delegation, which majority shall include the Horry resident Senator.

Provided, further, that the Supervisor of Roads shall be responsible for all equipment, maintenance facilities and county employees used in the repair, maintenance and building of roads, and shall be responsible for repairing, maintenance and building of roads in the county, subject to the direction and control of the county board of commissioners.

Courthouse Custodian—employed by County Board	3,780.00
Travel for Custodian	656.50
Horry County Development Board	50,000.00

Provided, that out of the above sum appropriated, the salaries of personnel shall be approved by a majority of the Horry County Development Board and a majority of the legislative delegation, which majority shall include the Horry resident Senator.

Provided, further, that \$30,000.00 of the above sum shall be used for the promotion of tourism in Horry County.

One-half salary of Secretary for Judge of the Fifteenth Judicial Circuit for 1967-1968	1,500.00
Purchasing Agent's account—for Purchasing Agent's budget for purchasing supplies and equipment for county offices	40,000.00
Charities and donations to be distributed by County Board in case of emergencies	1,800.00
Auditor of County offices	2,500.00
County Attorney	1,386.00

(B) Miscellaneous expense—disbursed as herein provided:

Public buildings—operation and maintenance ..	30,000.00
Rent account	3,540.00
Insurance on public buildings	6,000.00
Social Security and Retirement	48,500.00
Police Retirement	6,500.00

Contingent account	10,000.00
Officials' bonds	3,000.00
Workmen's Compensation	4,500.00
County Employees' Group Insurance Fund ...	4,000.00
Supplement—Game Wardens, five @ \$45.00 each per month	2,700.00
Horry County Registration Board	6,000.00
<i>Provided</i> , that this sum shall be used expressly for Board members traveling to precincts throughout the county for registration.	
County Service Officer—office help	1,500.00
Service Officer—travel	1,500.00
National Guard—Conway	1,500.00
National Guard—Myrtle Beach	1,500.00
<i>Provided</i> , that funds for the National Guard shall be disbursed only after approval of vouchers by the Board of Commissioners.	

Total, Item 9\$267,872.00

Item 10. Other Administrative Expense:

County Agent, Salary Supplement	\$ 1,000.00
First Assistant County Agent, Salary Sup- plement	466.00
Associate County Agent, Salary Supplement ...	350.00
Two Assistant County Agents, Salary Supple- ments @ \$350.00 each	700.00
Materials for County Demonstration Agent's work	200.00
Boys' 4-H Club Work	350.00
Girls' 4-H Club Work	350.00
Home Demonstration Materials	200.00
Home Demonstration Agent, part salary	360.00
Asst. Home Demonstration Agent, part salary ..	360.00
Clerk for Assistant, County and Assistant Home Agent, salary	900.00
Girls' FHA Work (Ocean Drive)	800.00

Provided, that no new personnel, attached to
the County Farm Demonstration Agent's office,
shall receive the supplement hereinabove pro-
vided until they have first worked with such
office for a period of at least one year.

Horry Historical Commission	5,800.00
<i>Provided</i> , that \$5,000.00 of this sum shall be allotted for the purpose of assisting Clemson University in the establishment of a Botanical garden in Horry County.	
Soil Conservation (Matching Fund)	800.00
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Total, Item 10	\$ 12,636.00
Item 11. Appropriations for Miscellaneous Boards and Commissions:	
Horry County Marketing Commission	\$ 10,000.00
<i>Provided</i> , that out of the above sum appropriated, the Manager of the Horry County Farmers' Market shall receive such sum for salary as authorized by a majority of the legislative delegation, which majority shall include the Horry resident Senator.	
Coastal Carolina Center, University of South Carolina (Scholarship fund)	5,000.00
<i>Provided</i> , that the Scholarship Board shall submit to the County Board of Commissioners and the delegation a detailed annual report of all disbursements and receipts of these funds.	
Civil Defense	6,000.00
<i>Provided</i> , that the present Director shall continue to receive the sum of \$1,200.00 annually until the legislative delegation further implements the Civil Defense program.	
<i>Provided</i> , the funds are to be disbursed only by approval of a majority of the legislative delegation, which majority shall include the Horry resident Senator.	
Travel for Retarded Children	1,800.00
Secretary for Highway Commissioners	1,200.00
Ambulance Service for Horry County	10,800.00
<i>Provided</i> , that these funds shall be disbursed by the County Board so as to provide ambulance service for all of Horry County, and subject to any new legislation that may be enacted.	
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Total, Item 11	\$ 34,800.00

Item 12. (A) Health Department Expenditures:

County Health Unit:

Administrative expenses \$ 57,050.00

For Indigent and needy Cancer and Crippled

Children patients 1,000.00

T. B. Association 1,000.00

(B) Welfare Department:

Hospitalization, Foster Boarding Home

Children 500.00

Welfare Department—Administrative 15,000.00

Telephone service 850.00

Provided, that this money shall be disbursed only
on approval by the governing body of the Horry
County Department of Public Welfare.

Vital Statistics 1,200.00

Total, Item 12 \$ 76,600.00

Item 13. County Roads and Chain Gang:

Salaries (guards, truck drivers, machine opera-
tors, etc.) \$144,889.50*Provided*, that each employee shall receive his
pay during inclement weather, the same as any
other time, but the Chairman of the County
Board of Commissioners may, in his discretion,
prescribe Saturday as a work day and shall re-
ceive a five per cent pay increase for the fiscal
year 1967-1968.Chain Gang (feeding prisoners, clothing and
supplies, etc.) 40,000.00

County Roads 100,000.00

Provided, that \$10,000.00 of these funds shall
be used to defray the cost of obtaining rights
of way and maps of Horry County roads.

Purchasing new machinery and repairs 30,000.00

For purchase of bridge material 20,000.00

Total, Item 13 \$334,889.50

Item 14. Horry County Memorial Library \$ 19,500.00

Provided, that the annual budget shall be ap-
proved by a majority of the legislative delega-

tion, which majority shall include the Horry
resident Senator.

Total, Item 14	\$ 19,500.00
Item 15. Horry-Marion-Georgetown Technical Education Center :	
Operational expenses	\$ 16,250.00
Total, Item 15	\$ 16,250.00
Item 16. Horry County Airport at Conway	\$ 20,000.00
Myrtle Beach Airport	20,000.00
<i>Provided</i> , that these funds shall be used for the construction of a 2,000-foot Flight Service Sta- tion Building, for lease to the Federal Govern- ment.	
Total, Item 16	\$ 40,000.00
Item 17. Horry-Georgetown Mental Health Center	\$ 14,000.00
Total, Item 17	\$ 14,000.00
GRAND TOTAL	\$1,228,607.97
Estimated Revenues and Available Credits :	
Income Tax	\$163,000.00
Bank Tax	8,127.72
Beer and Wine Tax	16,128.78
Liquor Tax	79,059.18
Gasoline Tax	230,439.09
Boating Fund	83.75
Insurance License Fees	55,017.15
Fees :	
Civil Papers	7,047.32
Treasurer and Tax Collector	11,528.00
Probate Judge	17,648.18
Health Department	2,557.00
Clerk of Court	47,459.60
Fines :	
Magistrates	93,782.00
Clerk of Court	17,567.25

Miscellaneous Revenues:

Mobile Homes licenses, interest income,
back taxes, costs and penalties 61,787.30

Total Estimated Revenues \$811,232.32

To be appropriated from the General Fund of
Horry County \$ 57,375.65

TOTAL AMOUNT TO BE RAISED BY
TAXATION \$360,000.00

SECTION 2. The County Board of Commissioners is hereby instructed and required to use the money herein appropriated for the purposes specified and for no other purpose, and it is hereby forbidden in any way to overdraw or exceed the appropriation herein made for any purposes whatsoever, except upon the written consent of a majority of the legislative delegation, which majority shall include the Horry resident Senator of District 10. For the items covered in Section 1 of this act, it shall be unlawful for the clerk of the County Board of Commissioners or the Purchasing Agent of Horry County to draw or sign any warrant or drafts on the county treasurer overdrawing any appropriation or authorization. For the items covered in Section 1 of this act, it shall be unlawful for the Treasurer of Horry County to pay from funds in his hands any amount not covered by the appropriation herein made or authorized by the written consent of a majority of the legislative delegation, which majority shall include the Horry resident Senator of District 10. Any appropriations herein made may be increased or decreased by the written consent of a majority of the legislative delegation, which majority shall include the Horry resident Senator of District 10. *Provided*, that the County Board of Commissioners is hereby required to prorate the amount of money herein appropriated for County Roads and Chain Gang and all other divisions and departments of the county government, except regular salaries which are to be paid monthly, on a quarterly basis, to the end that no department shall expend more than one-fourth of the appropriated funds during any quarterly period of the fiscal year beginning July 1, 1967, and ending June 30, 1968. *Provided*, further, that the amounts appropriated in Item 13 of this act shall be expended only after the written approval and authorization of a majority of the County Board of Commissioners. The County Board of Commissioners shall use

as much as may be necessary of the amounts appropriated therein for setting up a road program in Horry County, which program shall be carried out by the chairman under the direction and control of the County Board of Commissioners.

SECTION 3. The jailor and/or matron shall receive no fees for dieting prisoners. The Horry County Police Commission shall have the duty to inspect the Horry County Jail at least once a month to see that it is kept clean at all times and that a jailor or county police officer is on duty at all times. The purchasing agent is authorized to make purchases of all foods, supplies, equipment and all things necessary for the proper maintenance of the county jail and the food and clothing of the prisoners therein. The jailor is to act as jailor only, and he shall make no arrests outside of the jail, nor shall he be allowed any compensation for the conveyance of prisoners. No person shall receive compensation for the conveyance of prisoners.

SECTION 4. The County Board of Commissioners shall employ a certified public accountant (CPA) for the purpose of auditing semiannually the books and examining the offices of Horry County, including the department of education, department of public welfare, the department of health and the Technical Education Commission, and the County Board of Commissioners may make payment for such services not to exceed two thousand five hundred dollars, as provided in this act. Each member of the Legislative Delegation from Horry County shall be furnished a copy of the audit by the accountant making it. *Provided*, that any recommendations made by the certified public accountant as set forth by his annual audit, and approved by the county board of commissioners, shall have the full force and effect of law and no department head in Horry County shall receive his salary until such recommendations as approved by the County board of commissioners have been adopted and put in full force and effect by such department head.

SECTION 5. The County Board of Commissioners shall employ some suitable person who shall be designated custodian of the Horry County Courthouse and grounds, the custodian to serve in such capacity at the pleasure of the Board of Commissioners. The custodian shall be charged with the responsibility for all janitor service at the Horry County Courthouse, the Horry County Department of Education Building, the county office building on 4th Avenue

and the Horry County Memorial Library. The custodian of the courthouse and grounds is further charged with the responsibility of maintaining the grounds and protecting the shrubbery, and such other duties as may be imposed upon him by the County Board of Commissioners. The custodian shall be given such assistants as the County Board of Commissioners may deem necessary.

SECTION 6. A majority of the legislative delegation, which majority shall include the Horry resident Senator of District 10, may employ a county attorney and pay same an amount not to exceed that provided for this purpose in this act. It shall be the duty of the county attorney to advise all boards, magistrates and officers of the county and, in addition thereto, it shall be his duty to represent the county in all cases wherein the county's interest is affected, and he shall represent the sheriff's office and the county police in criminal proceedings when called upon.

SECTION 7. Before taking office each magistrate shall give bond in a sum to be fixed by the County Board of Commissioners, conditioned upon the faithful performance of his duties. The premiums on the bonds shall be paid by the county. The magistrates and coroner shall be required to put all material State witnesses under bond as now provided by law, and at least ten days before the meeting of the Court of General Sessions shall lodge all papers pertaining to the court with the clerk of court, except cases which happen within the ten-day period, and cases where defendants have demanded preliminary hearings in writing and for good cause the magistrate has been unable to give a preliminary hearing. It shall be the duty of the sheriff and the chief of the county police to confer with the magistrates from time to time, familiarizing themselves with pending cases, attend inquests and see that witnesses are subpoenaed, placed under bond and papers lodged in the clerk's hands as herein provided. The sheriff and the county police shall cooperate with and assist the magistrates in preserving the peace and good order of the community.

All magistrates shall prepare all warrants in triplicate numbered sequence, the original of which shall remain with the case, a copy shall be filed with the magistrate and a copy shall be filed by the magistrate with the County Board of Commissioners with his next report.

The following procedures shall apply with regard to magistrates' offices in the county:

1. Magistrates shall be required to issue receipts for all funds and documents received.

A. Receipts shall be in numerical sequence, written in triplicate. All copies shall be attached when a receipt is voided, and all receipts must be accounted for.

B. Receipts shall be of two types, as follows:

1. *Money receipts* shall be issued for all fines, fees or charges. Copies of money receipt shall be issued to the arresting officer or party posting bond or paying fees and charges. The second copy shall be forwarded to the clerk of the County Board of Commissioners with report. The third copy should be retained as magistrate's record.

2. *Trust receipts* shall be issued for all documents entrusted to the magistrate for action. The first copy of receipt shall be dated and issued as evidence of receiving the document. The second copy shall be issued to party paying funds to magistrate in trust as satisfaction of the document. Magistrates shall prepare a weekly summary in triplicate of fines (including all county and state fines and cash bonds), fees and charges. The total of all items shown on this report shall be deposited in a bank selected by the county treasurer and forwarded as follows:

a. Copy one shall be sent weekly to the county treasurer with duplicate of the deposit slip attached.

b. Copy two shall be sent to clerk of the County Board of Commissioners with a duplicate of money receipts and tickets attached. Copy three shall be retained.

c. Reimbursement of fees and charges, where applicable, shall be paid by the county claims issued by the Board of Commissioners and treasurer on a monthly basis.

d. Cash bond reimbursements shall be made by county claims when authorized by written notice from the magistrates, therefore, all funds received or bonds must be listed on the magistrates' reports when received.

2. Magistrates shall continue the maintenance of a criminal docket book to indicate the disposition of all cases.

3. Magistrates shall maintain a trust record book and bank account which shall be audited annually, and shall submit quarterly an accounting from trust records to the clerk of the County Board of Commissioners, balancing trust accounts with trust funds on hand.

State game violations collected by the magistrates shall be remitted to the county treasurer, through deposits and reports, and the county

treasurer shall forward these funds to the S. C. Wildlife Department, Game Division, each month.

SECTION 8. All books, supplies and material purchased under the provisions of this act shall be purchased by the Horry County Purchasing Agent, as provided by special act.

SECTION 9. The Auditor of Horry County is hereby required to put the address of the taxpayer on each treasurer's duplicate. The Treasurer of Horry County is hereby authorized and directed to mail to taxpayers notice of taxes due in his office. Both the auditor and treasurer shall pay for the work required in this section from funds provided for clerical help in their respective offices, as provided for by this act. The failure of the treasurer to mail any tax notice shall in no wise relieve the taxpayer of obligation to pay such tax.

No county official or employee who is in any way connected with the levying or collecting of taxes shall bid on any property at any tax sale, directly, indirectly or through a third party. Any violation of this provision shall immediately be brought to the attention of the County Board of Commissioners, and shall be prima facie cause for removal from office upon receipt of a recommendation to that effect by the County Board of Commissioners to the Governor or other proper official, and shall be prima facie cause for the immediate termination of employment.

SECTION 10. Twenty per cent of the liquor, wine and beer tax allotted to Horry County shall, as received by the treasurer, be paid to the Horry County Memorial Library Commission. The Commission shall use the funds for the operation of the Horry County Memorial Library, for the purchase of equipment, books and other necessities for the Horry County Memorial Library, and for the equipping and purchasing of equipment for the school libraries of Horry County, the funds to be spent and allotted to the libraries as the Library Commission, or a majority thereof, shall determine.

SECTION 11. A majority of the legislative delegation, which majority shall include the Horry resident Senator of District 10, shall employ the Horry County Tax Collector and up to four deputy tax collectors. The tax collector shall receive as compensation in lieu of salary the sum of one dollar for each execution collected and two per cent commission of all taxes collected. The deputy tax collectors shall receive one dollar on each execution collected.

Provided, the Horry County Board of Commissioners shall prescribe the necessary procedure for the keeping of records and making of reports for the office of the tax collector, not otherwise covered by existing law, subject to the approval of a majority of the legislative delegation, which majority shall include the Horry resident Senator of District 10.

SECTION 12. The clerk of the Board of Commissioners and the Horry County Purchasing Agent shall furnish to the Horry resident Senator and each member of the house delegation, monthly, a statement in detail showing each expenditure made during the month, for what purpose expended and amount of the expenditure, and the balance remaining in the account from which the expenditure was made. Five days prior to the regular meetings of the Board of Commissioners, the clerk of the Board of Commissioners, the Horry County Purchasing Agent and the Department of Education shall make written reports to each member of the Board of Commissioners of activities during the month and proposals intended to be made to the Board.

SECTION 13. The County Board of Commissioners shall furnish to the Horry resident Senator, and each member of the house delegation, a statement before the fifteenth day of February of each year showing its activities during each quarterly period, along with a report of the financial status of the account and any recommendations that it sees fit to make to the delegation. The Board of Commissioners shall furnish to the Horry resident Senator, and each member of the legislative delegation, a statement in detail showing a proposed county appropriations act for the following year and also any legislation which it thinks should be enacted.

SECTION 14. No magistrate shall receive any part of fees, compensation or mileage in connection with tax execution warrants, except the one dollar allowed him by law. No county official shall receive any fees or compensation unless provided by law.

SECTION 15. The house now owned by Horry County on Second Avenue in the City of Conway shall be used by the Jailor of Horry County as his residence. No part of the county jail shall be used for residential purposes.

SECTION 16. Any special authorization for county purposes to be hereafter made from the contingent account in Item 9 (B) of

Section 1 of this act by the County Board of Commissioners not in excess of one thousand dollars is hereby authorized. Sums in excess of one thousand dollars shall have the approval of a majority of the legislative delegation, which majority shall include the Horry resident Senator of District 10.

SECTION 17. All regular county employees receiving salaries or wages shall be allowed two weeks' leave with pay annually; *provided*, however, that no employee shall be entitled to such leave until he has been employed by the county for a period of twelve consecutive months; *provided*, further, that after being employed for twelve consecutive months, such employee shall be entitled to the leave for such twelve-month period, and thereafter shall be entitled to such annual leave pro rata with the period of employment; *provided*, further, that annual leave shall not accumulate except for the initial twelve-month period of employment. The administrative heads of all departments are hereby instructed and required to arrange their work so that each employee of the county shall be allowed the two weeks' vacation with pay with the least possible inconvenience to the work of the office or department affected. In addition the following legal holidays and no others shall be observed by the employees of Horry County: New Year's Day, Independence Day—July fourth, Labor Day—the first Monday in September, Armistice Day—November eleventh, Thanksgiving Day and Christmas Day. Whenever any of these fall on Sunday, the Monday following is prescribed.

All offices in the Horry County Courthouse shall remain open from 9:00 A.M., to 5:00 P.M., Monday through Friday, and from 9:00 A.M. until 12 o'clock noon on Saturday.

SECTION 18. The clerk of court shall, after each term of court, make a detailed report to the County Board of Commissioners and the legislative delegation on the amount of jury and witness fees spent for the term of court; *provided*, that only two regular bailiffs shall be employed in Horry County.

SECTION 19. The Board of Commissioners is hereby instructed to require out of the jurors' and witnesses' fees an itemized statement of all disbursements, such statement to be made after each term of court.

SECTION 20. The clerk of court's bond shall be fifty thousand dollars.

SECTION 21. Immediately after magistrate and city courts, all prisoners sentenced to county chain gang shall be transferred to the county jail by the county police or sheriff's deputy serving the court, and a deputy sheriff or the county police shall be instructed by the proper authority to transfer city prisoners to county jail on the same day of trial.

SECTION 22. All travel pay hereinabove provided for shall be paid on a monthly basis of not more than one-twelfth of the total amount appropriated therefor. No disbursement therefor shall be made unless a verified itemized statement of the travel involved shall be presented to the Board of Commissioners for its approval.

SECTION 23. Any county employee using a county-owned vehicle, traveling outside of Horry County a distance of more than one hundred miles round trip, shall prepare and submit to the county Board of Commissioners a statement showing the destination, the purpose for which the trip was made, and any expenses incurred in such trip.

SECTION 24. Any new employee filling any position for which funds are appropriated by this act shall receive ten per cent less during the first six months of employment, and five per cent less during the next six months of employment than the amount appropriated for such position. Any persons transferring from a lower to a higher paying position shall be considered as a new employee.

SECTION 25. Incorporated municipalities in Horry County shall be exempt from the provisions of Section 5-601 of the 1962 Code, unless the governing body of a municipality by ordinance elects to comply with the provisions of such Code section.

SECTION 26. All acts or parts of acts inconsistent herewith are repealed. If any section or provision of this act shall be held unconstitutional, such holding shall not affect, impair or invalidate any of the remaining sections or provisions.

SECTION 27. This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R852, H1908)

No. 759**A Joint Resolution To Create A Committee To Study The Garbage And Trash Disposal Facilities In Horry County, And To Make An Appropriation.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Garbage and trash disposal committee created in Horry County.—There is hereby created in Horry County a committee of nine members who shall be appointed by a majority of the legislative delegation including the resident Senator. Three of the members shall be residents of the townships of Floyds, Green Sea, Bayboro or Simpson Creek; four of the members shall be residents of the townships of Galivants Ferry, Dog Bluf or Conway; and two of the members shall be residents of the townships of Little River, Socastee or Dog Neck. The members of the committee shall meet as soon after appointment as is practicable and select a chairman and such other officers as they may deem necessary.

SECTION 2. Duties.—The committee shall make a thorough and complete study of the garbage and trash disposal situation in the county, determine the feasibility of purchasing certain areas to be used for the disposal of garbage and trash, the feasibility of purchasing incinerators, the expense involved in maintaining trash dumps and incinerator machinery, and investigate all other possibilities that may be used to economically and expeditiously dispose of trash and garbage so as to insure the health and welfare of the citizens of Horry County. The committee shall prepare and make a report to the legislative delegation not later than February 15, 1968.

SECTION 3. Per diem authorized.—The members of the committee shall receive such per diem, subsistence and mileage as is provided by law for boards, committees and commissions.

SECTION 4. Appropriation.—There is hereby appropriated five hundred dollars or so much thereof as may be necessary from the general fund of Horry County for expenses of the committee.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R862, H2190)

No. 760

An Act To Authorize The Horry County Development Board To Construct A Permanent Type Moveable Float Or Exhibit For Use To Publicize The Industry, Agriculture And Tourist Attractions Of The County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Horry County Development Board authorized to build float or exhibit.—The Horry County Development Board is hereby authorized to design and construct a permanent type moveable float or exhibit to publicize the industry, agriculture and tourist attractions of the county.

The display shall depict as many aspects of the county as is feasible and commensurate with good taste and design.

SECTION 2. Use of float or exhibit.—The float or exhibit shall be displayed at parades, fairs and festivals throughout the State and nation and the Development Board shall cooperate with chambers of commerce, political subdivisions, civic groups and others to arrange for the greatest possible exposure of the display to advertise the opportunities and facilities available within Horry County.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R104, H1316)

No. 761

An Act To Create A Committee To Study The Need Of A Hospital For Jasper County And To Make Recommendations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Hospital study committee created for Jasper County.—There is hereby created a committee in Jasper County to study the need of a hospital for the county. The committee shall be composed of nine residents of the county as follows: one member from the county board of commissioners, one member from the Jasper County Chamber of Commerce, one member from the Ridge-land Junior Chamber of Commerce, one member from the Town of Hardeeville, one member from the Town of Tillman, one member

from the Town of Grays, one local medical doctor, and one local registered nurse, to be appointed by a majority of the legislative delegation representing Jasper County including the member of the House of Representatives, and the county treasurer who shall serve ex officio.

SECTION 2. Officers and meetings.—As soon as is practicable after their appointment, members of the committee shall meet upon the call of a majority of the legislative delegation representing Jasper County, including the member of the House of Representatives, for the purpose of organizing the committee. The committee members shall organize by electing from among themselves a chairman, a secretary and such other officers as the committee shall deem necessary or appropriate. Thereafter the committee shall meet upon call of the chairman or a majority of the members thereof. The chairman shall notify the legislative delegation representing Jasper County of the time and place of the first meeting to be held after the organizational meeting and the delegation may sit with the committee at such meeting in order to discuss with the committee the needs of the county.

SECTION 3. Duties.—The committee shall study the need for a county hospital. The committee shall formulate plans with estimates of costs and time necessary to complete construction. It shall investigate land sites and estimate land requirements with costs, and shall make a complete survey of building needs. The committee shall investigate the availability of Federal funds that may be applied toward the construction of the hospital. They shall consult with such county officials and citizens of Jasper County as may be necessary or desirable in order to present to the county a building which will serve the people in an ever expanding economy for years to come without the need of expensive extensions and additions. The committee is authorized to visit the other hospitals in or out of this State in conjunction with its study. The committee shall make a report of its findings to the legislative delegation representing Jasper County not later than July 1, 1967.

SECTION 4. Compensation.—The members of the committee shall receive such mileage and per diem as now provided by law for county officers which shall be paid from the contingent fund of the county.

SECTION 5. Duties further.—In the event that the committee recommends the construction of the county hospital and such recommendation is approved by the legislative delegation representing the

county, including the member of the House of Representatives, the committee shall constitute the building committee which shall supervise the construction of the hospital.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of March, 1967.

(R450, S495)

No. 762

An Act To Authorize The Board Of Commissioners Of Jasper County To Borrow Not Exceeding Ten Thousand Seven Hundred Dollars For The Purpose Of Purchasing Road Machinery And To Provide For The Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Jasper County may borrow money.—The Board of Commissioners of Jasper County is hereby authorized to borrow not exceeding ten thousand seven hundred dollars in order to purchase road machinery. The amount so borrowed shall be evidenced by notes to be executed by the chairman of the board of commissioners and the Treasurer of Jasper County and shall be payable within a period of ten years at such rate of interest as may be mutually agreed upon between the board and the lender, but at a rate not to exceed five per cent. Such notes shall be paid in annual payments beginning July 1, 1969, and shall include the right to anticipate payments on any anniversary date of such notes.

SECTION 2. Payment.—Authority is granted to pay each installment on the notes, with interest, as it becomes due from the general fund of the county; *provided*, however, that if sufficient funds from the general fund of the county are not available for this purpose the county auditor shall levy and the county treasurer shall collect an annual tax upon all the taxable property of the county sufficient to pay each installment with interest as it becomes due. The tax levy shall only be made when necessary to meet the purposes of this act, after which the tax shall no longer be levied. The full faith, credit and taxing power of Jasper County are hereby irrevocably pledged for the payment of this loan.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 7th day of June, 1967.

(R498, H1911)

No. 763

An Act To Amend An Act Of 1967 Bearing Ratification No. 104, Relating To The Committee To Study The Need Of A Hospital For Jasper County, So As To Provide That One Member Of The Committee Shall Be A Member Of The Ridgeland Business Men's Association Instead Of The Junior Chamber of Commerce.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act 761 of 1967 amended—hospital study committee created.—Section 1 of an Act of 1967 bearing Ratification No. 104 is amended on line six by striking "Junior Chamber of Commerce" and inserting "Business Men's Association". The section when amended shall read as follows :

"Section 1. There is hereby created a committee in Jasper County to study the need of a hospital for the county. The committee shall be composed of nine residents of the county as follows: one member from the county board of commissioners, one member from the Jasper County Chamber of Commerce, one member from the Ridgeland Business Men's Association, one member from the Town of Hardeeville, one member from the Town of Tillman, one member from the Town of Grays, one local medical doctor, and one local registered nurse, to be appointed by a majority of the legislative delegation representing Jasper County including the member of the House of Representatives, and the county treasurer who shall serve ex officio."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R711, H2112)

No. 764**An Act To Provide For The Transfer Of Funds In Jasper County.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Transfer of funds—Jasper County.—The Treasurer of Jasper County shall transfer three thousand dollars from the general fund to the contingent fund of the county.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R786, H2039)

No. 765

An Act To Provide For The Levy Of Taxes For Ordinary County Purposes In Jasper County For The Fiscal Year Beginning July 1, 1967, And Ending June 30, 1968; To Provide For The Expenditure Thereof; And To Authorize The Borrowing Of A Sufficient Sum To Meet The Appropriations Made For The Year Beginning July 1, 1966; To Provide For The Closing Of County Offices And To Provide For Liability Insurance Coverage On Certain Motor Vehicles; And To Provide For Other County Purposes.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. There is hereby levied upon all the taxable property of Jasper County a sufficient number of mills by the auditor from assessment of the property therein which, together with fines, forfeitures and taxes collected by various officers and all income of the county, shall raise the amount herein appropriated and for the purposes herein stated.

Item 1. Roads and Bridges\$ 27,000.00
Provided, that the maintenance and operation of the supervisor's vehicles will be paid from this account upon the approval of the county board of commissioners.

Total\$ 27,000.00

Item 2. Clerk of Court:	
Salary, Clerk of Court	\$ 6,150.37
Salary, Deputy Clerk	2,562.00
	<hr/>
Total	\$ 8,712.37
Item 3. Sheriff's Office:	
Salary, Sheriff	\$ 6,150.37
Deputy Sheriffs	14,493.00
Salary, Clerk	2,562.00
Uniforms for Sheriff's Deputies	700.00
Uniform for Jailor	25.00
<i>Provided, Jailor may wear uniform only during sessions of county court and on out-of-county trips on official business of the Sheriff's office.</i>	
<i>Provided, county cars shall be for the official use only of the Supervisor, Sheriff and Deputy Sheriffs, and shall be clearly marked.</i>	
Radios	3,000.00
Vehicle maintenance, operation and insurance ..	5,000.00
	<hr/>
Total	\$ 31,930.37
Item 4. Treasurer's Office:	
Treasurer's salary—an amount sufficient to supplement the amount provided by the State, so as to make his total salary \$6,150.37	
	\$ 400.00
Salary for clerk for Auditor and Treasurer	2,562.00
Salary, Clerk for Treasurer	2,400.00
	<hr/>
Total	\$ 5,362.00
Item 5. Auditor's Office:	
Auditor's salary—an amount sufficient to supplement the amount provided by the State, so as to make her total salary \$6,150.37	
	400.00
	<hr/>
Total	\$ 400.00
Item 6. Board of Education:	
Salary, Superintendent of Education, an amount sufficient to supplement the amount provided by the State, so as to make his total salary \$6,150.37	
	\$ 200.00

	Salary, Clerk	2,400.00
	Members of Board of Education, eight @\$475-.86 each	3,806.88
	Travel, Superintendent of Education	900.00
	<hr/> Total	<hr/> \$ 7,306.88
Item 7.	Judge of Probate's Office:	
	Salary, Judge of Probate	\$ 6,150.37
	Salary, Clerk	1,284.36
	<hr/> Total	<hr/> \$ 7,434.73
Item 8.	Coroner's Office:	
	Salary, Coroner	\$ 713.79
	<hr/> Total	<hr/> \$ 713.79
Item 9.	County Board of Commissioners:	
	Salary, Supervisor of Roads	\$ 6,150.38
	Salary, four Commissioners @ \$1,070.68	4,282.74
	Salary, Clerk	2,400.00
	<i>Provided</i> , that this clerk shall have additional duties as may be assigned by the legislative delegation.	
	<i>Provided</i> , the county board of commissioners shall assume the responsibility of county roads and bridges in their respective townships and shall program all construction and maintenance.	
	<i>Provided</i> , further, that Gillisonville Square Courthouse grounds shall be maintained and kept up by the Supervisor.	
	<hr/> Total	<hr/> \$ 12,833.12
Item 10.	Magistrates and Constables:	
	Magistrate at Ridgeland	\$ 3,652.11
	Constable at Ridgeland	1,701.32
	Magistrate at Hardeeville	3,057.28
	Constable at Hardeeville	1,189.65
	Magistrate at Grays	1,249.71
	Constable at Grays	1,189.65
	Magistrate at Tillman	1,249.71
	Constable at Tillman	1,189.65

	Constables' travel	1,297.80
	<i>Provided</i> , that the Constables at Ridgeland and Hardeeville shall receive thirty dollars per month as travel supplement; <i>provided</i> , further, that the Constables at Grays and Tillman shall receive twenty dollars per month travel supplement.	
	Total	<u>\$ 15,776.88</u>
Item 11.	County Jail:	
	Salary, Jailor	\$ 3,600.00
	<i>Provided</i> , Sheriff may use Jailor as Deputy when deemed advisable.	
	Dieting of prisoners (\$1.50 per day)	3,000.00
	<i>Provided</i> , that twenty-four hours shall constitute one day.	
	Jail Expense	<u>600.00</u>
	Total	\$ 7,200.00
Item 12.	Court Expense:	
	Court Expenses	\$ 2,000.00
	<i>Provided</i> , that bailiff and jurors shall be paid seven dollars per day.	
	Total	<u>\$ 2,000.00</u>
Item 13.	Health Work:	
	Health Unit, plus balance from previous year ..	\$ 5,000.00
	Total	<u>\$ 5,000.00</u>
Item 14.	Public Buildings	\$ 14,000.00
	<i>Provided</i> , that no private telephones in private residences will be paid from this account. Any official serving Jasper County whose duties may require long distance calls after office hours will be provided with a credit card issued by the county board of commissioners.	
	Total	<u>\$ 14,000.00</u>
Item 15.	Farm and Home Demonstration Work:	
	Expense, Home Demonstration Agent	\$ 550.00
	Expense, County Agent	550.00

Stenographer for County Home Demonstration and County Agents	750.75
Boys' 4-H Club Work	125.00
Girls' 4-H Club Work and Farm Women's Work	275.00
Demonstration Supplies for Home Demonstration Agent	75.00
Stamps, incidentals and office supplies for County and Home Demonstration Agents	100.00
Corn Contest	100.00

Total\$ 2,525.75

- Item 16. County's portion of support to public schools ..\$300,000.00
Provided, that all school budgets will be submitted to the county board of education prior to February first of each year. *Provided*, further, that the county board of education shall advise the delegation of the school needs for each fiscal year prior to March first of each year.

Total\$300,000.00

Item 17. Miscellaneous:

County Attorney	\$ 993.30
<i>Provided</i> , he shall handle all small county cases and advise all county officials, except the Sheriff, on criminal matters.	
County Service Officer, supplement to salary ..	306.08
Janitor, Courthouse and Grounds	2,379.30
Janitor, Agricultural Building, Welfare Office and Health Center	927.46
<i>Provided</i> , that this shall be taken care of by the supervisor.	
Three Forestry Wardens @ \$519.75	1,559.25
<i>Provided</i> , that all wardens receiving this travel must be under the supervision of the Jasper County Forestry Board.	
Travel outside county	300.00
The following county officials, when traveling outside of Jasper County on official business, shall be paid seven cents per mile and expenses:	

Senator, Representative, Sheriff, Deputy Sheriff, Supervisor, Superintendent of Education, Judge of Probate, Auditor, Treasurer, Clerk of Court, County Attorney and Service Officer. Also, these officials may draw seven dollars per day for expenses when they are out of the county on official business overnight. *Provided*, that all claims are approved by the County Commissioners. *Provided*, further, that prior approval of the Supervisor shall be obtained for the purpose of making trips outside the county except for law enforcement officers.

Board of Assessors and Equalization	2,887.50
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Secretary, Board of Registration	718.20
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Public Welfare Fund:

Emergency Welfare Fund	1,000.00
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Welfare Fund	2,000.00
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Tax Assessor	6,150.38
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Jasper County Rescue Squad (plus balance from previous year)	500.00
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Provided, these funds shall be payable on the order of the County Board of Public Welfare, and no payment shall exceed the sum of \$25.00 to any one family or person.

Attendance Teacher Charity Fund	200.00
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Post Mortems, Inquests and Lunacies	1,000.00
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Provided, that the Sheriff shall serve civil and criminal papers pertaining thereto. In the event that the Coroner of Jasper County is sick or otherwise disqualified, the Magistrate of Ridgeland shall hold post mortems and inquests without compensation; *provided*, further, that the examining physician shall be paid \$10.00 per examination.

Provided, Coroner's and Magistrates' jurors shall be paid two dollars per day.

Vital Statistics	400.00
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There is hereby appropriated the necessary fund to supplement the cost of operation of the Ridgeland Hospital; *provided*, that the books and

records of the hospital be audited along with the county books	24,000.00
Physician	300.00
Printing, postage, stationery and advertising ..	4,000.00
State Retirement System	6,000.00
Social Security	4,000.00
Library Fund	3,292.00
National Guard Fund and Janitorial Service ..	2,000.00
<i>Provided</i> , such fund shall be used for the payment of fuel, lights and telephone.	
Jasper County Farm Bureau Marketing Commission	200.00
Jasper County Development Board	7,000.00
(Plus balance from pervious year)	
Bond premiums	800.00
Burial expense, paupers	200.00
<i>Provided</i> , that this expense be approved by the Public Welfare Board.	
Forestry Ranger	370.65
Fire Tower Wardens	889.35
School Lunch Program	2,000.00
<i>Provided</i> , this shall be paid only upon vouchers approved by the school lunch supervisor.	
Hospitalization	6,000.00
<i>Provided</i> , this shall be paid when approved by the Public Welfare Board; and <i>provided</i> , further, that a list of patients and the amount be made available to the Board of Commissioners on or before each first Monday of every month.	
Miscellaneous Contingent Fund	10,000.00
<i>Provided</i> , that this fund shall be used upon written approval of the legislative delegation as it deems necessary to supplement any account except salaries.	
Audit of County Books	2,000.00
Miscellaneous County Fund	1.00
Refund for overpayment of taxes to Holiday Wear, Inc., and Jasper Realty Management Co.	666.05
Total	\$ 95,040.52

Item 18. Civil Defense	\$ 5,700.00
<i>Provided, that the Director shall perform other duties as directed by the county legislative delegation.</i>	
Total	\$ 5,700.00
Item 19. Registration Board, three members @ \$300.00 each	\$ 900.00
Total	\$ 900.00
Item 20. Interest, etc.:	
Interest on county indebtedness	\$ 1.00
Total	\$ 1.00
Item 21. Coastal Empire Mental Health Center	\$ 4,000.00
Total	\$ 4,000.00
Item 22. Secretary, Circuit Court Judge	\$ 300.00
Total	\$ 300.00
GRAND TOTAL	\$554,137.41
Less Estimated Revenues other than Taxes:	
Fines and Licenses	\$ 53,000.00
Income Tax	25,000.00
Beer and Wine Tax	4,000.00
Liquor Tax	12,000.00
Gas Tax (1 cent)	45,000.00
Miscellaneous	15,000.00
Total	\$154,000.00
Amount to be raised by taxation	\$400,137.41

SECTION 2. The township's assessors and members of the county board of equalization shall receive ten dollars per day for the time actually employed and seven cents per mile for necessary travel.

SECTION 3. The supervisor is hereby authorized and required to pay on the first Monday in May to the widows of Confederate Vet-

erans living at that time and residents of Jasper County, sixty dollars each.

SECTION 4. The supervisor is hereby prohibited from issuing a check to any magistrate until the magistrate has filed with him a statement of the names of all parties for whom warrants have been issued during the previous month and the disposition of each and a receipt from the treasurer.

SECTION 5. The county commissioners shall let bids for the auditing of the county books and of Ridgeland Hospital books and shall award the bid to the lowest competent accountant. The treasurer is hereby empowered to pay for same from the county general fund. *Provided*, that a copy of this audit shall be furnished to each member of the legislative delegation immediately upon completion of the report. The county attorney is to approve the legality of the contract.

SECTION 6. It is hereby made unlawful for the supervisor, the county board or any other officer of the county to exceed the appropriation set forth. If any one overspends an appropriation or spends the appropriation for any purpose not specifically provided herein, it shall be deemed an act of official misconduct and the official so offending shall be forthwith removed from office.

SECTION 7. The clerk of court is hereby authorized and required to pay jurors seven cents' mileage for each day's attendance upon court.

SECTION 8. No claims shall be paid by the supervisor or the county board unless the same are itemized and probated.

SECTION 9. Any county official or employee who falsifies any claim against the county shall be subject to immediate dismissal or removal from office.

SECTION 10. The farm demonstration agent and the home demonstration agent shall be appointed by proper authorities by and with the consent of Jasper County's Legislative Delegation.

SECTION 11. In order to meet the appropriations provided for in this act, the treasurer, supervisor and the county commissioners of Jasper County are authorized and empowered to borrow, as and when needed, such sums as may be necessary, not exceeding a total

of thirty-five thousand dollars, and at a rate of interest not exceeding five per cent per annum, to meet the appropriations and expenditures herein made. The officers shall execute notes for Jasper County as evidence of such indebtedness and may pledge the taxes herein levied.

SECTION 12. The Supervisor of Jasper County, before purchasing or placing an order for equipment, material, supplies, goods, wares or merchandise, or for anything whatsoever needed and used for county purposes in an amount in excess of one hundred dollars, shall have presented the same at a regular meeting of the county board of commissioners and have the approval of a majority of the commissioners.

SECTION 13. The Treasurer of Jasper County, upon the written direction of a majority of the Jasper County Legislative Delegation, is hereby authorized and empowered to lend from any available funds of Jasper County to the county board of education or to any school district in need of funds.

SECTION 14. The county supervisor is hereby authorized to grant up to ten days' annual leave with pay to county employees and up to ten days' annual sick leave with pay, provided the employee is under a doctor's care.

SECTION 15. Should the General Assembly in any subsequent year fail to enact an appropriations act for Jasper County, the appropriations and tax levy herein set forth shall be the appropriations act for such subsequent year for Jasper County.

SECTION 16. Should a deficit result from the appropriations made in the 1966-1967 county appropriations act, there is hereby appropriated a sufficient amount to cover this deficit.

SECTION 17. The Treasurer of Jasper County is authorized upon the written approval of the legislative delegation to borrow such sums as may be necessary to meet the obligations set forth in the county appropriations act beginning July 1, 1967.

SECTION 18. All work on privately-owned property by the supervisor shall have the approval of the full county board of commissioners thirty days prior to such work.

SECTION 19. The Jasper County Delegation may add items and transfer from contingent funds for the payment thereof to subsection Miscellaneous County Fund in the Miscellaneous Section of this act.

SECTION 20. No future county clerk shall receive an annual salary of more than twenty-four hundred dollars per annum during the first fiscal year of his employment.

SECTION 21. All gasoline used by the Sheriff's Department and the County Supervisor will be supplied from a tank at the County Equipment Garage. This tank shall be equipped with individual keys and individual meters so that the Sheriff, the Deputy Sheriffs and the Supervisor will be held responsible for gasoline furnished through their meter. The Supervisor shall present to the County Board of Commissioners a monthly statement of gasoline consumption. In case there should be an emergency on the road, the individuals of these departments are permitted to purchase gasoline and oil and are required to furnish an itemized statement for reimbursement for same.

SECTION 22. Each agency or department of the county receiving appropriated funds under this act shall at the end of this fiscal year file with the clerk of court an accounting to the use of such funds. This accounting shall be available for examination or inspection by the citizens of Jasper County.

SECTION 23. Lands owned by the Ridgeland Business Development Corporation and Hardeeville Business Development Corporation in Jasper County shall not be subject to county taxes.

SECTION 24. Prisoners serving time in Jasper County jail may be used by the county supervisor's office for work on public buildings, grounds and roads upon the approval of the Sheriff.

SECTION 25. The County Board of Commissioners of Jasper County shall determine the cost of license for nonresident fireworks salesmen.

SECTION 26. Upon a favorable vote by a majority of the county officials, county offices, within the discretion of the several department heads, may be closed at 1:00 P. M. on Wednesday or Thursday.

SECTION 27. All persons responsible for the care and maintenance of any motor vehicle registered in the name of Jasper County or any entity of the county shall file with the county board of commissioners proof that the vehicle is covered with the minimum liability insurance required by law.

SECTION 28. All county employees not covered by this act shall receive an increase in salary of five per cent.

SECTION 29. The Jasper County Delegation is empowered to borrow not exceeding fifty thousand dollars from the Division of General Services for county development, and shall execute notes as evidence thereof, and pledge the taxes herein levied for the payment of the notes. As additional security, the full faith, credit and taxing power of the county is hereby pledged for the payment of the notes. Should there be a default in any payment, the State Treasurer shall withhold any state funds accruing to the county and transmit such funds to the Division of General Services.

SECTION 30. The governing body of Jasper County is authorized to borrow not more than one hundred thousand dollars from the Division of General Services of the State Budget and Control Board for county purposes. The indebtedness shall be evidenced by a note signed by the chairman, after a resolution passed by a majority of the members. The note shall be payable in five equal annual installments with interest thereon as may be agreed upon.

Should there be default in any payment, the State Treasurer shall withhold any funds accruing to the county and transmit them to the Division of General Services.

SECTION 31. Any surplus funds at the end of the fiscal year covered by this act shall be deposited in a special account for the purpose of constructing a new county hospital.

SECTION 32. This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

An Act To Authorize The Board Of Trustees Of The School District Of Kershaw County To Issue Not Exceeding Three Hundred Twenty-five Thousand Dollars Of General Obligation Bonds Of The School District Of Kershaw County, To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which Their Proceeds May Be Expended, And To Make Provision For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that further school facilities are required for the public school system of the School District of Kershaw County (hereinafter called "The School District") and has determined to authorize that such facilities be obtained through a sale of bonds authorized by this act. It has therefore determined to authorize the issuance of not exceeding three hundred twenty-five thousand dollars of general obligation bonds of The School District (or such lesser amount as may at the time of the issuance of such bonds be within the constitutional debt limitation applicable to The School District).

SECTION 2. Bonds may be issued.—In order to raise moneys to provide for the construction and improvement of public school facilities for the public school system of The School District, the Board of Trustees of The School District (hereinafter called "The Board") is hereby authorized to issue and sell, either as a single issue, or from time to time, as several separate issues, general obligation bonds of The School District in the amount of not exceeding three hundred twenty-five thousand dollars, or such lesser amount as shall be at the time of issuance within the constitutional debt limitation applicable to The School District.

SECTION 3. Maturity.—All bonds issued pursuant to this act shall mature in such annual series or installments as The Board shall provide for, except that the first maturing bonds of any issue shall mature within three years from the date as of which they shall be issued; not less than three per cent of any issue shall mature in any year; and no bond shall mature later than twenty years from the date as of which it shall be issued.

SECTION 4. Redemption.—Any bond issued pursuant to this act may be issued with a provision for its redemption prior to its stated maturity at par and accrued interest, plus such redemption premium as may be prescribed by The Board, but no bond shall be redeemable before maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of such bonds, provision shall be made specifying the manner of call and the notice thereof that must be given.

SECTION 5. Denominations and form.—The bonds issued pursuant to this act shall be in such denominations as the Board may

prescribe, and shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Kershaw County, upon such conditions as The Board may prescribe. Except when so registered, all bonds issued pursuant to this act shall have all attributes of negotiable instruments, under the law merchant and the negotiable instruments law.

SECTION 6. Where applicable.—The bonds issued pursuant to this act shall be made payable at such place or places, within or without the State, as The Board shall provide.

SECTION 7. Interest.—Bonds issued pursuant to this act shall bear interest at a rate or rates determined by The Board.

SECTION 8. Execution.—The bonds, and the coupons to be thereunto attached, shall be executed in such manner as The Board shall by resolution prescribe.

SECTION 9. Sale.—Bonds issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina. Such published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 10. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of The School District shall be irrevocably pledged, and there shall be levied annually by the Auditor of Kershaw County, and collected by the Treasurer of Kershaw County, in the same manner as county taxes are levied and collected, a tax without limit on all taxable property in The School District, sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 11. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Section 65-4.1, Code of Laws of South Carolina, 1962.

SECTION 12. Proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer

of Kershaw County, to be deposited in a Bond Account Fund for The School District, and shall be expended and made use of by The Board as follows:

(a) Any accrued interest shall be applied to the payment of the first instalment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first instalment of principal of such bonds.

(c) The remaining proceeds shall be used for the following purposes:

(i) To defray the costs of issuing the bonds authorized by this act; and

(ii) To provide such school facilities for The School District as shall, in the opinion of The Board, be most urgently needed.

(d) If any balance remain, it shall be held by the Treasurer of Kershaw County in a special fund and used to effect the retirement of bonds authorized hereby.

SECTION 13. Powers to be additional.—The powers hereby conferred upon The Board shall be in addition to all other powers and authorizations previously vested in The Board and may be availed of pursuant to action taken at any regular or special meeting of The Board.

SECTION 14. No further action required.—No action other than that prescribed in this act need be taken to effect the issuance of the bonds herein authorized.

SECTION 15. Repeal.—All acts or parts of acts inconsistent herewith are repealed to the extent of such inconsistencies.

SECTION 16. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 9th day of February, 1967.

An Act To Extend The Season For Hunting Quail, Squirrels And Rabbits In Kershaw County To March First For The Year 1967 Only.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Quail, squirrel and rabbit season extended in Kershaw County.—Notwithstanding any other provisions of law, the season for hunting quail, squirrels and rabbits in Kershaw county is extended to March first for the year 1967 only.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of February, 1967.

(R130, H1267)

No. 768

An Act To Authorize The Kershaw County Council As Successor To The Kershaw County Board Of Commissioners To Administer The Bonds Authorized By Act No. 658 Of 1965.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Bond issue confirmed.—By Act No. 658 of 1965, as amended by Act No. 1318 of 1966, the County Board of Commissioners of Kershaw County was authorized to issue not exceeding one million dollars of general obligation bonds of Kershaw County to defray the cost of constructing a courthouse. By virtue of Act 881 of 1966, the county board was abolished and the County Council of Kershaw County (County Council) was established as the governing body of Kershaw County. The General Assembly is now confirming the authorization of the County Council to issue such bonds as successor to the County Board of Commissioners.

SECTION 2. Bonds may be issued.—The County Council is authorized to issue not exceeding one million dollars of general obligation bonds of the county for the purpose of constructing and equipping a new county courthouse. The bonds shall be issued either as a single issue or from time to time as several separate issues not to exceed one million dollars.

SECTION 3. Maturity.—All bonds issued pursuant to this act shall mature in such annual series or installments as the County Council shall provide for except that the first maturing bonds of any issue shall mature not later than two years from the dates as of which they shall be issued; and no bond shall mature later than twenty years from the date as of which it shall be issued.

SECTION 4. Redemption.—Any bond issued pursuant to this act may be issued with a provision permitting its redemption prior to its stated maturity at par and accrued interest, plus such redemption premium as may be prescribed by the County Council, but no bond shall be redeemable prior to its stated maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of such bonds, provision shall be made specifying the manner of call and the notice thereof that must be given as to bonds made redeemable prior to their stated maturities.

SECTION 5. Negotiability.—The bonds issued pursuant to this act shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Kershaw County, upon such conditions as the County Council may prescribe. Except when so registered, all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 6. Denominations.—The bonds issued pursuant to this act shall be in such denominations and shall be made payable at such places, within or without the State, as the County Council shall provide.

SECTION 7. Interest.—Bonds issued pursuant to this act shall bear interest at rates determined by the County Council.

SECTION 8. Execution.—The bonds and the coupons to be thereunto attached shall be executed in such manner as the County Council shall by resolution prescribe.

SECTION 9. Sale.—Bonds issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their respective maturities. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina. Such published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 10. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act, as the same respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of Kershaw County shall be irrevocably pledged, and there shall be levied annually by the Auditor of Kershaw County and collected by the Treasurer of Ker-

shaw County, in the same manner as county taxes are levied and collected, a tax without limit on all taxable property in Kershaw County, sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 11. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Section 65-4.1, Code of Laws of South Carolina, 1962.

SECTION 12. Proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Kershaw County, to be deposited in a bond account fund, and shall be expended and made use of as follows:

(a) Any accrued interest shall be applied to the payment of the first instalment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first instalment of principal of such bonds.

(c) The remaining proceeds shall be expended, upon the warrant of the County Council, for the following purposes:

(1) To defray the costs of issuing the bonds authorized by this act; and

(2) To pay costs incurred in constructing and equipping a new courthouse for Kershaw County, including the repayment of monies borrowed or advanced for that purpose.

SECTION 13. Powers to be additional.—The powers and authorizations hereby conferred upon the County Council shall be in addition to all other powers and authorizations previously vested in the County Council and may be availed of pursuant to action taken at any regular or special meeting of the County Council and without compliance with the requirements for notice, publication and three meetings contained in Sections 14-2456, 14-2457 and 14-2458, Code of Laws of South Carolina, 1962.

SECTION 14. No further action required.—No action other than that prescribed in this act need be taken to effect the issuance of the bonds herein authorized, nor shall the County Council be required to obtain the approval of any public agency to any action taken pursuant to the authorizations of this act.

SECTION 15. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of March, 1967.

(R38, S79)

No. 769

An Act To Authorize The Lancaster County Board Of Education To Issue General Obligation Bonds Of The School District of Lancaster County, To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which Their Proceeds May Be Expended, And To Make Provision For The Payment Of Such Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that The School District of Lancaster County (The School District) has a need for further school facilities in order to accommodate pupils attending the public school system in the school district, and that the constitutional debt limitation applicable to the School District is twenty-five per cent of the assessed value of all taxable property therein on virtue of amendment to Article X, Section 5, of the Constitution of South Carolina ratified at the 1967 session. It has therefore determined to authorize the Lancaster County Board of Education (the board) to effect the acquisition of further school facilities through the constructing and equipping of buildings and the renovation and improvement of existing buildings through the issuance of bonds within the constitutional limitation applicable to the school district.

SECTION 2. Additional facilities may be acquired.—The Lancaster County Board of Education is empowered to acquire such further school facilities as may be procured through the issuance and sale of the bonds authorized hereby and through such other funds made available to the board, and to that end, shall be empowered to construct and equip new school buildings, to improve, enlarge and re-equip existing school buildings, and to acquire such land as may be needed therefor.

SECTION 3. Bonds may be issued—proceeds.—In order to obtain funds for the purposes above set forth, the board is hereby authorized and empowered to issue general obligation bonds of The School District of Lancaster County to such amount as it shall determine, *provided*, that the aggregate of bonded debt incurred pursuant to this act shall not exceed that permitted by the special constitutional amendment referred to in Section 1. The proceeds derived from the sale of such bonds shall be deposited of as follows:

(a) Any accrued interest shall be applied to the payment of the first installment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first installment of principal of such bonds.

(c) The remaining proceeds shall be used upon warrants of the board to defray the cost of issuing the bonds authorized hereby, and to acquire further school facilities.

(d) If any balance remain, the same shall be held by the Treasurer of Lancaster County in a special fund and used to effect the retirement of bonds authorized hereby.

SECTION 4. Maturity — redemption — denominations — interest.—The bonds may be issued as a single issue, or from time to time as several separate issues in the discretion of the board; *provided*, that no bonds shall be issued later than three years after the effective date of this act. All bonds shall mature serially in successive annual installments of such amounts as may be determined by the board, except that the maturity date of the last installment of any bonds issued hereunder shall fall due not later than twenty-five years from the date such bonds bear. Any bond issued pursuant to this act may, at the discretion of the board, contain a provision permitting its redemption prior to its stated maturity at such redemption premium as the board shall prescribe. The bonds shall be of such denomination, shall bear such rate or rates of interest as the board may determine, payable on such occasions as the board shall determine. The bonds may be issued with the privilege to the holder of having them registered as to principal on the books of the Treasurer of Lancaster County, and the principal thus made payable to the registered holder (unless the last registered transfer shall have been to bearer), upon such conditions as the board may prescribe. They shall bear such date and be payable at such places as the board may likewise prescribe.

SECTION 5. Execution.—The bonds and the interest coupons thereto attached shall be executed in such manner as the board shall prescribe.

SECTION 6. Sale.—The bonds shall be sold by the board at not less than par and accrued interest to the date of their respective deliveries at public sale, and at least ten days prior to any sale, notice, announcing the intention to receive bids for the sale of any bonds authorized by this act, shall be published in a newspaper of general circulation in the State of South Carolina.

SECTION 7. Exempt from taxes.—The bonds and all interest to become due thereon shall have the tax exempt status as prescribed by Section 65-4.1 of the 1962 Code.

SECTION 8. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act as the same respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of The School District of Lancaster County shall be irrevocably pledged, and there shall be levied annually by the Auditor of Lancaster County, and collected by the Treasurer of Lancaster County, in the same manner as county taxes are levied and collected, a tax without limit, on all taxable property in the school district, sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor; *provided*, that, until changed by subsequent enactment, the ad valorem tax levy shall be reduced to the extent that there is on deposit with the Treasurer of Lancaster County, on the occasion in each year when the ad valorem tax levy is to be made, moneys derived from contributions or grants from the State of South Carolina to The School District of Lancaster County for capital improvements for school facilities which can be used for the payment of such principal and interest, and in all instances where an annual tax levy is so reduced, the moneys derived from such contributions and grants shall be applied to the payment of such principal and interest and to no other purpose.

SECTION 9. When action may be taken.—Any action required of the board may be taken at any meeting of the board, regular or special, and at such meeting a majority of the members of the board shall constitute a quorum for the purpose of adopting a resolution making provision for the issuance of bonds pursuant to this act, awarding the sale of such bonds, or taking any other action permitted or required of the board by the provisions of this act.

SECTION 10. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of February, 1967.

(R615, H1933)

No. 770**An Act Authorizing The County Board Of Education Of Lancaster County To Convey Certain Property.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Lancaster County Board of Education authorized to transfer certain property.—The County Board of Education of Lancaster County is hereby authorized to convey the Elgin Elementary School property, which is no longer in use, to the Elgin Community Club.

The County Board of Education of Lancaster County is also authorized to convey the Rich Hill Elementary School property, which is no longer in use, to the Rich Hill Community Club, Inc.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R853, H2035)

No. 771**An Act To Provide For The Levy Of Taxes For Ordinary County And Road Purposes For The Fiscal Year July 1, 1967, To July 1, 1968, And To Provide For The Expenditure Thereof In The County Of Lancaster; And To Provide Further For The Fiscal Affairs Of The County.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. A sufficient tax, not to exceed eighty mills, less the estimated revenue to be received by Lancaster County, in 1967, to pay the appropriations hereafter made, the amount of such millage to be determined by the county auditor, after consulting with the members of the Lancaster County Legislative Delegation, is hereby levied upon all the taxable property of Lancaster County for county purposes for the fiscal year beginning July 1, 1967, and ending June 30, 1968.

SECTION 2. The fee for witnesses in the Court of General Sessions shall be eight dollars per day and mileage, as now provided by law.

SECTION 3. The fee for bailiffs, grand and petit jurors and court criers in the Court of General Sessions and Court of Common Pleas shall be eight dollars per day and mileage, as now provided by law.

SECTION 4. PUBLIC WORKS\$170,000.00

The Board of Directors is hereby authorized and directed to pay the Supervisor an annual salary of \$6,600.00, plus \$600.00 expenses.

The above appropriation shall be expended for the maintenance of county chain gang, road construction, road maintenance, road equipment, repairs to equipment, materials and supplies for road construction and maintenance, chain gang supplies, and salaries of all personnel employed by the Board of Directors or the Road Supervisor, including the salary of the Road Supervisor. The services of the Supervisor cannot be terminated without the approval of a majority of the legislative delegation, including the Senator. The board shall also employ a janitor for the county courthouse and office building at such salary as the board may direct, same to be paid from the general county fund. The board shall furnish all necessary supplies needed for janitorial service. The appropriation in this section shall be expended upon warrants approved by the county board of directors. All personnel employed for road construction, road maintenance and chain gang employees shall be employed by the County Road Supervisor and shall receive such salaries as the board of directors shall provide. The above sum in Section 4 of this act for salaries and road maintenance includes the amount to be received from the one cent gasoline tax. The County Board of Directors of Lancaster County is not forbidden to expend in any one quarter of the year for road and bridge purposes a sum in excess of one-fourth of the total amount appropriated in this appropriations act, as prohibited in Section 33-1761, Code of Laws of South Carolina, 1962. The county board of directors is hereby authorized and directed to use whatever money it may receive by reason of the rental or sale of any equipment or commodities produced by it for county or ordinary purposes, as now provided by law; *provided*, however, that such sum shall not be deducted from the appropriations made in this appropriations act. In addition to the appropriation provided in this section, any and all monies received by the county board of directors from the South Carolina State Highway Department by reason of construction contracts entered into between Lancaster County and the State Highway Department shall be expended by the board of directors for any of the purposes set out above. Of

the amount appropriated, \$3,500.00 shall be used for Christmas bonuses.

LAW ENFORCEMENT:

Salaries:

Sheriff	\$ 5,980.00
Expenses of Sheriff	1,800.00
6 Deputy Sheriffs @ \$381.00	27,432.00
Expenses, 6 Deputy Sheriffs \$900.00	5,400.00
2 Lieutenants @ \$397.50	9,540.00
Expenses, 2 Lieutenants @ \$75.00 per month to cover telephone, meals out of town, laundry, etc., in performance of duty	1,800.00
Radio operator and part-time deputy	3,668.00
Expenses, radio operator and part-time deputy ..	900.00
Special Deputy Sheriffs—2 @ \$712.80	1,425.60
Special Deputy Sheriffs, extra Occasions	200.00
Clerk (1), to be paid directly to the clerk employed	4,080.00
Expenses, Clerk	420.00
Jailer	2,004.00
2 Deputy Sheriffs @ \$363.40	8,721.60
Expenses for 2 Deputy Sheriffs	1,800.00
Policeman at Midway	1,200.00
Total	<u>\$ 76,371.20</u>

Expenses:

Operating jail, including per diem for feeding and maintenance, or so much as may be neces- sary	\$ 9,000.00
Maintenance and new equipment Sheriff's auto- mobiles and radios, or so much as may be neces- sary	10,000.00
Record books, forms and postage, or so much as may be necessary	300.00
Uniforms for Sheriff's officers, if so much be necessary	3,500.00
Supplies and returning of prisoners and infor- mation	500.00
Total	<u>\$ 23,300.00</u>

MAGISTRATES:

Gills Creek Township	\$ 2,541.00
Hire of Clerk	3,780.00
Constable, Gills Creek Township	2,425.50
Kershaw	900.90
Constable, Kershaw	704.55
Buford Township	693.00
Constable, Buford Township	519.75
Cedar Creek Township	693.00
Constable, Cedar Creek Township	519.75
Cane Creek Township	1,260.00
Constable, Cane Creek Township	2,425.50
Indianland Township	693.00
Constable, Indianland Township	589.05
Pleasant Hill Township	577.50
Constable, Pleasant Hill Township	519.75
Flat Creek Township	577.50
Constable, Flat Creek Township	519.75
Waxhaw Township	693.00
Constable, Waxhaw Township	519.75
Total	<u>\$ 21,152.25</u>

COUNTY DIRECTOR'S OFFICE:

Salaries:

Chairman of Board	\$ 1,320.00
Directors, 6 @ \$1,188.00	7,128.00
Secretary	4,620.00
Travel expense for 7 directors to be paid at the rate of \$600.00 per year	4,200.00
Travel expenses for the Chairman of the Board for a year	1,200.00
Clerk to Board, to be paid directly to clerk employed	1,247.40
Expenses of Clerk	300.00
Special Secretary to Tax Collector, Treasurer and Board of Directors	3,780.00
Total	<u>\$ 23,795.40</u>

AUDITOR'S OFFICE:

Salary in addition to the portion paid by the State under the General Appropriations Act and expenses for County Auditor	\$ 3,003.00
Travel and expenses for Auditor	1,800.00
Clerk to County Auditor, to be paid directly to clerk employed	3,780.00
Equalization Board	1,300.00
Supplies and new equipment	75.00
Additional clerk	3,780.00
Total	\$ 13,738.00

COUNTY TREASURER'S OFFICE:

Salary in addition to the amount to be paid by the State under the General Appropriations Act and expenses for County Treasurer	\$ 2,656.50
Clerk to Treasurer, to be paid directly to clerk employed	3,780.00
To compensate for extra work and mailing out tax notices	1,200.00
Supplies	1,250.00
Total	\$ 8,886.50

CLERK OF COURT'S OFFICE:

Salary	\$ 693.00
Salary to secretary for Clerk of Court	3,780.00
Postage, record books, office supplies and printing, or so much as be necessary	3,000.00
Total	\$ 7,473.00

PROBATE JUDGE:

Probate Judge, salary	\$ 7,000.00
Clerk 1	3,780.00
Clerk 2	3,780.00
Supplies	340.00
Total	\$ 14,900.00

COUNTY ATTORNEY:

Salary	\$ 1,524.60
Total	\$ 1,524.60

COUNTY CORONER:

Salary—Coroner	\$ 1,501.50
Stenographer, when necessary, not to exceed \$15.00 per inquest	150.00
Printing and official blanks	25.00
Travel expense for Coroner, not to exceed \$400.00	400.00

Total\$ 2,076.50

FARM AND COUNTY AGENT'S DEPARTMENTS:

Home Agent, salary supplement	\$ 650.04
Demonstration supplies for County Agent's office	100.00
Demonstration supplies for Home Agent's office	100.00
County Agent, salary supplement	1,701.00
Asso. County Agent, salary supplement	587.00
Asso. County Agent, salary supplement	476.00
Stamps and incidentals for County Agent	50.00
Assistant Home Agent, salary supplement	360.00
Stenographer—part-time for Associate and Home Agent	600.00
4-H Club work	200.00
Stenographer for County and Home Agents' office	1,100.00
Janitor's service, telegraph, telephone, rent and service office, heat, lights and water for ex- tension offices	300.00

Total\$ 6,224.04

Quail Project (To be expended upon the ap-
proval of the legislative delegation, including the
Senator)\$ 660.00

Total\$ 660.00

FORESTRY RANGERS:

Expenses and supplemental salaries	\$ 2,803.50
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Total\$ 2,803.50

COUNTY NURSING HOME:

Support of inmates and medical supplies, hospitalization and miscellaneous expenses (if so much be necessary)	\$ 2,000.00
Total	\$ 2,000.00

HEALTH CENTERS:

For operation of Health Centers in Lancaster County, including salary supplements, travel, etc.	\$ 34,250.00
Total	\$ 34,250.00

VITAL STATISTICS AND POST MORTEMES \$ 300.00

Total	\$ 300.00
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COURT EXPENSES:

Jurors, Witnesses, Bailiff	\$ 10,000.00
Solicitor's Secretary—part salary	480.00
Supplement for Secretary to Parole Officer	780.00
Total	\$ 11,260.00

SERVICE OFFICER:

Salary and expenses of Service Officer	\$ 5,009.20
Travel, Service Officer	1,200.00
Salary, Clerk to Service Officer	3,780.00
Assistant Service Officer	2,400.00
Travel	600.00
Total	\$ 12,989.20

DEPARTMENT OF PUBLIC WELFARE:

Child Welfare and Emergency assistance	\$ 3,000.00
3 Directors @ \$20.00 per month	720.00
Expenses, Janitor	480.00
Travel and salary adjustment	5,000.00
Total	\$ 9,200.00

JUVENILE COURT:

Judge, salary	\$ 6,006.00
Secretarial help	3,780.00

Probation Officer	6,006.00
Travel (Probation Officer)	600.00
Clerk	3,780.00

Total \$ 20,172.00

Provided, all fees collected by the Juvenile Court shall be submitted to the county treasurer quarterly.

MISCELLANEOUS:

Lancaster County Rescue Squad	\$ 500.00
Liability Insurance—Sheriff's cars and county trucks and cars	3,900.00
Insurance on Public Buildings	2,000.00
Workmen's Compensation Insurance	2,200.00
Premium on Blanket Employees' Bond and Bonds of County Officials	1,000.00
Boiler Insurance Premiums	800.00
Telephone and Service Tolls for County Offices	6,500.00
Lights, water, fuel and maintenance of county office building and courthouse	6,500.00
Water service, Marion Sims Hospital	1,500.00
Salary, County Minister	1,200.00
Salary, County Physician	1,800.00
County's Contributions, Retirement System ...	12,500.00
Police Retirement System	7,000.00
Salary for Secretary, County Board of Registration	693.00
Lancaster County's portion for the institution and operation of a mental health clinic to serve the Counties of York, Chester and Lancaster ..	10,000.00
National Guard Unit at Lancaster	650.00
Tuberculosis for film	600.00
Kershaw Public Library	1,000.00
Rental, A.S.C.	870.00
Tax Collector	3,960.00
Expenses, Tax Collector	600.00
Insurance on County Employees	6,500.00
Civilian Defense Program	2,600.00
Salary for Clerk and Bookkeeper at Chain Gang	2,400.00
Expenses	2,160.00

Civil Air Patrol (Lancaster)	300.00
Civil Air Patrol (Kershaw)	300.00
Historical Commission and maintenance of his- torical sites	500.00
Industrial Development Board to be approved by a majority of the Lancaster County Legis- lative Delegation, including the Senator	1,500.00
Secretarial help, postage, etc. for Circuit Judge	750.00
Expenses, State Commander American Legion	300.00
Total	<hr/> \$ 83,083.00
GRAND TOTAL	<hr/> \$546,159.19
Less Estimated Revenue Other Than Taxes:	
Gasoline Tax	\$178,000.00
Insurance License Fees	30,000.00
County Service Officer	5,272.00
Alcoholic Liquors, Beer and Wine Tax and Income Tax	180,832.12
State Bank Tax	25,000.00
Library Fund	1,500.00
Fines and Forfeitures	77,000.00
Miscellaneous	1,000.00
Rent from Nursing Home	9,000.00
Fees from Juvenile Court	4,000.00
Fees from Probate Judge's Office	15,000.00
Total	<hr/> \$526,604.12

Amount to be raised by Taxation\$ 19,555.07

Any sums not expended from the appropriations herein set forth, together with any surplus remaining over and above the total appropriations, shall be placed in the general fund of the county.

SECTION 5. The county board of directors is hereby authorized to set aside out of the road fund such sum of money as, in its judgment, may be required in the interim between the regular monthly meetings for use in meeting weekly payrolls for labor, and to pay for freight, express and repairs for machinery, and the county treasurer is hereby authorized to make disbursements out of such special fund only on itemized claims of the chairman of the county

board, which claims shall be regularly filed by the county treasurer with the county board of directors for formal approval by a majority thereof; the approval or disapproval shall be recorded in the minutes of the board. The board is authorized and directed to pay the expenses of the audit authorized by the board for the past fiscal year. All claims must be made out and listed separately.

SECTION 6. The jailor, under supervision of the sheriff, is hereby required to pay all operating expenses of the jail, except that per diem for dieting prisoners, hereinafter provided for, and except water, rents, fuel and electric lights.

The above salary of the sheriff shall be in full for all services rendered the county, including the summoning of juries for the court of general sessions and common pleas; jailor to receive, in addition to his salary, fifty cents for each commitment and fifty cents for each discharge.

SECTION 7. The county board of directors is hereby authorized to pay the salaries of the county officers, magistrates and constables monthly; *provided*, the county board of directors shall not in any event appropriate or expend in excess of the amounts herein appropriated; *provided*, further, that the salaries of the clerks employed by the superintendent of education in his office shall be paid out of the county board of education funds.

SECTION 8. It shall be unlawful for any county official or employee to use any automobile, truck, tractor, gasoline or oil, or other property belonging to the county, except for county purposes.

SECTION 9. The board of directors is hereby authorized and directed to maintain telephone service in the following offices: county director's office; sheriff's office; treasurer's office; auditor's office; probate judge's office; clerk of court's office; department of public welfare; magistrate's, at Gills Creek Township, office; county health department office; county service officer; juvenile court; tax collector; probation officer; T. B. Association; Red Cross; home demonstration agent; civil defense; colored agriculture agent; county jail; and the Armory. *Provided*, that no long distance telephone calls shall be made from any telephone furnished by the county except for official calls made in connection with the particular office. Telephone service for superintendent of education's office is to be paid from funds allotted to schools. Each county official in whose office

a telephone is maintained shall certify monthly to the board of directors that all long distance calls made from his office were for official county business. The payment of all long distance calls shall be approved by the county board of directors.

SECTION 10. The county board of directors is hereby empowered and directed, upon the written authority of the Senator, and at least one member of the House of Representatives from Lancaster County, to have an audit made of each county office for the fiscal year beginning July 1, 1966. An amount sufficient to defray the cost of such audit is hereby appropriated out of the general funds of Lancaster County. All such audits are to be made by a certified public accountant.

SECTION 11. Each and every magistrate in Lancaster County is hereby required to file with the county board of directors each month a report showing the name of each party for whom a warrant was issued; the amount of fines collected; sentences given; the cases appealed to the circuit court and the cases sent up to the circuit court. It shall be unlawful for the county board of directors to issue pay warrants to any magistrate until such report is filed.

SECTION 12. The County Board of Directors of Lancaster County is hereby authorized, empowered and directed, with the approval of the Senator and at least one member of the House of Representatives from Lancaster County, to borrow money for such public purposes as may be necessary, and to irrevocably pledge the levies and the faith, credit and taxing power of Lancaster County for the payment of all monies which may be borrowed hereunder.

SECTION 13. Any appropriation, expenditure or money borrowed or other acts made by the county board of directors under the authority of the Lancaster County Appropriations Act authorized by written authority of the Senator and one member of the Lancaster County Legislative Delegation are hereby validated.

SECTION 14. A tax of fifty-six mills is hereby levied upon all taxable property in Lancaster County for school purposes. This money shall be used to pay salaries, heat, lights, water and all county-wide expenses. After estimated countywide expenses are budgeted, the balance of the estimated income from this tax and all other sources shall be distributed as follows: The following schools shall be allotted two thousand dollars each to be used as the area super-

intendents and as local boards see fit: Buford High School, Flat Creek High School, Indianland High School, Heath Springs High School, Hillside High School, Kershaw High School, North Junior High School, South Junior High School, Barr Street High School and Lancaster Senior High School. The remainder of the estimated income shall be allocated to the various school areas on a per pupil basis. Each area shall prepare a breakdown of its budget and present it to the county board of education for approval. *Provided*, that every area superintendent shall keep an itemized record of all receipts and disbursements and shall file the same with the county board of education prior to July 1, 1968. The above records shall be signed by the area superintendent and a majority of the trustees, including the chairman.

SECTION 15. It shall be unlawful for the board of directors or supervisor of roads for Lancaster County to offer for sale or dispose of any property or equipment of any kind having a value of five hundred dollars, or more, without first obtaining the written approval of a majority of the legislative delegation, including the Senator. The supervisor of roads is hereby authorized to purchase any emergency repairs or equipment where the item so purchased does not cost in excess of five hundred dollars. All major items or heavy road-working equipment is to be purchased by majority approval of the board after obtaining written authorization from a majority of the legislative delegation, including the Senator.

SECTION 16. In order for the county to participate in Federal funds or other sources of funds for the construction and equipping of a health center or centers, and the right to acquire land for the same, the county board of directors shall provide the necessary legal authority for the board, through its chairman, to apply through the State Board of Health for Federal funds to assist in the construction and equipping of such health center or centers, and for the purchase of necessary land or acquire the necessary land by gift, devise or otherwise.

The authority granted shall enable the proper person or persons to legally apply and enter into agreements or contracts for Federal or other funds. It is further provided that if any funds are received, they shall be deposited in the county treasury and shall be paid out in accordance with the plans, agreements and contracts authorized to be entered into for such financial assistance as may be available.

All such acts herein authorized shall be in accordance with Public Law 725 of the 79th Congress of the United States entitled "Hospital Survey and Construction Act" and the "State Hospital and Licensing Act" and regulations issued under the authority of the same.

SECTION 17. Any or all funds received by Lancaster County under the provisions of the General Appropriations Act for the State of South Carolina for the fiscal year 1967-1968 for school purposes shall be used to defray costs of the budget for the Lancaster County schools for the year 1967-1968. In preparing the school budget for the school year 1967-1968, the county board of education is hereby authorized and directed to pay to all school teachers in Lancaster County not less than one thousand dollars. *Provided*, that no teacher, administrator, superintendent or principal shall draw for the year 1967-1968 less than five per cent increase over the 1966-1967 county supplement.

SECTION 18. An amount of fifteen thousand dollars—Lancaster, ten thousand; Heath Springs, five hundred; and Kershaw, one thousand five hundred is hereby appropriated for parks and playgrounds; *provided*, that each town, by taxation, matches dollar for dollar the funds appropriated by the county; also any county community project approved by a majority of the delegation, including the Senator.

SECTION 19. Six hundred dollars is hereby appropriated for the Lancaster County Board of Health to be used for the purpose of operating a dog pound in the county.

SECTION 20. If circumstances arise which, in the judgment of the Lancaster County Legislative Delegation, or a majority thereof, including the Senator, require the expenditure of a greater amount than hereinabove provided for any purpose, or should in the judgment of the delegation, or a majority thereof, including the Senator, the interest of Lancaster County require the expenditure of funds for purposes not mentioned in this act and above enumerated, then the delegation, or a majority thereof, including the Senator, shall have, and is hereby given the right by resolution to increase the amount appropriated for any item, and may also appropriate funds for purposes not mentioned or referred to in this act, which resolution shall be filed with the Board of County Directors for Lancaster County as its authority for expending the funds thus appro-

priated, and the board of directors may borrow, if necessary, such amounts as may be required to meet such increases or additional appropriations, and may pledge the full faith and credit of Lancaster County for the payment of the amounts so borrowed.

SECTION 21. One-half mill of the board of education's tax levy shall be used for establishing and helping to finance the branch of the Extension Division of the University of South Carolina established in Lancaster County.

SECTION 22. The total amount of taxes levied for the fiscal year 1967-1968 shall not exceed eighty mills as follows: county bonds and notes, seven mills, county ordinary; school bonds and notes, ten mills, schools; parks and playgrounds, one mill, county ordinary; school operation, fifty-six mills, schools; higher education commission, one-half mill, schools; library, one and one-half mills, county ordinary; and county ordinary, four mills.

SECTION 23. In the event the one and one-half mills to be levied for library purposes does not amount to at least seventy cents per capita, such amount as may be necessary to increase this per capita to seventy cents shall be appropriated from the general fund of the county.

SECTION 24. All special funds accruing to Lancaster County because of a surplus in the General Fund of the State which is allocated on a per pupil basis shall be placed by the treasurer in a special contingent fund. Expenditures from this fund shall be made only upon a favorable vote of a majority of the county board of education with the approval of a majority of the legislative delegation, including the Senator.

SECTION 25. The clerk and bookkeeper for chain gang and Lancaster County Road Department shall have the following duties: keep records of all vehicle expense, records of all material bought and received, issue materials and parts, keep records of all materials bought in the building and construction of roads and records of all labor used on contract roads. He shall make a monthly report to the county board of directors.

SECTION 26. The board of directors shall be authorized to spend an amount up to five thousand dollars to initiate and promote watershed programs through the soil conservation commission.

SECTION 27. An amount of one and one-half mills is hereby appropriated for eighteen rural fire fighting units, including workmen's compensation on rural firemen.

SECTION 28. An amount of two and one-half mills is hereby appropriated for the operation of ambulance service for Lancaster County.

SECTION 29. All monies received under Proviso No. 18, Section 20, Part I, of the 1967-1968 General Appropriations Act will be used for capital improvements and/or debt service, to be approved by the Lancaster County Board of Education and a majority of the Lancaster County Delegation, including the Senator.

SECTION 30. All monies received under the kickback from State surplus above the amount of seven dollars fifty cents per pupil will be used for capital improvements and/or debt service, to be approved by the Lancaster County Board of Education and a majority of the Lancaster County Delegation, including the Senator.

SECTION 31. In order to obtain funds for the purposes set forth in this section, the Governing Body of the county is hereby authorized and empowered to issue not exceeding one million forty thousand dollars of general obligation bonds of Lancaster County. The proceeds derived from the sale of such bonds shall be disposed of as follows:

(a) Any accrued interest shall be applied to the payment of the first installment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first installment of principal of such bonds.

(c) The remaining proceeds shall be used upon warrants of the Governing Body to defray the cost of issuing the bonds authorized hereby, and for the other purposes provided herein.

(d) If any balance remain, it shall be held by the Treasurer of Lancaster County in a special fund and used to effect the retirement of bonds authorized hereby.

The bonds may be issued as a single issue, or from time to time as several separate issues in the discretion of the Governing Body; *provided*, that no bonds shall be issued later than three years after the effective date of this act. All bonds shall mature serially in successive annual installments of such amounts as may be determined by the Governing Body, except that the maturity date of the last installment of any bonds issued hereunder shall fall due not later

than twenty-five years from the date such bonds bear. Any bond issued pursuant to this section may, at the discretion of the Governing Body, contain a provision permitting its redemption prior to its stated maturity at such redemption as the Governing Body shall prescribe. The bonds shall be of such denomination, shall bear such rate of interest as the Governing Body may determine, payable on such occasions as the Governing Body shall determine. The bonds may be issued with the privilege to the holder of having them registered as to principal on the books of the Treasurer of Lancaster County, and the principal thus made payable to the registered holder (unless the last registered transfer shall have been to bearer), upon such conditions as the Governing Body may prescribe. They shall bear such date and be payable at such places as the Governing Body may likewise prescribe.

The bonds and the interest coupons thereto attached shall be executed in such manner as the Governing Body shall prescribe.

The bonds shall be sold by the Governing Body at not less than par and accrued interest to the date of their respective deliveries at public sale, and at least ten days prior to any sale, notice, announcing the intention to receive bids for the sale of any bonds authorized by this section, shall be published in a newspaper of general circulation in the State of South Carolina.

The bonds and all interest to become due thereon shall have the tax exempt status as prescribed by Section 65-4.1 of the 1962 Code.

For the payment of the principal and interest of all bonds issued pursuant to this section as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of Lancaster County shall be irrevocably pledged, and there shall be levied annually by the Auditor of Lancaster County, and collected by the Treasurer of Lancaster County, in the same manner as county taxes are levied and collected, a tax without limit, on all taxable property in the county, sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor; *provided*, that, until changed by subsequent enactment, the ad valorem tax levy shall be reduced to the extent that there is on deposit with the Treasurer of Lancaster County, on the occasion in each year when the ad valorem tax levy is to be made, moneys derived from contributions or grants from the State of South Carolina which can be used for the payment of such principal and interest, and in all instances where an annual tax levy is so reduced, the moneys

derived from such contributions and grants may be applied to the payment of such principal and interest and to no other purpose.

Any action required of the Governing Body may be taken at any meeting of the Governing Body, regular or special, and at such meeting a majority of the members shall constitute a quorum for the purpose of adopting a resolution making provision for the issuance of bonds pursuant to this section, awarding the sale of such bonds, or taking any other action permitted or required of the Governing Body by the provisions of this section.

The proceeds derived from the issuance of the bonds shall be expended as follows:

- | | |
|---|--------------|
| (1) Construction of a new Lancaster County Library | \$150,000.00 |
| (2) Addition to the University of South Carolina at Lancaster | 40,000.00 |
| (3) Retirement of a short term note | 75,000.00 |
| (4) To commence a court-ordered reassessment program for Lancaster County | 125,000.00 |
| (5) Lancaster County's portion for new airport ... | 100,000.00 |
| (6) For school construction and equipment | 500,000.00 |
| <i>Provided</i> , that one hundred thousand dollars of such money shall be used for the new Lancaster County Memorial Stadium; <i>provided</i> , further, that fifty thousand dollars of the money for the stadium shall be used for payment of a short term note to the bank of Lancaster. | |
| (7) To establish a contingent fund for the county .. | 50,000.00 |
| <i>Provided</i> , that no monies shall be spent from this fund without the written approval of a majority of the Lancaster County Legislative Delegation, including the Senator. | |

SECTION 32. The Lancaster County Board of Education shall name the new athletic stadium, "The Lancaster County Memorial Stadium", and when it is officially dedicated it shall be dedicated to the memory of all members of the armed forces from Lancaster County who have given their lives in the service of their country.

SECTION 33. This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R51, S132)

No. 772**A Joint Resolution To Create A Committee In Laurens County To Study The Need For A New Courthouse And To Make An Appropriation.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Laurens County Courthouse Committee created.—There is hereby created a committee in Laurens County to be composed of nine qualified electors of the county to study the need for a new courthouse. The committee shall be appointed by a majority of the legislative delegation, including the Senator, and shall meet as soon after the appointment of its members as practicable and elect a chairman and such other officers as it deems necessary.

SECTION 2. Duties.—The committee shall study the need for and the cost of constructing a new courthouse; the feasibility of including space for all county offices including a jail in any proposed new courthouse; and the means of financing a new courthouse. Any plan devised shall take into consideration adequate parking areas and future expansion.

SECTION 3. Visit other courthouses.—The committee is authorized to visit other courthouses in or out of this State in conjunction with its study.

SECTION 4. May employ architect.—The committee is authorized to retain the services of a qualified architect for the purpose of planning and designing a proposed new courthouse for the county.

SECTION 5. Reports.—The committee shall report its findings and recommendations to the legislative delegation not later than May 1, 1967 and shall cause a copy of the report to be published in a newspaper having general circulation in the county so as to inform the public on all aspects of its findings and recommendations.

SECTION 6. Appropriation.—There is hereby appropriated from the general fund of the county the sum of fifteen thousand dollars to be used for accomplishing the purposes of this act.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of February, 1967.

(R55, S142)

No. 773

An Act To Authorize The Clinton Hospital District In Laurens County To Issue General Obligation Notes Of The District For Long Term Care In The Sum Of Fifty Thousand Dollars And To Provide For The Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Clinton Hospital District may issue bonds.—In order to provide funds to be expended by the Clinton Hospital District Board of Directors, hereinafter called the board, for the provision of long term care facilities, the board is hereby authorized and empowered to issue and sell general obligation notes of Clinton Hospital District, hereinafter called the district, in an aggregate principal amount not exceeding fifty thousand dollars.

SECTION 2. Form—maturity.—The notes shall be of such tenor, form and denomination, and shall bear such date as the board shall determine and may be in the form of a single fully registered note. The indebtedness evidenced thereby shall be repayable on such occasions as the board shall prescribe, except that the last maturing instalment thereof shall mature not later than ten years after the date of the notes.

SECTION 3. Redemption.—The notes issued pursuant to this act may be issued with a provision for their redemption prior to their stated maturities at par and accrued interest, plus such redemption premium as may be prescribed by the board, but no note or any part thereof shall be redeemable before maturity unless it contains a statement to that effect. If notes are made subject to redemption, provision shall be made in the proceedings authorizing the issuance of the notes, specifying the manner of call and the notice thereof that must be given.

SECTION 4. Where payable.—The notes issued pursuant to this act shall be made payable at such places, within or without the State, as the board shall provide.

SECTION 5. Interest.—Notes issued pursuant to this act shall bear interest at rates determined by the board.

SECTION 6. Execution.—The notes issued pursuant to this act shall be executed in the name of the Clinton Hospital District by the chairman of the board and attested by the Treasurer of Laurens County under the seal of the board.

SECTION 7. Sale.—Notes issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold, in the discretion of the board, at private sale or after public advertisement of their sale in a newspaper of general circulation in South Carolina. The published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 8. Payment.—For the payment of the principal and interest of all notes issued pursuant to this act, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the district shall be irrevocably pledged, and there shall be levied annually by the Auditor of Laurens County, and collected by the Treasurer of the county, in the same manner as county taxes are levied and collected, a tax without limit on all taxable property in the district, sufficient to pay the principal and interest of such notes as they respectively mature, and to create such sinking fund as may be necessary therefor.

SECTION 9. Exempt from taxes.—The principal and interest of any notes issued pursuant to this act shall have the tax exempt status prescribed by Section 65-4.1, Code of Laws of South Carolina, 1962.

SECTION 10. Proceeds.—The proceeds derived from the sale of any notes issued pursuant to this act shall be paid to the Treasurer of Laurens County and shall be deposited in a special account and shall be expended and made use of as follows:

(a) Any accrued interest shall be applied to the payment of the first instalment of interest to become due.

(b) Any premium shall be applied to the payment of the first instalment of principal.

(c) The remaining proceeds shall be expended, on the warrant of the board, to defray the cost of issuing the notes authorized hereby, and to pay the costs incurred in the acquisition or construction of the long term care facilities.

(d) If any balance remain, it shall be held by the Treasurer of Laurens County in a special fund and used to effect the retirement of notes authorized hereby.

SECTION 11. Powers to be additional.—The powers and authorizations hereby conferred upon the board shall be in addition to all other powers and authorizations previously vested therein. The action to be taken by the board in effecting the issuance of the notes author-

ized by this act may be taken at any special or regular meeting of the board.

SECTION 12. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of February, 1967.

(R56, S143)

No. 774

An Act To Amend Act No. 458 Of 1959, As Amended, Relating To Hospital Facilities In The City Of Clinton In Laurens County, So As To Add To The Powers Of The Clinton Hospital District By Empowering It To Provide For Long-Term Care.

Whereas, the General Assembly finds that it is desirable to enlarge the functions of the Clinton Hospital District by committing to the District the function of constructing, operating, maintaining, enlarging and improving a suitable building in which long-term care can be provided. To that end it proposes to amend Act No. 458 of 1959 accordingly. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act 458 of 1959 amended—Section 2A added—long-term care.—Act No. 458 of 1959, as amended, is further amended by adding Section 2A to read as follows, so as to add to the powers of the Clinton Hospital District by empowering it to provide for long-term care:

“Section 2A. In addition to the function of operating a public hospital in Clinton Hospital District, the Clinton Hospital District shall be authorized and empowered to do all things necessary or convenient for the establishment and maintenance of adequate facilities to provide long-term care facilities and without limiting in any way the generality of the foregoing the District shall have all of the powers set forth in Section 4 of this act and all references to ‘hospital’, ‘facilities’, ‘hospital facilities’, ‘hospitalization’ and words of similar import shall be construed to include such long-term care within their meaning.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of February, 1967.

(R94, H1262)

No. 775**An Act To Create A Committee To Study The Feasibility Of Establishing A County-Wide Fire Protection And Warning System For Laurens County.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Fire protection committee created for Laurens County.—There is hereby created the Fire Protection and Warning System Study Committee for Laurens County which shall consist of five citizens of the county who shall be appointed by the Governor upon the recommendation of the county legislative delegation including the Senator from District No. 26.

The committee shall meet as soon as practicable and shall organize itself by electing one of its members as chairman and such other officers as may be considered necessary. Thereafter, the committee shall meet upon the call of the chairman or a majority of the members.

SECTION 2. Duties.—The committee shall make a thorough study of the fire hazards in the county and the need for establishing a fire protection and warning system to serve the entire county. The committee shall make a complete report to the legislative delegation as soon as practicable, but no later than January 1, 1968. The report shall contain such facts as may be established with such recommendations as the committee may deem proper.

SECTION 3. Compensation.—The members of the committee shall receive no salary, but shall be entitled to reimbursement for actual reasonable and necessary expenses incurred as may be approved by the county legislative delegation including the Senator from District No. 26 not to exceed five hundred dollars, to be paid from the general fund of the county.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of March, 1967.

(R107, S194)

No. 776**An Act To Provide An Appropriation For Case Workers In The Food Stamp Program In Laurens County.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Appropriation by Laurens County.—There is appropriated from the General Fund of Laurens County the sum of thirty-four hundred dollars for the Laurens County Department of Public Welfare as the county's share in financing case workers in the food stamp program.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 8th day of March, 1967.

(R119, H1354)

No. 777**An Act To Direct The Treasurer Of Laurens County To Transfer Certain Funds.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Laurens County to transfer funds.—The Treasurer of Laurens County shall transfer the sum of twelve thousand nine hundred dollars from the General Fund of Laurens County to the Supervisor for the purpose of paying for the construction of an addition to the Laurens County Home according to plans on file in the Supervisor's office.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 8th day of March, 1967.

(R241, S338)

No. 778**An Act To Authorize The Closing Of A Portion Of Road 223 In Laurens County And To Remove It From The State Highway System.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Road may be closed.—The South Carolina State Highway Department is authorized to close and remove from the State Highway System that portion of Road No. 223 from Road No. 58 to the intersection of Road No. 223 spur with Road No. 223 in Laurens County.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 18th day of April, 1967.

(R307, H1683)

No. 779

An Act To Amend Act No. 1291 Of The Acts And Joint Resolutions Of South Carolina, 1964, By Continuing The Authorization Of The Trustees Of School District No. 55 Of Laurens County To Issue General Obligation Bonds Of The School District Within The Constitutional Debt Limit Now Existing.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that it did by Act No. 1291 of 1964 authorize the Trustees of School District No. 55 of Laurens County (the District) to issue bonds to the extent permitted by the constitutional debt limit of such District for certain school improvements and that pursuant to the act five hundred fifty thousand dollars of such bonds were issued under date of July 1, 1964.

It is now found that further school facilities are needed for the District and the General Assembly has determined to empower the Trustees to provide additional school facilities and to issue additional general obligation bonds (without the necessity of holding an election) within the constitutional debt limit of the District as now existing.

In order to so empower the Trustees of the District, the General Assembly has determined to amend the act as hereinafter set forth.

SECTION 2. Section 2 of Act 1291 of 1962 amended—bond issue authorized.—Section 2 of Act No. 1291 of 1964 is amended by striking it in its entirety and inserting in lieu thereof the following :

“Section 2. In order to raise funds for the construction and equipping of the facilities, the board is authorized to issue and sell

general obligation bonds of the District (without the necessity of holding an election) in an amount not to exceed the constitutional debt limit now existing. The bonds authorized by this act may be issued from time to time as several separate issues but no bond authorized by this act shall be issued subsequent to December 31, 1970."

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of May, 1967.

(R308, H1684)

No. 780

An Act To Amend Act No. 1292 Of The Acts And Joint Resolutions Of South Carolina, 1964, By Continuing The Authorization Of The Trustees Of School District No. 56 Of Laurens County To Issue General Obligation Bonds Of The School District Within The Constitutional Debt Limit Now Existing.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Findings of General Assembly.—The General Assembly finds that it did by Act No. 1292 of 1964 empower the Trustees of School District No. 56 of Laurens County (the District) to acquire additional public school facilities and as a means of raising money therefor to issue bonds in an amount not to exceed the constitutional debt limit.

The General Assembly has determined that the authorization thus granted (which has not yet been availed of) may be exercised from time to time and that such act shall be further amended as herein provided.

SECTION 2. Section 2 of Act No. 1292 of 1964 amended—bond issue authorized.—Section 2 of Act No. 1292 of 1964 is amended by striking it in its entirety and inserting in lieu thereof the following:

"Section 2. In order to raise funds for the construction and equipping of the facilities, the board is authorized to issue and sell general obligation bonds of the District (without the necessity of holding an election) in an amount not to exceed the constitutional limit now existing. The bonds authorized by this act may be issued from time to time as several separate issues but no bond authorized by this act shall be issued subsequent to December 31, 1970."

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of May, 1967.

(R416, H1807)

No. 781

An Act To Create A Committee To Study The Water Needs Of Laurens County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Laurens County—committee created to study water needs.—There is hereby created a committee to study the water needs of Laurens County which shall consist of seven members who shall be citizens of the county and who shall be appointed by the county legislative delegation. The committee shall meet as soon as practicable and shall organize itself by electing one of its members as chairman and such other officers as may be considered necessary. Thereafter, the committee shall meet upon the call of the chairman.

SECTION 2. Duties.—The committee shall make a comprehensive study of the future water needs of the county and shall make a complete report to the legislative delegation as soon as practicable but no later than January 1, 1968. The report shall contain such facts as may be established with such recommendations in the premises as the committee may deem proper.

SECTION 3. Compensation—accept grants.—The committee shall receive no salary but is authorized to use the funds appropriated in the county appropriations act. The committee is authorized to accept such grants as may be available.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R564, H1952)

No. 782**An Act To Authorize Laurens County School District No. 55 To Sell And Convey Certain Property To The City Of Laurens.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Certain school property may be sold.—Upon approval of the County Board of Education, the Board of Trustees of Laurens County School District No. 55 is hereby authorized to sell and convey to the City of Laurens, under such terms and conditions as may be agreed upon by both parties, that property in the City of Laurens on which the Laurens Central Elementary School is situated.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 22nd day of June, 1967.

(R580, S538)

No. 783**An Act To Authorize The Airport Commission Of Laurens County To Convey Certain Lands To The County.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Laurens Airport Commission authorized to convey property.—The Airport Commission is authorized to convey to the county that certain parcel of land containing one hundred fifty acres previously deeded to it as shown in Deed Book 155, at Page 22, recorded in the office of the Clerk of Court for Laurens County.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R673, S580)

No. 784**An Act To Authorize The Treasurer Of Laurens County To Transfer Ten Thousand Dollars From The General Fund Of The County To The Laurens County Airport Fund.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Laurens County—transfer of funds.—The Treasurer of Laurens County is authorized to transfer ten thousand dollars from the general fund of the county to the Laurens County Airport Fund.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R748, H1932)

No. 785

An Act To Provide For The Levy Of Taxes For School And County Purposes For The Fiscal Year 1967-1968; To Direct The Expenditure Thereof; To Provide Authority For Peace Officers; And To Further Regulate The Fiscal Affairs Of Laurens County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The County Auditor of Laurens County is hereby directed to levy a tax of fourteen mills on all taxable property of Laurens County for the year 1967 which, together with the estimated revenues for the fiscal year 1967-1968 from other sources applicable to county purposes, shall be sufficient to raise the sums of money hereinafter appropriated. The County Treasurer of Laurens County is hereby directed to collect the tax in the manner provided by law.

SECTION 2. Subject to the terms and conditions of this act, the sums of money set forth herein, if so much be necessary, be, and the same are hereby appropriated out of the general fund of Laurens County, to meet the ordinary operating expenses of Laurens County applicable to the fiscal year 1967-1968 and for such other purposes as may be hereinafter specifically designated.

SECTION 3. Appropriations:

Item 1. Board of Commissioners:

A. Salaries:

1. Supervisor	\$ 7,983.55
2. Commissioners (2 @ \$1,011.18)	2,022.36

3. Clerk	4,172.99
4. Assistant	3,793.62
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	17,972.52
B. Travel:	
1. Travel for Supervisor	3,300.00
2. Travel for 2 Commissioners @ \$650.00	1,300.00
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	4,600.00
C. Office Supplies	800.00
C-1. Rental of 10 American flags	125.00
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	925.00
D. Courthouse:	
1. Water, lights, fuel, telephone, janitor, supplies, cleaning grounds	10,000.00
3. Beautifying the lawn and building walks—to be done under the supervision of the county garden clubs	100.00
4. Ladies' rest room	1,182.42
5. Ladies' rest room in jury room	1,000.00
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	12,282.42
E. Insurance—for Courthouse, Jail, County Home, Agriculture Building and Chain Gang Camp Buildings	2,510.00
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	2,510.00
F. Supervisor:	
1. Salaries	75,935.11
2. Maintenance of roads and bridges and supplies	90,000.00
3. For equipment and supplies and for patching and otherwise improving black top roads	60,000.00
	<hr/>
	225,935.11
G. County Home:	
1. Salaries:	
a. Superintendent	2,937.76
b. Assistant Superintendent	584.21
c. Additional help to care for inmates	4,406.68

2. Food, clothing, fuel, lights, etc., for inmates and for farming expenses	13,000.00
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	20,928.65
H. S. C. Retirement System for County Employees	16,200.00
H-1. County's part of Social Security	14,400.00
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	30,600.00
I. S. C. Industrial Commission—premium for Workmen's Compensation Insurance	3,000.00
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	3,000.00
J. County Attorney	500.00
	<hr/>
	500.00
K. S. C. Police Officers' Retirement System	6,400.00
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	6,400.00
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Total, Item 1	\$325,653.70
Item 2. Clerk of Court:	
A. Salaries:	
1. Clerk of Court	\$ 7,983.55
2. Deputy Clerk	4,172.99
3. Clerical Assistant	3,793.62
4. Second Assistant	3,793.62
5. Janitor for Courthouse—to be named by Clerk of Court and perform such duties as the clerk prescribes	3,547.28
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	23,291.06
B. 1. Travel for Clerk of Court	330.00
2. Courthouse Custodian travel	360.00
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	690.00
C. Office Supplies	5,350.00
C-1. Photostat machine supplies	3,000.00
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	8,350.00

- D. Circuit Court and Civil and Domestic Relations Court—expenses, including jurors, witnesses and bailiffs 20,000.00

20,000.00

Provided, witnesses shall receive two dollars per day and all jurors, bailiffs and the court crier in attendance upon the court shall receive as compensation the sum of seven dollars and fifty cents per diem and mileage as now prescribed by law. *Provided*, further, the courthouse janitor shall receive seven dollars and fifty cents additional compensation for each date the court is in session.

- E. Rearranging offices to provide additional space for Clerk of Court 10,000.00

Total, Item 2 \$ 62,331.06

Item 3. Auditor:

A. Salaries:

- | | |
|-------------------------------|-------------|
| 1. Auditor | \$ 3,177.55 |
| 2. First Assistant | 4,172.99 |
| 3. Second Assistant | 3,793.62 |
| 4. Third Assistant | 3,793.62 |
| 5. Extra Help | 1,500.00 |

16,437.78

- B. Office supplies, includes \$250.00 IBM maintenance 1,750.00

1,750.00

- C. Board of Assessors and Equalization—each member shall be paid seven dollars and fifty cents per day for services actually rendered plus State mileage of seven cents per mile 3,750.00

3,750.00

D. Tax Assessor and Mapping Office:

1. Salaries:

- | | |
|--------------------------|----------|
| a. Assessor | 6,000.00 |
| c. Utility Man | 3,600.00 |

d. Chain Men, as needed, @ \$1.25 per hour	500.00
e. Clerk	3,600.00
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	13,700.00
2. Office Equipment and Supplies, including Maps	7,500.00
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	7,500.00
3. Travel:	
a. Travel for Assessor	1,200.00
c. Travel for Utility Man	900.00
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	2,100.00
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	23,300.00
E. Travel for Auditor	990.00
	<hr/>
	990.00
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Total, Item 3	\$ 46,227.78
Item 4. Treasurer:	
A. Salaries:	
1. Treasurer	\$ 3,177.55
2. Assistant	4,172.99
3. Extra help	400.00
	<hr/>
	7,750.54
B. Travel for Treasurer	330.00
	<hr/>
	330.00
C. Tax Collector:	
1. Salaries:	
a. Supervisor, Tax Collector's Office	910.48
b. Deputy Delinquent Tax Collector	5,462.82
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	6,373.30

Provided, that the Supervisor of the Tax Collector's Office shall designate the Deputy Tax Collector and field men; *provided*, further, that all fees and costs of execution shall be remitted to the general fund of the county; *provided*, however, that one dollar of the execution fee and mileage shall be paid to the field men as compen-

sation for services, plus four and six-tenths per cent of the amount collected.

D. Office Supplies	3,100.00
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	3,100.00
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Total, Item 4	\$ 17,553.84

Item 5. County Board of Education:

A. Salaries:	
1. Secretary	\$ 4,172.99
2. Attendance Teacher	500.76
3. Supervisor of School Lunch Program	500.76
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	5,174.51
B. Office Supplies	350.00
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	350.00
C. County Board of Education Fund	800.00
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	800.00
D. Travel for School Lunch Supervisor	522.00
Travel for Attendance Teacher	600.00
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	1,122.00
E. Attendance Teacher—aid for needy children ...	200.00
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	200.00
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Total, Item 5	\$ 7,646.51

Item 6. Sheriff:

A. Salaries:	
1. Sheriff	\$ 7,983.55
2. Three Lieutenant Deputies @ \$4,721.68	14,165.04
3. Deputy Sheriffs (10 @ \$4,406.68)	44,066.80
<i>Provided, one of the above Deputy Sheriffs shall be assigned to the Wattsville area, and one to Joanna.</i>	
4. Deputy for day work	4,406.68
5. Deputy for night work	4,406.68
6. Jailer	4,406.68

7. Deputy Sheriffs for mills:

a. Lydia Mill	283.75
b. Week end Deputy, Lydia Mill	1,500.00
c. Joanna—one-half salary	2,203.34

 83,422.52

Provided, the Sheriff shall have the authority to name one deputy as Chief Deputy and such deputy shall be placed under bond of \$2,500.00.

B. Travel:

1. Sheriff	3,300.00
2. Deputy Sheriffs—13 @ \$275.00 per month ...	42,900.00
3. Deputy Sheriffs—1 @ \$162.50 per month	1,950.00
4. Day and night clerks—\$190.00 per month each	4,560.00
5. Deputy at Joanna, transporting prisoners and witnesses to jail and trial at magistrates' courts	1,650.00
6. Head mill deputy at Lydia Mill, transporting prisoners and witnesses to jail and trial at magistrates' courts—\$192.50 per month	2,310.00
7. Week end Deputy, Lydia Mill—\$50.00 per month	600.00

 57,270.00

C. Uniforms and overcoats—July 1, 1967, to June 30, 1968—17 @ \$200.00 per year; 1 @ \$100.00	3,500.00
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 3,500.00

D. Office Supplies	1,400.00
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 1,400.00

E. Two Process Servers	630.00
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 630.00

F. Radio System:

1. Maintenance	1,305.00
2. Supplies	700.00
3. Payment on Sheriff's radios	3,082.20

 5,087.20

G. Jail:

Water, lights, fuel, disinfectants, plumbing, returning prisoners taken into custody outside of county and outside of State, and dieting prisoners at one dollar and twenty-five cents per day 13,000.00

13,000.00

H. Boat and Trailer 1,200.00

1,200.00

Total, Item 6\$165,509.72

Item 7. Judge of Probate:

A. Salaries:

1. Judge of Probate\$ 7,983.55

2. Clerk 4,172.99

3. Assistant 3,793.62

4. Second Assistant 3,793.62

19,743.78

Provided, that all fees collected in this office shall be turned over to the county treasurer. This does not include commissions received from the Tax Commission on inheritance taxes. Certified copies of marriage licenses shall be furnished free of charge on request to persons in the Armed Services of the United States and to veterans of the Korean Conflict and Viet Nam, but no more than one copy shall be furnished without charge.

B. Travel for Probate Judge 990.00

990.00

C. Office Supplies 2,000.00

2,000.00

Total, Item 7\$ 22,733.78

Item 8. Health Department:

County's part of salaries, including five per cent increase, and travel allowance of county em-

ployees, office supplies and maintenance of building. It shall be the duty of the health department to handle the vital statistics of Laurens County..\$ 26,112.55

Total, Item 8\$ 26,112.55

Item 9. Magistrates:

A. Salaries:

1. Laurens	\$ 2,276.94
2. Clinton	1,836.11
3. Cross Hill	420.75
4. Waterloo	420.75
5. Gray Court	420.75
6. Youngs	420.75
7. Scuffletown	420.75
8. Sullivans	420.75
9. Jacks	420.75
10. Joanna	420.75
11. For stenographic help in holding inquests and preliminaries, to be expended upon the approval of the coroner and the sheriff, if so much be necessary	600.00

8,079.05

Provided, however, that in addition to the above compensation, each magistrate shall be paid the sum of ten dollars for each jury trial in which he or she presides and for each inquest.

B. Office rent—Clinton 144.00

144.00

C. Office Supplies 600.00

C-1. Stamps and stationery @ \$10.00 per magistrate 100.00

700.00

D. For payment of jurors in criminal cases, and for miscellaneous expenses, including payments to magistrates for holding jury trials and inquests 2,300.00

2,300.00

Provided, that hereafter all jurors actually serving in trial of criminal cases in magistrates'

courts shall be paid two dollars for each case so tried. The presiding magistrate shall issue to each juror so serving a pay certificate showing the date of service which shall be paid upon presentation to the county treasurer.

Total, Item 9\$ 11,223.05

Item 10. Agriculture:

A. County supplement to State income:

1. County Agent	\$ 960.00
2. Secretary to County Agent	588.00
3. Stenographer for Home Demonstration Agent	396.00
4. Assistant County Agent	600.00
5. Second Assistant County Agent	960.00
6. Demonstration materials—Home Demonstration Agent	120.00

3,624.00

B. Agriculture Building—Janitor supplies, plumbing and other minor repairs, fuel, water, lights, telephone and postage

1,475.00

1,475.00

C. Club Work:

1. Club Work	300.00
2. F.F.A.	175.00
3. Future Homemakers	175.00

650.00

D. Rent:

AAA Office	600.00
F.H.A. Office	510.00

1,110.00

E. Laurens Cooperative Breeding Association

200.00

200.00

Total, Item 10\$ 7,059.00

Item 11. Department of Public Welfare:

- A. For maintenance, including office expense and
mileage for child welfare worker\$ 7,815.00

7,815.00

Provided, that the board members shall receive
\$25.00 per month from this fund.

- B. Emergency assistance 2,000.00

2,000.00

- C. Child welfare fund 2,000.00

2,000.00

- D. Aid for indigent aged 2,000.00

2,000.00

- E. Office workers' supplement 300.00

300.00

- F. Heart Fund 200.00

200.00

- G. Homemakers' fund 180.00

180.00

- H. County share of Food Stamp Program

1. 2 Case workers @ \$1,976.33 3,952.66

2. 2 Junior stenographers @ \$3,860.48 7,720.96

3. Travel 400.00

12,073.62

- I. Part-time worker whose primary responsibility
shall be to work with children and families under
the jurisdiction of the Civil and Domestic Rela-

- tions Court of Laurens\$ 2,766.73

- Travel 180.00

\$ 2,946.73

Total, Item 11\$ 29,515.35

Item 12. County Service Officer	\$ 6,828.55
Secretary to County Service Officer	4,172.99
Office supplies and travel	1,000.00
	<hr/>
Total, Item 12	\$ 12,001.54
Item 13. Domestic Relations Court:	
A. Salaries:	
1. Judge	\$ 7,875.00
2. Stenographer	2,001.98
3. Office supplies and rent	600.00
4. Gray recording machine	1,300.00
	<hr/>
Total, Item 13	\$ 11,776.98
Item 14. Laurens County Library:	
A. Salaries—7 persons (includes 5% increase) ..	\$ 25,218.27
B. Books	5,000.00
C. Audio-visual materials	550.00
D. Periodicals	375.00
E. Binding	600.00
F. Library supplies	500.00
G. Building maintenance	957.60
H. Bookmobile operation	1,200.00
I. Travel	200.00
J. Miscellaneous—lights, water, heat, telephones, etc.	2,600.00
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Total, Item 14	\$ 37,200.87
Item 15. Coroner:	
A. Salary:	
1. Coroner	\$ 3,003.00
2. Travel for Coroner	300.00
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Total, Item 15	\$ 3,303.00
Item 16. County Physician:	
A. Salaries:	
1. County Physician	\$ 1,642.25
B. Medical supplies	857.75
<i>Provided, no medical supplies shall be purchased</i>	

except on written approval of the County Physician.

Total, Item 16	\$ 2,500.00
Item 17. Forest Fire Control:	
A. Per diem and mileage for board members	\$ 200.00
B. Ranger	462.00
C. Wardens, three @ \$346.50	1,039.50
D. Tractor operator	250.00
Total, Item 17	\$ 1,951.50
Item 18. Miscellaneous:	
A. County audit—not to exceed	\$ 3,500.00
	3,500.00
B. Secretary to delegation—office expense	600.00
	600.00
C. Lunacy examinations	800.00
	800.00
D. Contingent	10,000.00
	10,000.00
E. Board of Registration, three @ \$127.00 for meeting away from county seat	381.00
E-1. Travel—\$150.00 each	450.00
E-2. Assistants to Board of Registration for re-reg- istration—to be appointed by county delegation	3,600.00
	4,431.00
F. Premium on bonds	925.00
	925.00
G. Supplement for stenographer to Probation Officer	1,155.00
1. Office expense	50.00
2. Liaison office for Solicitor	1,800.00
	3,005.00

H. Planning and Development Commission	3,500.00
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	3,500.00
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Total, Item 18	\$ 26,761.00
Item 19. National Guard Units:	
A. Laurens	\$ 600.00
	<hr/>
	600.00
B. Clinton	600.00
	<hr/>
	600.00
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Total, Item 19	\$ 1,200.00
Item 20. Contributions:	
A. Transportation and medicine for cancer patients	\$ 1,800.00
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	1,800.00
B. Soil Conservation Office	500.00
B-1. Stenographer	1,155.00
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	1,655.00
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Total, Item 20	\$ 3,455.00
Item 21. Mental Health Clinic:	
Area No. 5 Mental Health Clinic—Laurens County's prorated contribution	\$ 10,073.81
Deficiency in the 1966-1967 appropriation	1,441.56
	<hr/>
Total, Item 21	\$ 11,515.37
Item 22. Laurens County Rescue Squad	
Gas, oil and supplies	\$ 1,000.00
New equipment	1,000.00
	<hr/>
Total, Item 22	\$ 2,000.00
Item 23. For necessary expense of water study committee, including cost of any survey to be made by Lock- wood Greene Engineers of Spartanburg, and	

travel outside of county, meals and hotel expense of committee members	\$ 3,500.00
Total, Item 23	\$ 3,500.00
GRAND TOTAL	\$838,731.60

Estimated Revenues

1966 County Taxes on 14 mills tax	\$195,224.54
Delinquent Taxes	12,137.64
Fines	82,314.75
Gasoline Tax	191,000.00
Alcoholic Liquors Tax	74,000.00
Beer and Wine Tax	17,500.00
Income Tax	143,000.00
Recording Fees (Clerk's Office)	29,185.79
Dividends	2,875.00
Library Board	4,292.46
Service Officer	5,561.00
Bank Tax	37,500.00
Insurance License Fees	45,000.00
County Board of Education	6,008.00
Total, Estimated Revenues	\$845,599.18

SECTION 4. The county sheriff is hereby authorized and required to make a monthly report to the Laurens County Treasurer and at the same time turn over to the county treasurer all fines, fees and mileage, except all fees collected for the service of magistrates' papers. The report shall be made on or before the tenth day of each month.

SECTION 5. The county supervisor is hereby authorized and required to make a quarterly report to the Laurens County Delegation in the General Assembly, giving an itemized and verified statement of all expenditures pertaining to his office which have been paid by him and also an itemized statement of all debts and obligations incurred for which Laurens County is liable. The report shall be made on or before April fifteenth, July fifteenth, October fifteenth and January fifteenth of each year.

SECTION 6. The supervisor and county commissioners are hereby required to keep a separate account covering the various items of the appropriations act not to exceed in expenditure the amount herein provided for each item; and for any excess allowed or permitted,

the officers shall be held on their official bond. It shall be unlawful for any county commissioner or commissioners or other officers of county government, to purchase, bargain for, or contract for any materials or services which would create a deficit in any item or provision hereof within the time covered by this act, except upon written approval of a majority of the delegation, including the Senator.

SECTION 7. The county treasurer is authorized to pay claims for school teachers' salaries and for other school purposes from the general fund of the county, all such amounts to be refunded to the general fund when State aid and current school taxes are received in the treasurer's office.

SECTION 8. The official bond for the County Supervisor of Laurens County shall be ten thousand dollars and no claim against Laurens County shall be paid until it has had the approval in writing of the county supervisor and at least one of the two county commissioners. All expenditures in excess of the appropriations herein made, and not duly authorized by law, made by the County Supervisor and Board of County Commissioners for Laurens County shall not constitute a valid indebtedness against Laurens County and all such contracts shall be null and void unless same have previously been approved by a majority of the delegation, including the Senator. The official bond of the county supervisor and county commissioners shall be responsible for all unauthorized expenditures and contracts made by such officers on behalf of Laurens County. The supervisor is hereby required to notify the sheriff immediately upon the escape of any convict from the county chain gang, and the sheriff shall have his actual expenses for the capture of such escaped convict, when necessary to go out of the county.

SECTION 9. The board of county commissioners is hereby authorized and directed to divide the expenditures of such appropriations into monthly payments and monthly expenditures shall not exceed one-twelfth of the annual appropriations, unless otherwise stipulated.

SECTION 10. In the event of a vacancy or a new recommendation, there shall be appointed and commissioned by the Governor, upon the named, two special deputies to have the usual authority of peace officers, and who shall be assigned to duty as follows: one at Joanna Mill and one at Lydia Mill, as the sheriff may designate, and shall

be paid by the Treasurer of Laurens County the sum herein provided, and the two mills may supplement the salaries if they do so desire, such appointments to be made for a period of two years; *provided*, however, that the terms of such appointments shall not extend beyond the term of the sheriff at any time. Such deputies must be sworn in office before the Clerk of Court of Laurens County, and shall have the usual bond in the sum of one thousand dollars, conditioned upon the faithful performance of duty. *Provided*, that all pay and allowances for mill deputies provided by this act shall be paid by the treasurer only when approved by the Sheriff of Laurens County.

SECTION 11. The Board of County Commissioners of Laurens County is hereby authorized and required to advertise for competitive bids for the purchase of all supplies used by Laurens County, including the county home, and shall accept the lowest responsible bid for the same and any purchase not made in conformity thereto shall not be a debt against the county. *Provided*, however, the board of commissioners shall purchase any such supplies from the Division of General Services of the State Budget and Control Board if such purchases can be made at a cost less than the lowest bid herein referred to. Supplies herein mentioned include road materials, office equipment, and other equipment and machinery of a value of more than one hundred dollars, but does not include purchase of parts or personal service for repairs of equipment where no competitive part or service is available; *provided*, that the board shall have the right to reject any bid which does not meet its requirements as to quality, specifications or description. *Provided*, further, that the term "board of commissioners" shall include the supervisor and the two county commissioners.

SECTION 12. The salaries herein provided for the various officers of Laurens County, except magistrates, shall be in lieu of all fees and costs, of whatsoever nature or description. All fees or costs collected by any of such officers under the law providing the same for services rendered shall be turned over by such officer to the County Treasurer of Laurens County monthly, together with a statement under oath, showing the amount collected during the month immediately preceding such statement. All county officers are hereby forbidden to deposit any monies belonging to the county with his or her personal accounts.

SECTION 13. The official bond required of the Sheriff of Laurens County shall be five thousand dollars for which amount he shall give

bond for the faithful performance of his duties, the premium of which shall be paid by the county; *provided*, that each of his deputies is required to give surety bond, conditioned upon the faithful performance of his duties, in the sum of one thousand dollars, the premium of the bonds of such deputies to be paid by Laurens County.

SECTION 14. There is hereby levied upon all the taxable property of the Laurens Hospital District six mills, which shall be known as the hospital fund for the Laurens Hospital District. Out of this fund there shall first be paid the insurance premium of the fire insurance policy covering the hospital located in the District, and the balance thereof shall be expended for the care and support of the needy or charity patients (past and present) of the Laurens Hospital District and it shall be the duty of the county board of commissioners to pass upon all claims approved by the operating board of trustees of the Laurens County Hospital District; *provided*, however, that patients admitted to the hospital from the county jail, county chain gang and from courts of the county and State shall be considered and treated as charity.

SECTION 15. There is hereby levied upon all the taxable property of the Clinton Hospital District six mills, which shall be known as the hospital fund for the Clinton Hospital District. Out of this fund there shall first be paid the insurance premium of the fire insurance policy covering the hospital located in the District and the balance thereof shall be expended for the care and support of the needy or charity patients (past and present) of the Clinton Hospital District, and it shall be the duty of the county board of commissioners to pass upon all claims approved by the operating board of trustees of the Clinton Hospital District; *provided*, however, that patients admitted to the hospital from the county jail, county chain gang and from the courts of the county and State shall be considered and treated as charity.

SECTION 16. Provisions made herein for additional clerical help in the several offices shall not be used to supplement salaries of regular employees.

SECTION 17. The county treasurer is hereby authorized, empowered and directed to transfer from the county sinking fund to the general fund of the county the funds now in and hereafter accruing to the account for the past indebtedness.

SECTION 18. All transfers of funds heretofore made by the county treasurer from one account to another made upon the written request of a majority of the Laurens County Legislative Delegation, including the Senator, are hereby validated.

SECTION 19. The appropriation hereinabove made for the county attorney, and for the hiring of auditors to audit the books shall be spent only upon direction of a majority of the Laurens County Legislative Delegation, including the Senator; and the county attorney and the company which audits the county books shall be named by a majority of the Laurens County Legislative Delegation, including the Senator.

SECTION 20. Appropriations and taxes for the public school system shall henceforth be made as provided by Act No. 171 of the Acts and Joint Resolutions of 1967.

SECTION 21. The assessor, clerk, and utility man of the Tax Assessor's office (Item 3. D.) shall be named by a majority of the Laurens County Legislative Delegation including the Senator.

SECTION 22. The county supervisor shall pay county employees every two weeks.

SECTION 23. This act shall take effect upon approval by the Governor.

Approved the 6th day of July, 1967.

(R823, S596)

No. 786

An Act To Provide For An Advisory Referendum Election In Laurens County On The Question Of Possible Construction Of A New Courthouse, Renovation Of The Existing Courthouse And Certain Other Construction.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Courthouse construction referendum — Laurens County.—The Laurens County Commissioners of Election shall conduct a referendum in Laurens County on the second Tuesday in November, 1967, between the hours of 8 A. M. and 6 P. M., to ascertain the wishes of the qualified electors on the question of the

construction of a new county courthouse on the site recommended by the Study Committee created by a Joint Resolution of 1967, bearing Ratification No. 51, or possible renovation of the existing courthouse and certain other construction.

The commissioners shall publish immediately prior to the date of holding such referendum the information relating to the referendum once a week for two consecutive weeks in a newspaper having general circulation in the county. They shall have printed and distributed a sufficient number of ballots at each voting place which shall contain either one, two or all of the following proposals as shall be determined and submitted by the majority of the Laurens County Legislative Delegation, including the Senator, after receiving the report of the courthouse study committee which shall read:

"I am in favor of construction of a new courthouse for Laurens County at the site selected by the Courthouse Study Committee ☐

I am in favor of renovation of the present courthouse ☐

I am in favor of renovation of the present courthouse and construction of a new county office building at a site selected by the Courthouse Study Committee ☐

Voters shall deposit a ballot with a cross mark or check in the square opposite the proposition they favor."

The officials responsible for canvassing the results of the election shall, within ten days, certify such results to the Clerk of Court for Laurens County, the Code Commissioner and the Secretary of State.

SECTION 2. Results advisory.—The results of the referendum shall be advisory but shall be accepted by the legislative delegation as an expression of the wishes of the qualified electors of the county and shall guide the future decisions relating to courthouse construction or renovation to the extent feasible.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

A Joint Resolution To Change The Reporting Date Of The Laurens County Courthouse Committee Prescribed In A Joint Resolution Of 1967, Bearing Ratification No. 51.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Courthouse study committee—Laurens County—reporting date.—The reporting date for the study committee created to study the need for construction of a new courthouse in Laurens County, prescribed in Section 5 of a Joint Resolution of 1967, bearing Ratification No. 51, is hereby changed from May 1, 1967 to October 3, 1967.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R5, H1049)

No. 788

An Act To Authorize The State Highway Department To Pave A Street In The City Of Bishopville And In Lee County And To Provide For The Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Highway Department may pave street in Bishopville.—Notwithstanding any provisions of law to the contrary, the State Highway Department is hereby authorized to pave that extension of Cousar Street in the City of Bishopville and in Lee County from the end of the pavement on Road S-59 to the beginning of the pavement on Road S-111. The cost of paving the street shall be charged to the secondary highway funds accruing in Lee County.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of January, 1967.

(R433, H1828)

No. 789

An Act To Amend Act No. 602 Of 1961, Relating To The Authority To Create Watershed Conservation Districts In Lee County, So As To Provide That A District May Subdivide And The Procedure For Such Subdivision.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act 602 of 1961 amended—Sections 16A and 16B added—district may be subdivided.—Act No. 602 of 1961 is amended so as to provide that a watershed conservation district in Lee County may subdivide by adding after Section 16 the following new sections:

“Section 16A. A portion of a watershed conservation district in Lee County created pursuant to this act may withdraw from such district and constitute itself as a separate watershed conservation district by the procedure set forth in this section and Section 16B. A petition signed by a majority of the landowners of the area wishing to withdraw and constitute themselves as a separate watershed conservation district may be filed with the supervisors of the Lee County Soil Conservation District to have such district subdivided. Such petition shall (a) name the proposed new district, (b) describe the existing boundary lines of the district and boundary lines of the proposed district (subdivision) and (c) request that the supervisors of the Lee County Soil Conservation District hold a public hearing upon the question of the proposed subdivision. If it is determined by the supervisors that it is in the interest of the public health and welfare that such land should be withdrawn from a district such determination shall be certified to the Auditor of Lee County for recording. After being recorded the certification shall be filed with the State Conservation Committee.

“Section 16B. The Lee County Soil Conservation Committee shall then proceed to organize the subdivision into a district and to inform the Secretary of State of the change of the boundaries of the new district and to complete the organization of the governing body of the new district.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R631, H1953)

No. 790

An Act To Make Appropriations For The Operating Expenses Of Lee County For The Fiscal Year 1967-1968; To Provide For The Expenditure Thereof; And To Provide For Other County Purposes.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Out of the available funds now on hand, and to be received, there is hereby appropriated for county purposes for the fiscal year beginning July 1, 1967, and ending June 30, 1968, the following:

Item 1. Roads, bridges and chain gang:

Salary, Superintendent of Roads	\$ 4,900.00
Travel	800.00
Salary, (5) employees @ \$3,600.00	18,000.00
Salary, (2) employees @ \$3,000.00	6,000.00
Salary, (1) employee	2,580.00
Clothing and bedding for prisoners	3,000.00
Gasoline, oil, grease, tires and tubes	7,800.00
Lumber and pipe	3,000.00
Coal, lights, medicine and doctor's bills	2,400.00
Repairs and other miscellaneous items	10,000.00
Dieting prisoners and guard's meals	8,000.00
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Total, Item 1	\$ 66,480.00

Item 2. Administrative:

Auditor (to make total salary \$5,900.00)	1,500.00
Treasurer (to make total salary \$5,900.00) ...	1,500.00
Clerk of Court	2,660.00
Attorney	600.00
Coroner	840.00
Chairman, County Board of Commissioners additional	260.00
County Commissioners, seven @ \$600.00 each	4,200.00
Clerk, Auditor's Office	3,000.00
Clerk, Treasurer's Office	3,000.00
Clerk, County Board of Commissioners	4,400.00
Assistant Clerk, County Board of Commis- sioners	3,000.00
Clerk, Clerk of Court's Office	3,000.00
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Total, Item 2	\$ 27,960.00

Item 3. Judicial:

Judge of Probate	\$ 1,200.00
Clerk, Judge of Probate's Office	3,000.00
Magistrate, Bishopville	2,400.00

Magistrate, Lynchburg	1,100.00
Magistrate, Lucknow	600.00
Magistrate, St. Charles	600.00
Magistrate, Spring Hill	600.00
Magistrate, Ashwood	600.00
Magistrate, Cypress	600.00
Magistrate, Ionia	600.00
Magistrate, Stokes' Bridge	600.00
Jurors, Bailiffs and witnesses, including per diem of jurors and bailiffs at \$7.00 and witnesses at \$1.00 per day	2,300.00
Total, Item 3	\$ 14,200.00
Item 4. Law Enforcement:	
Sheriff, salary	\$ 4,800.00
Sheriff, traveling expense	2,000.00
Deputies, (5) at \$3,600.00	18,000.00
Deputies, subsistence (5) at \$600.00 each per annum	3,000.00
Clerk, Sheriff's Office	3,000.00
Jailor	2,000.00
Subsistence for Jailor	300.00
Miscellaneous jail expense	1,000.00
Dieting jail prisoners	2,400.00
Uniform for Sheriff and (5) deputies	900.00
Miscellaneous administrative expenses	1,500.00
Gas, oil, batteries, tires and repairs to police cars	6,000.00
Maintenance of Police Radios	1,000.00
Total, Item 4	\$ 45,900.00
Item 5. Social Welfare:	
General Relief	\$ 3,000.00
Old Soldiers and their widows residing in Lee County	60.00
Lee County Health Department	10,500.00
Public Welfare Department (matching fund for expenses)	1,500.00

Vital Statistics (Health Department)	200.00
Janitress, Health Department	624.00

Total, Item 5\$ 15,884.00

Item 6. Courthouse and public buildings:

Workmen's compensation insurance	\$ 1,000.00
Water, fuel, lights, insurance and bonds	9,500.00
Janitor, Courthouse	2,800.00

Total, Item 6\$ 13,300.00

Item 7. Miscellaneous:

Contingent fund, to be disbursed only on written approval of the county legislative delegation ...	\$ 10,000.00
Post Mortems and Lunacy	1,000.00
Board of Tax Assessors and Tax Appeals	1,500.00
Books, etc., Clerk of Court's Office	2,000.00
Printing, postage and stationery	3,000.00
American Legion Hut and grounds, Bishopville	100.00
American Legion Hut and grounds, Lynchburg	100.00
V. F. W. Hut and grounds, Bishopville	100.00
4-H Boys' Club Work	200.00
4-H Girls' Club Work	200.00
Additional salary, Home Demonstration Agent	600.00
Additional salary, County Agent	900.00
Additional salary, Associate County Agent ...	660.00
Additional salary, Assistant County Agent ..	300.00
Clerical help County Agent's Office	360.00
Clerk, Soil Conservation Office	900.00
Home Demonstration Agent and County Agent demonstration supplies	225.00
Salary, County Service Officer	4,400.00
Clerk, County Service Officer	1,670.22
Lights, telephone, stamps and incidentals for Service Officer	520.00
Travel and expenses for Service Officer outside county	300.00
Rent for office of Service Officer	240.00
Coroner's jurors @ \$2.00 per day	200.00
County payment retirement fund	2,000.00

Lee County Public Library Commission for books	1,000.00
Lee County Public Library Commission for miscellaneous expenses	1,000.00
Salary, County Librarian	3,600.00
Salary, Assistant County Librarian and book-mobile librarian	1,415.00
Gas, oil, repairs, etc., library truck	500.00
Social Security	4,000.00
Company "D" Third Battle Group, South Carolina National Guard	1,500.00
Rural Fire Protection Commission	2,000.00
Lee County Development Board	2,400.00
Miscellaneous repairs to public buildings	500.00
Lee County's contribution to Sumter Area T.E.C.	4,000.00
Vocational Rehabilitation	1,500.00
Total, Item 7	\$ 54,890.22
Item 8. Traveling Expenses:	
County Commissioners, seven @ \$800.00	\$ 5,600.00
Coroner	900.00
Auditor	360.00
Treasurer	360.00
Clerk of Court	240.00
Total, Item 8	\$ 7,460.00
GRAND TOTAL	\$246,074.22
Less Estimated Indirect Revenue:	
Commutation Road Tax	\$ 2,600.00
Gasoline Tax	65,000.00
Income Tax	47,000.00
Beer, Wine and Whiskey Tax	27,000.00
Fines and Costs	27,800.00
Insurance Fees	6,300.00
State Contribution to County Service Officer ..	4,590.00
Other Sources	8,000.00
Total	\$188,290.00
Amount to be raised by taxation	\$ 57,784.22

SECTION 2. The Auditor and Treasurer of Lee County are hereby authorized and directed to levy and collect upon all the taxable property of Lee County a sufficient number of mills, not to exceed twelve mills, if so much be necessary, to raise the amount stated in this appropriation act to be raised by taxation.

SECTION 3. In addition to any other tax levies provided for by this act, the auditor and treasurer shall levy an additional two mills to be paid to the county board of education to be used as an additional county supplement for teachers' salaries. It is the intent of this section that such money shall be additional to any other compensation which the teachers will receive and no other appropriations for teachers will be reduced because of this additional supplement.

SECTION 4. The funds appropriated for roads, bridges and chain gang shall be spent and used in such a way as to cover the entire period of this act, and as near equally per month as possible, and the county board of commissioners is hereby forbidden to contract for or spend in excess of the appropriation in any way or make indebtedness therefor which cannot and is not paid for on the tenth of the next month after the purchase or expenditure is made. Any violation of this section shall subject the member or members of the commission to immediate removal by the Governor upon the written recommendation of the entire Lee County Legislative Delegation and any such purchase or expenditure in excess of the sums so appropriated shall not be an obligation of Lee County and be null and void.

SECTION 5. The funds appropriated for each and every purpose shall be used for that purpose only, and no part thereof shall be diverted from any one appropriation to another without the written consent of the Lee County Legislative Delegation.

SECTION 6. The county board of commissioners is hereby authorized, empowered and directed to keep all county records, books and vouchers in the board's office in the county courthouse and to keep such office open each weekday. They shall at all times keep an exact record of all sums paid on each and every appropriation of the county.

SECTION 7. The County Board of Commissioners of Lee County is hereby authorized, required and directed to buy the various pro-

visions, supplies, etc., except perishables, necessary for the county chain gang at lowest possible prices. Fresh meats and vegetables shall be bought from local merchants on an impartial rotating basis, with no regard to factional affiliation. Gas, oil and grease shall be purchased from the five major distributors in Lee County on a monthly rotating basis. The superintendent of roads shall be scrupulously fair in the division of this business.

SECTION 8. All new machinery, automotive and other equipment for the county and all political subdivisions of the county shall be purchased only by the county board of commissioners with the approval of the Lee County Legislative Delegation.

SECTION 9. The superintendent of roads shall use every care to keep the cost of operation of the chain gang as low as possible and he shall cause the prisoners and guards to keep all machinery and equipment properly greased and he shall cause the prisoners and guards to take extra care in operating the machinery and equipment. It shall be unlawful for any person to use gas or oil from county supplies in any vehicle other than county-owned. This shall apply to county commissioners, sheriff's department, county officials, or any other citizen.

SECTION 10. The County Board of Commissioners of Lee County shall be the sole purchasing agent for Lee County and any and all officers or employees of Lee County who may need any books, provisions, supplies and other material or thing for their offices or departments shall request the purchase of same by written request to the County Board of Commissioners of Lee County, which commission, if it deems the purchase necessary and strictly within the appropriation for such office or department, shall issue its regular requisition blank, numbered serially, in triplicate, for the purchase, deliver one copy to the officer or department requesting the purchase, deliver one copy to the seller to be presented along with the seller's itemized bill for such purchase at the time payment therefor is made. No officer or employee of Lee County shall make any purchase except in the manner herein provided and any purchase made or contracted for except by virtue of a proper requisition blank shall not be a debt against the county, but shall be the individual debt of the person making such a purchase. A copy of this section shall be mailed by the county board of commissioners to every officer or employee of Lee County and to such other concerns and people as it may deem proper.

SECTION 11. In order to prevent lost motion, duplication of effort and lack of definite responsibility, the chairman of the county board of commissioners is required to devote such part of his time as the county board of commissioners may determine to be necessary. He shall execute the orders and policies of the commission, but no authority is denied the other members of the commission, nor is the chairman vested with greater power than his fellow members, but for convenience and better business methods, concentration of execution is delegated to the chairman rather than the entire commission. *Provided*, that in the case of incapacity of the chairman his duties shall, with the consent of the entire Lee County Legislative Delegation, devolve upon the other members of the county board until a chairman is again chosen.

SECTION 12. The county board of commissioners shall have full supervision of the county chain gang and there shall be paid out of the funds appropriated for dieting county gang prisoners, upon itemized statements properly verified by seller and approved by the board, the actual cost of food, fuel, water and lights necessary for the proper dieting of prisoners. *Provided*, however, such cost shall not exceed the sum of eighty cents per day for each prisoner confined on the chain gang, and the superintendent of roads shall file a monthly report showing an itemized list of all prisoners confined on the chain gang, the exact number of days each prisoner spent on the chain gang that month and the total maximum authorized cost based on the number of prisoners at the rate of eighty cents per day. No bill in excess of the maximum authorized cost shall be paid except with the written approval of the Lee County Legislative Delegation.

SECTION 13. The county board of commissioners shall pay out of the appropriation for extra food for gang employees, upon itemized statement properly verified by seller and approved by the board, the actual cost of extra food for meals of gang employees while on duty; *provided*, however, such cost shall not exceed the sum of fifteen dollars per month for each employee.

SECTION 14. The Board of County Commissioners of Lee County is hereby authorized to borrow, upon the written approval of the Lee County Legislative Delegation, not exceeding ninety per cent of the amount to be raised by taxation by the above levy, on note or notes to be executed by the chairman of the Board and the

County Treasurer of Lee County, which notes when so executed shall be a first lien on all taxes to be raised by the levy.

SECTION 15. The provisions of Section 20-32 of the 1962 Code, and acts amendatory thereto, so far as the same shall effect the payment of fifty cents on each marriage license fee by the Judge of Probate of Lee County unto the Treasurer of Lee County, are hereby repealed for this fiscal year only and the Probate Judge of Lee County is hereby authorized and directed to retain the full marriage license fee for each marriage license issued by him.

SECTION 16. Each magistrate is hereby required to account to and pay the county treasurer on or before the tenth day of each month for all fines and monies collected by him as magistrate during the preceding month and file a written report with the county board of commissioners, showing all criminal cases brought before him and their disposition, and no magistrate shall be paid his monthly salary until such monthly accounting and report is made.

SECTION 17. The sheriff shall have full supervision of the county jail and there shall be paid out of the funds appropriated for dieting jail prisoners, upon itemized statements properly verified by seller and approved by the sheriff, the actual cost of food, fuel, water and lights necessary for the proper dieting of prisoners; *provided*, such food cost shall not exceed the sum of eighty cents per day for each prisoner confined in the jail, and the jailor shall file a monthly written report showing an itemized list of all prisoners confined in the jail and the exact number of days each prisoner spent in the jail that month, and the total maximum authorized cost based on the number of prisoner days at the rate of eighty cents per day. No bill in excess of such maximum authorized cost shall be paid except with the written approval of the Lee County Legislative Delegation.

SECTION 18. The county board of commissioners shall also pay out of funds appropriated the actual cost of all necessary clothing, fuel, bedding and other camp equipment, and the superintendent of roads shall have a trusty, or trustees, prepare and cook the food, keep the camp and stockade clean and well heated, and the bedding and clothing in good order.

SECTION 19. The county board of commissioners is hereby directed at least once each month to have a suitable detail of gang

prisoners thoroughly clean the county courthouse and grounds and the Lee County Memorial Hospital Grounds.

SECTION 20. The amount herein appropriated shall be spent over the entire period of this act, as near equally per month as possible, and any officer or employee who shall contract for or spend in excess of the appropriation for his department shall be subject to removal by the Governor, upon the written recommendation of the entire legislative delegation, and any such purchase or expenditure in excess of the sum so appropriated shall not be an obligation of Lee County and is null and void.

SECTION 21. The amounts listed herein for the payment of each of the clerks in the office of county commissioners, sheriff, auditor, probate judge, clerk of court, and treasurer are for the clerks of such offices, on March first, of this fiscal year; and in case a new clerk is placed in any of such offices, his or her salary shall be approved by the Lee County Legislative Delegation.

SECTION 22. The amounts herein listed for additional salary—County Agent, and additional salary—Assistant County Agent, are for the present County Agent and the present Assistant County Agent and in case a new person is placed in either position, the additional salary shall not be paid until and unless the salary be first approved by the Lee County Legislative Delegation.

SECTION 23. All taxes and indirect revenue collected for ordinary county purposes during the fiscal year 1966-1967, in excess of the amount necessary to pay appropriations for the fiscal year 1966-1967, shall be disbursed by the County Board of Commissioners of Lee County upon the written authorization of the Lee County Legislative Delegation, on county warrants, and the county treasurer is hereby authorized to honor such warrants and charge the same to ordinary county fund, and any balance remaining on hand on July 1, 1967, shall be used to meet appropriations for the fiscal year 1967-1968, and all taxes and indirect revenues collected for ordinary county purposes during the fiscal year 1967-1968, in excess of the amount necessary to pay appropriations for the fiscal year 1967-1968, shall be disbursed by the County Board of Commissioners of Lee County upon the written authorization of the Lee County Legislative Delegation, on county warrants, and the county treasurer is hereby authorized to honor such warrants and charge the same to ordinary county fund.

SECTION 24. Any and all unused balances in any and all accounts for the fiscal year 1966-1967 shall be automatically transferred to the contingent fund account for the fiscal year 1967-1968.

SECTION 25. The County Board of Commissioners of Lee County is hereby authorized to refinance any existing indebtedness of Lee County evidenced by notes or bond issues, where a material saving in interest can be had, and any note or notes given for such purpose shall be executed by the chairman of the board and the Treasurer of Lee County, and when so executed shall be a first lien on all taxes levied or to be levied for the purpose of the original note or bond issue so refinanced.

SECTION 26. The County Board of Commissioners of Lee County is hereby authorized and directed to terminate, with or without notice, the appointment of any cotton weigher appointed by the board in the event such cotton weigher fails to properly perform his duties as determined by the Lee County Marketing Commission by majority vote.

SECTION 27. The County Board of Commissioners of Lee County is hereby authorized to use, as it deems necessary, general relief or general assistance funds for general relief of indigent citizens, but care shall be used that only absolute charity patients receive relief funds.

SECTION 28. The County Board of Commissioners of Lee County is hereby authorized and directed to allow the use, from month to month, of such portion of the unused open land on the county farm as the county board of commissioners may deem necessary for an airport at Bishopville, and such commission shall supervise the use of the airport and the construction of any hanger or hangers thereon.

SECTION 29. The Lee County Legislative Delegation is hereby authorized to have an audit made, covering the fiscal year 1966-1967, of any and all offices and departments of Lee County and shall pay for same out of the County Contingent Fund.

SECTION 30. Every county officer and employee is prohibited from making any purchases for Lee County from any officer or employee of Lee County, and no purchase so made shall be an obligation of Lee County, and no county officer or employee shall use any county property for his own use, but only for necessary official use.

SECTION 31. The county treasurer is directed, upon the written authorization of the Lee County Legislative Delegation, to set aside and transfer as much of the county surplus funds as in the opinion of the Lee County Legislative Delegation may be proper for the construction of any public improvements designated by the delegation, and as much of such surplus funds as in the opinion of the Lee County Legislative Delegation, by written order, may be needed for ordinary county purposes.

SECTION 32. The various officers and employees of the county are hereby directed to file with the Chairman of the Lee County Legislative Delegation and the Chairman of the County Board of Commissioners of Lee County duplicate quarterly reports showing the status of such office or department and such other information as the county board or the Lee County Legislative Delegation may request. If any officer or employee fails to file such quarterly report within fifteen days after the end of each quarter, the county board of commissioners is hereby directed to withhold payment of salary of such officer or employee until such officer or employee files such quarterly report, as provided herein.

SECTION 33. No office equipment, furniture, fixtures, nor any machinery, tractors, road patrols, trucks, automobiles, or any other heavy machinery, shall be purchased out of county funds by any officer or employee of Lee County without the written approval of the Lee County Legislative Delegation.

SECTION 34. The Auditor of Lee County is hereby authorized and directed to levy and the Treasurer of Lee County is hereby authorized and directed to collect six mills additional upon all of the taxable property of Lee County, to assist in the operation of the Lee County Memorial Hospital. Such funds are to be credited to the Lee County Memorial Hospital Account, and are to be transferred to the account of the Treasurer of Lee County Memorial Hospital Commission at the rate of two thousand two hundred and fifty dollars per month. Any funds in excess of the above amount may be transferred to the general fund by written order of the legislative delegation.

SECTION 35. Every officer and employee of every board, commission or department of Lee County and its school system shall pay at the earliest possible date all past due taxes due Lee County,

and the Sheriff of Lee County is hereby directed to mail to the Lee County Legislative Delegation and the County Board of Commissioners immediately after July 1, 1967, a statement of all past due taxes of every such officer or employee.

SECTION 36. The funds provided for uniforms for law enforcement officers shall be disbursed by the county treasurer only upon properly receipted invoices showing that the individual policeman has actually purchased the equipment for which he is being reimbursed.

SECTION 37. This act shall take effect upon approval by the Governor.

Approved the 29th day of June, 1967.

(R44, H1181)

No. 791

A Joint Resolution Providing For The Creation Of A Board To Study The Government Of Lexington County And Providing An Appropriation.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Board created to study Lexington County Government.—There is hereby created a board of thirteen members to study the government of Lexington County. The members of the board shall be appointed by a majority of the five members of the Lexington County Legislative Delegation, hereby defined to be: the three members of the House of Representatives from Lexington County and the two Senators representing the district in which Lexington is situated. The members shall serve until their duties herein provided are completed, at which time the board shall be deemed to be dissolved. The board shall meet as soon after the appointment of its members as may be practicable and shall organize by electing one of its members as chairman and one of its members as secretary and treasurer. It shall meet thereafter upon the call of the chairman or a majority of its members. The board shall make a thorough study of all phases of the government of Lexington County with a view to making all departments and agencies more functional and saving tax proceeds by eliminating unnecessary practices and expenses and shall make a report with recommendations to the Lexington County Legislative Delegation as soon as may be practicable.

SECTION 2. Appropriation.—There is hereby appropriated from the contingent fund of Lexington County the sum of one thousand five hundred dollars to be used by the board created in Section 1 for the purposes defined therein.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of February, 1967.

(R46, H1196)

No. 792

An Act To Make Provision For Public Hospital Facilities For Lexington County Through The Creation Of The Lexington County Hospital Board Of Trustees; To Provide For The Appointment Of The Board Of Trustees And To Prescribe Their Powers And Duties.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—In accordance with the provisions of Act No. 1339 of 1966, as amended by Act No. 1346 of 1966, an election was held in Lexington County during the general election on November 8, 1966 which resulted favorably to the construction of public hospital facilities within Lexington County. In order that these facilities can be properly constructed and thereafter operated and maintained, the General Assembly has determined to establish the Lexington County Hospital Board of Trustees for that purpose.

SECTION 2. Lexington County Hospital Board of Trustees created—members—terms—officers.—For the purpose of constructing, operating and maintaining public hospital facilities in Lexington County there is hereby created the Lexington County Hospital Board of Trustees. This board shall consist of eleven members named to the Hospital Study Committee by the Lexington County Legislative Delegation (hereinafter defined to be the members of the House of Representatives from Lexington County and the Senators of the district in which Lexington County is located) in January, 1967. The eleven-member board shall serve until the hospital building is completed and occupancy begins. Within thirty days after the first patient enters the hospital the board shall select from its members four mem-

bers to continue on the board and the delegation shall name three members who are residents and citizens of Lexington County to the board so that the total members shall be seven. The seven members shall determine by lot the terms for which they shall serve so that the terms shall be staggered as follows: two shall serve for a term of one year; two shall serve for a term of two years; and three shall serve for a term of three years. The initial term of office of the eleven-member board shall terminate upon the naming of the seven-member board. The terms of the seven-member board shall terminate on the anniversary date that marks the beginning of their terms. Upon the expiration of the initial term of office of the seven-member board, successors shall be appointed by the majority of the Lexington County Legislative Delegation for terms of three years. If any vacancy shall arise, the majority of the Lexington County Legislative Delegation shall appoint a successor for the unexpired term. As soon as the board of trustees has been appointed initially it shall organize by electing one of its members as chairman and another as secretary. A transcript of the record of the initial organization shall be filed with the Lexington County Clerk of Court in order to reflect the initial membership of the board and those who shall be officers thereof. All members shall serve for their respective terms and until their successors shall have been appointed and qualified. No person may serve as a member of the board for more than three terms. No more than two medical doctors may serve as members of the board at one time.

SECTION 3. Powers.—The Lexington County Hospital Board of Trustees is authorized and empowered to do all things necessary or convenient for the construction, operation and maintenance of such hospital facilities as may hereafter be constructed in Lexington County and without limiting in any way the generality of the foregoing shall be empowered as follows:

(1) To adopt such bylaws, rules and regulations for the conduct of business and the expenditure of its funds as it may deem advisable.

(2) To adequately staff and equip any hospital that it may operate.

(3) To provide teaching and instruction programs and schools for nurses, hospital technicians, and physicians during internship and residency.

(4) To employ such personnel as it may deem necessary for the efficient operation of such hospital facilities.

(5) To establish and promulgate reasonable rates for the use of the services and facilities afforded by such hospitals.

(6) To promulgate reasonable regulations concerning the use of the facilities maintained by the board, including reasonable rules governing the conduct of physicians, nurses and technicians while on duty or practicing their profession in the facilities maintained by the board and the determination of whether patients presented to the hospital for treatment are subject for charity and to fix compensation to be paid by patients other than those unable to assist themselves.

(7) To the extent that funds may be available, to operate and maintain a charity ward and free services for residents of Lexington County who are destitute and unable to pay for needed hospitalization.

(8) To expend the proceeds derived from the charges made for the use of the services and facilities of the hospital for operation and maintenance thereof.

(9) To determine the fiscal year upon which the affairs of the board shall be conducted.

(10) To expend any funds received in any manner, including the proceeds derived from the issuance of bonds by Lexington County, to defray any costs incident to establishing, constructing, equipping and maintaining hospital facilities.

(11) To apply to the Federal Government and any other governmental agency for a grant of moneys to aid in the construction and equipment of any hospital and to accept any such grant.

(12) To accept private donations and public grants.

(13) To acquire and hold property, real and personal.

(14) To sell and convey or exchange property not required for its functions, provided that no real property shall be sold unless notice of intention to sell it, describing the property and specifying the terms of sale, shall have been published in a newspaper of general circulation in Lexington County not less than ten nor more than twenty days prior to any action by the board binding it to effect any such sale.

Nothing herein contained shall be construed to vest in the board any ownership of such hospital facilities, it being intended that such hospital facilities will be owned by Lexington County.

SECTION 4. Records and audit.—The board shall at all times keep full and accurate account of its actions and doings and of its receipts and expenditures, and at least once within four months, fol-

lowing the close of its fiscal year a complete audit of its affairs shall be made by a qualified public accountant. Copies of the audit shall be filed with the Clerk of Court for Lexington County and with the Secretary or Acting Secretary of the Lexington County Legislative Delegation to the General Assembly.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of February, 1967.

(R76, H1226)

No. 793

An Act To Authorize The County Board Of Commissioners Of Lexington County To Issue General Obligation Bonds Of The County, Not To Exceed Six Hundred Thousand Dollars, For The Construction Of State Highway Secondary Roads; To Provide That Such Roads Shall Be Constructed By The State Highway Department Pursuant To A Contract Of Reimbursement To Be Made Between The County Board Of Commissioners Of Lexington County And The State Highway Department; To Prescribe The Conditions Under Which Such Bonds Are To Be Issued And The Reimbursement Contract May Be Made; And To Provide For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that Section 65-1075 of the 1962 Code provides for the continuance of the so-called Farm-to-Market or State Secondary Highway Program for the period to end June 30, 1972, and for the method by which funds available for such purposes should be apportioned among the counties of the State.

Pursuant to such program, funds were made available for farm-to-market roads in Lexington County for the fiscal year ending June 30, 1967, in the amount of two hundred and ninety one thousand dollars, and it is to be reasonably anticipated that during each fiscal year throughout the period to end June 30, 1972, further substantial apportionments will be made.

In Lexington County it has been determined that an immediate need exists for further farm-to-market roads, and that the County

Board of Commissioners of Lexington County as established by Chapter 48, Title 14, Volume 3, of the 1962 Code, hereinafter called the "Board", should be empowered to raise not exceeding six hundred thousand dollars and to make such sum available to the State Highway Department which, in turn, should apply this sum to the construction of the most needed county roads in Lexington County, which have been transferred to and thus become a part of the State's Secondary Highway System (Farm-to-Market Roads).

SECTION 2. Bonds may be issued—conditions.—If a suitable agreement can be reached between the Board and the State Highway Department providing that the State Highway Department shall construct farm-to-market roads in Lexington County to an extent mutually agreed upon and divert moneys which would otherwise be expended in future years for farm-to-market roads in Lexington County, to the extent estimated to be necessary to meet the payment of the principal of the bonds herein authorized to issue general obligation bonds of Lexington County to the extent not to exceed six hundred thousand dollars.

SECTION 3. To be single issue.—The bonds authorized by this act shall be issued as a single issue.

SECTION 4. Maturity.—All bonds issued pursuant to this act shall mature in such annual series or installments as the Board shall provide, except that the first maturing bonds of any issue shall mature not more than two years from the date which they shall be issued; not less than ten per cent of any issue shall mature in any year; and no bond shall mature later than June 30, 1972.

SECTION 5. Redemption.—Any bond issued pursuant to this act may be issued with a provision for its redemption prior to its stated maturity at par and accrued interest, plus such redemption premium as may be prescribed by the Board, but no bond shall be redeemable before maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of such bonds, provision shall be made specifying the manner of call for redemption, if any, and the notice thereof that must be given.

SECTION 6. Negotiability.—The bonds issued pursuant to this act shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Lexington

County, upon such conditions as the Board may prescribe. Except when so registered, all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 7. Where payable.—The bonds issued pursuant to this act shall be made payable at such places, within or without the State, as the Board shall provide.

SECTION 8. Interest.—Bonds issued pursuant to this act shall bear interest at rates determined by the Board.

SECTION 9. Execution.—The bonds, and the coupons to be thereunto attached, shall be executed in such manner as the Board shall by resolution prescribe

SECTION 10. Sale.—Bonds issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina. Such published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 11. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of Lexington County shall be irrevocably pledged, and there shall be levied annually by the Auditor of Lexington County, and collected by the Treasurer of Lexington County, in the same manner as county taxes are levied and collected, a tax without limit, on all taxable property in Lexington County, sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor; *provided*, that the ad valorem tax levy shall be reduced to the extent that there has been deposited with the county treasurer moneys derived from the reimbursement agreement herein authorized, on the occasion in each year when the ad valorem tax levy is to be made, and in all instances where an annual tax levy is so reduced, the moneys derived from such reimbursement shall be applied to the payment of such principal and to no other purpose.

SECTION 12. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Section 65-4.1 of the 1962 Code.

SECTION 13. Proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Lexington County Treasurer, and shall be deposited in a bond account fund and shall be expended and made use of by the Board as follows:

(a) Any accrued interest shall be applied to the payment of the first installment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first installment of principal of such bonds.

(c) The remaining proceeds shall be first applied to the expenses incident to the issuance of the bonds, and so much as remains thereafter shall, within sixty days from date of receipt by the county therefor, be turned over to the State Highway Department and applied by it on farm-to-market roads in Lexington County.

SECTION 14. Reimbursement by Highway Department.—The State Highway Department is hereby authorized to reimburse Lexington County for all moneys turned over to the Highway Department by Lexington County pursuant to Section 13 (c) of this act. This reimbursement shall be made in annual installments, in amounts not exceeding the annual maturity principal on the bonds to be issued by Lexington County, out of the apportionment of funds accruing for construction in Lexington County under the State Highway Department's Farm-to-Market Construction program and by reason of the statute, if so much thereof shall accrue for such construction in Lexington County. The State Highway Department shall not be obligated to the repayment to Lexington County for any installment due under its reimbursement agreement unless sufficient amounts for such installments shall accrue to the credit of Lexington County under the State Farm-to-Market Construction Program. The State Highway Department shall not be required to pay any interest to Lexington County for funds turned over to the department pursuant to the provisions of this act. If, during any year hereafter, the apportionment to which farm-to-market construction in Lexington County is entitled exceeds the sum required to meet the annual installment of principal of the bonds in that year, then such excess shall be applied by the State Highway Department as if no reimbursement agreement had been entered into.

SECTION 15. Powers to be additional.—The powers and authorizations conferred upon the Board and the State Highway Department shall be in addition to all other powers and authorizations previously vested in them.

SECTION 16. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 23rd day of February, 1967.

(R116, H1344)

No. 794

An Act To Empower The County Board Of Commissioners Of Lexington County To Issue Not Exceeding One Million Nine Hundred Thousand Dollars Of General Obligation Bonds Of Lexington County; To Provide Hospital Facilities In Lexington County; To Prescribe The Terms And Conditions Under Which The Bonds May Be Issued And The Manner In Which Their Proceeds May Be Expended And To Make Provision For The Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—In accordance with the provisions of Act No. 1339 of the Acts of the General Assembly for the year 1966, as amended by Act No. 1346 of 1966, an election was held in Lexington County during the General Election on November 8, 1966 which resulted favorably to the construction of hospital facilities within Lexington County.

By legislation enacted at the current 1967 Session of the General Assembly the Lexington County Hospital Board of Trustees (the Hospital Board) has been established for the purpose of constructing, operating and maintaining such hospital facilities when constructed.

The General Assembly finds that a need exists in Lexington County for the construction of public hospital facilities and to that end has determined to authorize the County Board of Commissioners of Lexington County (the County Board) established by Article 2, Chapter 48, Title 14, South Carolina Code of Laws, 1962, to issue not exceeding one million nine hundred thousand dollars of General Obligation Bonds of Lexington County to obtain funds with which to defray the cost of constructing such hospital facilities.

SECTION 2. Bond issue authorized.—In order to provide public hospital facilities for Lexington County which shall be constructed, operated and maintained by the hospital board, the county board is hereby authorized and empowered to issue general obligation bonds

of Lexington County to the extent of not exceeding one million nine hundred thousand dollars or such lesser amount as shall on the occasion of the issuance of such bonds be within the applicable constitutional debt limitation of Lexington County.

SECTION 3. Issue.—Bonds issued pursuant to this act may be issued as a single issue or from time to time as several separate issues.

SECTION 4. Maturity.—Bonds issued pursuant to this act shall mature in such annual series or installments as the county board shall provide.

SECTION 5. Redemption.—Any bond issued pursuant to this act may be issued with a provision permitting its redemption prior to its stated maturity, at par and accrued interest, plus such redemption premium as may be prescribed by the county board, but no bond shall be redeemable prior to its stated maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of such bonds, provision shall be made specifying the manner of call and the notice thereof that must be given as to bonds made redeemable prior to their stated maturities.

SECTION 6. Negotiability.—Bonds issued pursuant to this act shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Lexington County, upon such conditions as the county board may prescribe. Except when so registered, all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instrument law.

SECTION 7. Where payable.—Bonds issued pursuant to this act shall be made payable at such place or places, within or without the State, as the county board shall provide.

SECTION 8. Interest.—Bonds issued pursuant to this act shall bear interest at the rate or rates approved by the county board.

SECTION 9. Denominations.—The bonds and the coupons to be thereunto attached shall be in such denomination and shall be executed in such manner as the county board shall by resolution prescribe.

SECTION 10. Sale.—Bonds issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their

respective deliveries. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina. Such published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 11. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of Lexington County shall be irrevocably pledged, and there shall be levied annually by the Auditor of Lexington County, and collected by the Treasurer of Lexington County, in the same manner as other county taxes are levied and collected, on all taxable property in Lexington County, a tax sufficient to pay the principal and interest of the bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 12. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax-exempt status prescribed by Section 65-4.1 of the 1962 Code.

SECTION 13. Proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Lexington County and shall be expended and disposed of as follows:

(a) Any accrued interest received shall be applied by the County Treasurer to the payment of the first installment of interest to become due on such bonds.

(b) Any premium shall be applied by the County Treasurer to the payment of the first installment of principal of such bonds.

(c) The remaining proceeds shall be expended upon the warrant or order of the hospital board for the following purposes:

(i) to defray the cost of issuing the bonds authorized by this act; and

(ii) To defray, together with other moneys available, including federal funds, the cost of providing public hospital facilities for Lexington County and to pay for any land acquisitions necessary therefor.

(d) If, after the final completion of the hospital board's program, the hospital board shall certify to the Treasurer of Lexington County that any remaining balance in the bond account is no longer needed for its program, then such balance shall be held by or delivered to

the county treasurer and used to effect the retirement of bonds then outstanding, which shall have been issued pursuant to this act.

(e) Pending any use of funds, it shall be lawful for the hospital board to cause the principal proceeds resulting from any sale of bonds to be invested in obligations of the United States, or any agency thereof, having a maturity of not more than two years from the date when such investments shall be made. In order to effect such investment the hospital board shall be empowered to withdraw from the treasurer the entire principal proceeds of any bonds that may be issued and to cause the same to be deposited with any corporate trustee who shall hold the same as trust funds to be invested in the manner that the hospital board shall direct within the limitations imposed by this paragraph.

SECTION 14. No further action required for issuance of bonds.

—No election is prescribed as a condition precedent to the issuance of bonds pursuant to this act, and no action other than that prescribed herein need be taken to effect the issuance of the bonds herein authorized, nor shall the county board be required to obtain the approval of any public agency to any action taken pursuant to the authorizations of this act.

SECTION 15. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 8th day of March, 1967.

(R277, H1627)

No. 795

An Act To Authorize The Board Of Trustees Of School District No. 5 Of Lexington And Richland Counties To Issue Not Exceeding One Million One Hundred Thousand Dollars Of General Obligation Bonds Of The School District For The Purposes Enumerated Herein; To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which The Proceeds May Be Expended And To Make Provision For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Findings of General Assembly.—The General Assembly takes note of the continued growth of the school population

of School District No. 5 of Lexington and Richland Counties and has, therefore, determined to empower the Board of Trustees of School District No. 5 of Lexington and Richland Counties (hereinafter called "the trustees") to provide additional public school facilities for the school district and to raise therefor the sum of one million one hundred thousand dollars through the sale of bonds authorized by this act. School facilities shall include portable classrooms, remodeling and renovation of present buildings, building sites, new construction and equipment.

SECTION 2. Bond issue authorized.—The trustees are hereby authorized to issue general obligation bonds of School District No. 5 of Lexington and Richland Counties, either as a single issue or from time to time as several separate issues, in the aggregate principal amount of one million one hundred thousand dollars or such amount as shall, on the occasion of the issuance of any bonds, be within the constitutional debt limitation applicable to the school district for the purposes set forth in Section 1.

SECTION 3. Maturity.—All bonds issued pursuant to this act shall mature in such annual series or instalments as the trustees shall provide for, except that the first maturing bonds of any issue shall mature not later than three years from the date as of which they shall be issued; not less than two per cent of any issue shall mature in any year; and no bond shall mature later than twenty-five years from the date as of which it shall be issued.

SECTION 4. Redemption.—Any bond issued pursuant to this act may be issued with a provision for its redemption prior to its stated maturity at par and accrued interest, plus such redemption premium as may be prescribed by the trustees, but no bond shall be redeemable before maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of the bonds provision shall be made specifying the manner of call and the notice thereof that must be given.

SECTION 5. Negotiability.—The bonds issued pursuant to this act shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Lexington County upon such conditions as the trustees may prescribe. Except when so registered, all bonds issued pursuant to this act shall have

all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 6. Where payable.—The bonds issued pursuant to this act shall be made payable at such places within or without the State as the trustees shall prescribe.

SECTION 7. Interest.—Bonds issued pursuant to this act shall bear interest at rates to be determined by the trustees.

SECTION 8. Execution.—The bonds and the coupons to be thereunto attached shall be executed in such manner as the trustees shall by resolution prescribe.

SECTION 9. Sale.—Bonds issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. All bonds authorized by this act shall be sold at public sale after public advertisement of the sale in a newspaper of general circulation in South Carolina. The published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 10. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of School District No. 5 of Lexington and Richland Counties shall be irrevocably pledged and there shall be levied annually by the Auditor of Lexington County and the Auditor of Richland County, and collected by the Treasurer of Lexington County and the Treasurer of Richland County, in the same manner as county taxes are levied and collected, a tax without limit on all taxable property in the school district sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking funds as may be necessary therefor. It shall be the duty of the Treasurer of Richland County to remit to the Treasurer of Lexington County from time to time, and as the same shall be collected, the taxes levied and collected in the Richland County portion of the school district who shall apply all sums so collected and the sums collected from the Lexington County portion of the school district to the payment of the principal and interest of the bonds as the same mature.

SECTION 11. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Section 65-4.1, Code of Laws of South Carolina, 1962.

SECTION 12. Proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Lexington County to be deposited in a Bond Account Fund for the school district and shall be expended and made use of by the trustees as follows:

(a) Any accrued interest shall be applied to the payment of the first instalment of interest to become due on the bonds.

(b) Any premium shall be applied to the payment of the first instalment of principal of the bonds.

(c) The remaining proceeds shall be used to defray the cost of issuing the bonds authorized hereby and to pay the cost of additional school facilities of the sort authorized by Section 1.

(d) If any balance remain it shall be held by the Treasurer of Lexington County in a special fund and used to effect the retirement of bonds authorized hereby.

SECTION 13. Powers to be additional.—The powers and authorization hereby conferred upon the trustees shall be in addition to all other powers and authorizations previously vested in the trustees.

SECTION 14. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of April, 1967.

(R442, H1823)

No. 796

An Act To Amend An Act Of 1967 Bearing Ratification No. 46, Relating To The Lexington County Hospital Board Of Trustees, So As To Give It The Power Of Eminent Domain.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 3 of Act 792 of 1967 amended—item (15) added—eminent domain.—Section 3 of an act of 1967, bearing Ratification No. 46, is amended by adding after item (14) the following so as to give the Lexington County Hospital Board of Trustees the power of eminent domain:

“(15) To exercise the power of eminent domain within the county for any corporate function. The power of eminent domain may be exercised through any procedure prescribed by Sections 25-101

through 25-140 and 33-121 through 33-148 of the 1962 Code, as now or hereafter constituted, it being the intent of this provision that further amendments and modifications of these Code provisions shall be deemed to amend and revise correspondingly the powers granted by this item."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of May, 1967.

(R732, H1897)

No. 797

An Act To Provide For The Levy Of Taxes For Ordinary County Purposes In Lexington County For The Fiscal Year Beginning July 1, 1967, And To Provide For The Expenditure Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. There is hereby levied from July 1, 1967, through June 30, 1968, a tax of twelve mills, or an additional amount if necessary, on all taxable property in Lexington County for county purposes which, together with all further sums available for such purposes, shall be used for the payment of the items hereinafter set forth; *provided*, that all salaries herein appropriated shall be paid in monthly installments, with the exception of the Welfare Board, and the total of such items, other than salaries, shall be expended only as so much be necessary.

Item 1. Administrative Department:

A. County Auditor :

1. County Auditor salary—Plus amount paid by State	\$ 3,069.00
2. Deputy Clerk to County Auditor	5,082.00
3. First Clerk to County Auditor	4,119.00
4. Second Clerk to County Auditor	3,638.00
5. Third Clerk to County Auditor	3,317.00
6. Fourth Clerk to County Auditor	3,120.00
8. Fifth Clerk to County Auditor	3,120.00

Provided, that the Auditor go to each town in the county for the purpose of taking tax assessments.

Provided, that the Auditor shall be paid ten cents per mile for actual mileage traveled in line of duty for the county.

B. Clerk of Court:

1. Clerk of Court, salary	7,875.00
2. Deputy Clerk of Court	5,323.00
3. First Clerk to Clerk of Court	3,766.00
3a. Court Deputy	4,000.00
4. Second Clerk to Clerk of Court	3,766.00
5. Third Clerk to Clerk of Court	3,766.00
6. Fourth Clerk to Clerk of Court	3,317.00
7. Fifth Clerk to Clerk of Court	3,120.00
8. Part-time clerical assistance	4,500.00

Provided, that the balance remaining in Item 8 from prior appropriations shall be carried forward to the 1967-1968 fiscal year and that that balance, plus the amount herein provided, shall be used for part-time clerical assistance.

C. County Treasurer:

1. County Treasurer, salary—Plus amount paid by State	3,069.00
2. Deputy County Treasurer	5,082.00
3. First Clerk to County Treasurer (tax)	4,119.00
4. Second Clerk to County Treasurer (fee)	4,119.00
5. Part-time clerical assistance	2,000.00
6. Third Clerk to County Treasurer	3,120.00

Provided, that any funds coming to the county to be distributed to the various towns shall be paid to the Miscellaneous Contingent Fund.

D. Board of Commissioners:

1. Commissioners' salaries, five at \$2,140.00	10,700.00
2. Clerk to County Commissioners, salary	4,087.00
3. Deputy Clerk to County Commissioners	3,120.00
4. Travel, County Commissioners, four at \$1,400-.00, Chairman at \$1,700.00	7,300.00

Provided, the present Chairman of the Board of Commissioners is hereby employed on a full-time basis with additional duties of daily contact with the office of the board of commissioners and preparation of roads for surfacing, and for such

service shall be paid an additional monthly compensation based on a yearly increase of \$3,860.00.

Item 2. Judicial Department:

A. Jurors, witnesses, and bailiffs\$ 35,000.00

Provided, that all court attaches, petit jurors and jurors of the court of general sessions and the court of common pleas shall be paid at the rate of ten dollars per diem; *provided*, further, that the court crier and chief bailiff shall be paid at the rate of fifteen dollars per diem. *Provided*, further, that all jurors shall be paid mileage at the rate of seven cents per mile in traveling to and from court.

Forms as set out below will be prepared and sent to jurors and be returned with reasons for not being able to serve in cases where this applies. RETURN OR MAIL THIS FORM TO THE CLERK OF COURT OF LEXINGTON COUNTY COMPLETED WITHIN TWENTY-FOUR HOURS, IF FOR ANY REASON YOU WISH TO BE EXCUSED.

Name

Address

Occupation

Sex Date of Birth.....

Have you ever been convicted of a felony?.....

Penalty

State clearly and briefly any reason you feel you should be Excused from jury duty.

.....

.....

*THIS DOES NOT EXCUSE YOU . . .
REPORT AS SUMMONED UNLESS YOU
RECEIVE FURTHER NOTICE.

* * *

*If you give health reasons you must include a doctor's statement.

*It shall be a misdemeanor to knowingly give a false statement on this form.

*DO NOT CONTACT anyone on the jury commission, or anyone assigned by the judge to make decisions on your reasons to be excused from jury duty . . . such contact may be considered a contempt of court.

*This form will remain on file for twelve months.

*It shall be a misdemeanor for any official to excuse a person whose name is drawn for jury duty except for specific reasons set out by the judge or statutes of S. C.

Health certificate from a doctor is required. The jury commissioners or other officers designated by the resident judge shall examine the sufficiency of the excuses.

B. Probate Court:

1. Probate Judge, salary	7,875.00
2. Deputy to Probate Judge	4,750.00
3. First Clerk to Probate Judge	3,424.00
4. Lunacy	500.00

Provided, that the salary of the Probate Judge shall be in lieu of all fees, which fees shall be paid to the general fund of the county. .

C. Juvenile-Domestic Relations Court:

1. Judge's salary	8,925.00
2. Probation Officer	6,550.00
3. Clerk-Stenographer	4,750.00
4. Clerk	3,120.00
5. Travel for Probation Officer	1,400.00

Provided, that the Judge of the Juvenile Domestic Relations Court is empowered to appoint a process server for the court and such person shall receive compensation in the amount of \$5.00 for each paper served for his services from the party who wished said papers served.

6. Process Server	300.00
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D. Salaries of Magistrates:

District No. 1	4,066.00
District No. 2	3,745.00
District No. 3	3,745.00
District No. 4	3,745.00

District No. 5	3,745.00
District No. 6	3,745.00

Provided, that during the week days each magistrate shall have regular office hours of a minimum of two hours per day and shall give public notice of such hours.

E. Salaries of Magistrates' Constables:

District No. 1, Salary	\$ 4,628.00	
Travel	900.00	\$ 5,528.00
District No. 2, Salary	4,628.00	
Travel	900.00	5,528.00
District No. 3, Salary	4,628.00	
Travel	900.00	5,528.00
District No. 4, Salary	4,628.00	
Travel	900.00	5,528.00
District No. 5, Salary	4,628.00	
Travel	900.00	5,528.00
District No. 6, Salary	4,628.00	
Travel	900.00	5,528.00

Provided, that the Constables shall be employed full time and be equipped with a car radio and shall police and patrol the district under the direction and control of the Sheriff's office when not otherwise engaged in official business attendant to the office of Magistrate.

Provided, further, that all Constables shall relieve the Sheriff's office for night duty under the direction and control of the Sheriff when called upon by the Sheriff to do so.

Provided, further, that all Magistrates' Constables, to be qualified to receive the salaries herein set forth, shall be qualified graduates of the South Carolina Law Enforcement Division School for Officers, and all Constables subsequently appointed must within one year after their appointment become graduates of the school for officers, and certificate of completion presented to the Board of Commissioners.

Provided, further, that travel, gasoline, uniforms and radio will not be provided to any Constable

who elected by July 1, 1967, not to meet the provisions set forth above, such election shall be in writing and submitted to the County Board of Commissioners not later than July 1, 1967.

Provided, further, any new Constable shall make the election upon appointment.

F. Coroner:

1. Coroner's salary	5,296.00
2. Coroner's travel	1,400.00
<i>Provided</i> , that all death certificates shall be signed by a competent medical doctor after the doctor has examined the body of the deceased, for which services the doctor shall receive a fee of not more than twenty-five dollars. This only applies to instances where the Coroner is called to investigate a death.	
3. Post Mortems, inquests, recorders and jury pay	1,200.00
4. Medical services	2,000.00
5. Deputy Coroner	268.00

Item 3. Law Enforcement:

A. Office of Sheriff:

1. Salary	\$ 7,875.00
2. Travel expense	1,400.00

B. Deputy Sheriffs:

1. Salary of Deputy Sheriffs, five at \$5,324.00 each per annum, one deputy at \$4,800.00, one chief deputy at \$5,565.00, one chief investigator at \$5,565.00, and two sergeants at \$5,423.00 each	53,396.00
2. Travel expense, ten at \$1,400.00 per annum ..	14,000.00
3. Process Server, salary	5,323.00
4. Process Server, travel	1,400.00
5. (a) Purchase of gasoline and oil	14,500.00
(b) Service of radio agreement	3,000.00
(c) Repairs to radio	2,000.00
6. Uniforms for Deputy Sheriffs, Jailors and Constables only. Balance to be carried over from season to season	4,795.00

Provided, that the Chief Deputy so designated by the Sheriff shall have full authority to act for and in behalf of the Sheriff in the absence of the Sheriff and shall be acting as agent of the Sheriff.

Provided, further, that sums herein appropriated for travel expenses for the Sheriff and his Deputies shall be the only sum paid to the Sheriff and his Deputies for travel expenses in criminal matters, and they shall not receive extra pay for the transferring or transporting of prisoners and insane persons, the same being in the regular line of duty.

Provided, further, to be eligible to receive the salaries herein provided, all Deputy Sheriffs must within one year after appointment be graduated from the Law Enforcement School for Officers.

Provided, further, that when any vacancy exists the salary herein appropriated shall revert to the Contingency Fund and any new deputy shall begin at a salary of \$4,800.00.

Provided, that the expenditures made under this provision shall not exceed one-half by January 1, 1968, and not exceed the remainder during the fiscal year. Any claims forwarded contrary to this proviso shall be sent to the bonding company and the foreman of the grand jury by the clerk of the board of commissioners.

C. Jail:

1. Jail expenses	\$ 20,000.00
2. Jailor	3,745.00
3. Jailor	3,531.00
4. Jailor	3,531.00
5. Clerk to Sheriff's Department	3,120.00

D. Office of Tax Collector:

1. Salary of Deputy Tax Collector	4,200.00
2. Clerk to Tax Collector	3,120.00

Item 4. Public Works, Roads, and Bridges:

A. District salaries of employees and maintenance expenses:

District No. 1	69,000.00
District No. 2	60,000.00
District No. 3	60,000.00
District No. 4	34,000.00

Provided, that employees of the various districts shall have an increase of seven per cent out of the money herein appropriated.

B. Depreciation reserve for purchase of new machinery 50,000.00

Provided, that all new machinery be bought through the State Purchasing Division or advertised for bids, including gas and oil.

C. County Sanitation 15,000.00

Provided, that Item A shall be expended only upon approval of a majority of the Board of Commissioners.

Provided, further, that Item B shall be expended only for needed machinery and only upon approval in writing of a majority of the County Board of Commissioners in meeting assembled and any balance remaining shall be carried forward to the next fiscal year.

Provided, further, that the Board of Commissioners shall be responsible for furnishing labor for janitorial services for the county courthouse and Memorial Office Building.

Provided, further, that the Commissioners shall not expend or obligate to expend more than one-half of the amounts herein appropriated prior to January 1, 1968, and no more than the balance of the appropriation prior to June 30, 1968, and any claim presented for purchase or indebtedness contrary to this provision the clerk of the Board of Commissioners shall forward to the foreman of the Grand Jury for action and the company underwriting the bonds.

Provided, further, that all expenditures that require approval of the Commissioners and pertaining to the respective districts shall be made in official meetings, except the purchases which are under \$100.00.

Item 5. Social Welfare:

- | | |
|---|-----------|
| A. Supplemental salary for members of the Lexington County Public Welfare Board, to be paid semiannually | \$ 900.00 |
| <i>Provided</i> , that the members of the board shall be paid semiannually. | |
| B. Approved emergency and charity relief | 40,000.00 |
| <i>Provided</i> , that claims for the care of medically indigent persons by eleemosynary institutions shall be equitably discharged from the amount above appropriated. | |
| C. Payment on Rest Home at \$1,000.00 per month | 12,000.00 |
| D. Lexington County Health Department | 70,000.00 |

Item 6. Courthouse and Offices:

- | | |
|--|-------------|
| A. Insurance (public buildings) | \$ 3,600.00 |
| B. Telephone | 10,000.00 |
| C. Water, lights and fuel | 15,000.00 |
| D. Maintenance Engineer and Purchasing Agent .. | 6,380.00 |
| 1. Travel expense | 500.00 |
| 2. Clerk to Purchasing Agent | 3,320.00 |
| 3. Cleaning and toilet supplies | 5,500.00 |
| 4. Buildings: | |
| (a) Permanent improvements | 5,000.00 |
| (b) Repairs and maintenance | 3,500.00 |
| (c) Preventive maintenance expenses,
Memorial Building | 700.00 |
| 5. Equipment repairs and maintenance | 1,000.00 |
| 6. New equipment (office) | 5,500.00 |
| (a) Machine service contracts | 1,800.00 |
| E. Premium on bonds for county officials | 2,500.00 |
| F. Workmen's Compensation Insurance (not to be spent if paid for by State) | 3,100.00 |
| G. Printing, stamps, and stationery for county offices .. | 40,000.00 |
| H. Janitor of County Health Centers | 2,912.00 |

1. Travel to Health Centers, to be paid monthly ..	600.00
I. Board of Equalization	3,000.00
<i>Provided</i> , that this shall be expended only upon approval of a majority of the Legislative Delegation.	
J. Board of Registration	3,000.00
<i>Provided</i> , that no more than one-fourth of the amount appropriated shall be expended without approval of a majority of the Legislative Delegation.	
K. Supplemental salary to County Agent	396.00
1. Salary to Assistant County Agent	330.00
2. Salary to Associate County Agent	396.00
3. Clerk to County Agent, supplement	660.00
L. Supplemental salary to Home Demonstration Agent	396.00
1. Clerk to Demonstration Agent	660.00
M. Secretary to County Service Officer	3,531.00
N. Travel for Service Officer	1,000.00
O. County supplement, County Service Officer ...	600.00
P. Lexington County Civil Defense Agency	12,500.00
Q. Circuit Judge—Secretary's salary	3,120.00
The secretary shall work only for the Judge at this salary.	
R. Contingency Salary Fund	13,500.00
School Patrol Officers	
Relief Jailors	
Delegation Secretary	
Other part-time employees	
Item 7. County Board of Education:	
There shall be paid through the office of the County Superintendent of Education the following:	
A. Salary and travel for County Board of Education	\$ 1,500.00
B. Supplemental salary, Superintendent of Education, plus amount paid by State	1,867.00
1. Travel for Superintendent of Education	225.00
C. Deputy to Superintendent of Education	5,082.00
1. First Clerk to Superintendent of Education	3,320.00

D. Supplement, School Lunch Fund	2,845.00
E. Circulating Library Fund	54,546.00
F. Furnishings for County Circulating Library ...	15,000.00
Item 8. County Attorney	1,926.00
<i>Provided</i> , that the County Attorney shall be elected by a majority vote of the County Delegation of Lexington County and he shall be paid a retainer's fee of one hundred sixty-five dollars per month out of the above appropriation and by being so retained he shall be available to any and all county officials at any time they need his legal advice.	
<i>Provided</i> , however, for extra work done, such as preparing pleadings, making appearances in court and trying cases, he shall be paid additional fees for such extra services in line with fees charged by members of the Bar Association of Lexington County for similar services.	
Item 9. Miscellaneous:	
A. Miscellaneous Contingent	\$165,000.00
<i>Provided</i> , that any claims or items payable from the miscellaneous contingent fund herein appropriated shall be approved by a majority of the county legislative delegation, and, upon such approval, the Board of Commissioners and the clerk of the board are hereby authorized to issue vouchers for same; <i>provided</i> , however, that a sum not exceeding eight thousand dollars in the aggregate amount of the appropriation herein made may be expended upon the approval of a majority of the members of the Board of County Commissioners; <i>provided</i> , further, that from this amount may be paid the actual expenses incurred for the apprehension and return of escaped prisoners from Lexington County, or any other suspect of a criminal nature from without the boundaries of the State of South Carolina, which return has been approved by the Board of County Commissioners.	
B. 4-H Boys' Club	150.00

C. 4-H Girls' Club	150.00
D. Women's Home Demonstration Camp	75.00
E. Demonstration supplies for Home Agent	150.00
F. Demonstration supplies for County Agent	100.00
G. Batesburg-Leesville National Guard Unit	1,000.00
H. West Columbia National Guard Unit	1,000.00
I. Lexington National Guard Unit	1,000.00
J. Lexington County Supervisors, Lexington Soil Conservation District, Lexington County	500.00
1. Soil and Water Conservation Assistance	1,200.00
K. West Columbia Rescue Squad	300.00
L. Swansea Rescue Squad	300.00
M. Leesville Rescue Squad	300.00
N. Batesburg Rescue Squad	300.00
O. American Legion Junior Baseball Program ..	500.00
P. West Columbia-Cayce, Lexington and Bates- burg-Leesville Chamber of Commerce @ \$850.00 each	2,550.00
Q. Cooperative Breeders' Association	2,400.00
R. Aid to Mental Health	5,000.00
S. Hearing and Speech Clinic	1,000.00
T. Rehabilitation	1,200.00
U. Election Commission	2,000.00
V. Lexington County Planning and Development Board	5,000.00
W. The Industrial Development Commission of the Greater Columbia Chamber of Commerce	15,000.00
TOTAL	<u>\$1,260,654.00</u>

SECTION 2. All salaries as fixed in this act shall be in lieu of any and all fees or commissions from any source for services performed during the hours the courthouse is open, and the acceptance of the same by any county official or employee shall cause the salary of the county official or employee to be reduced accordingly. This shall not apply to part-time employees. *Provided*, however, that the magistrates and magistrates' constables shall have the right to charge the legal rate for their services in all civil matters and retain such fees, which charges shall be collected from the parties to the civil matters.

SECTION 3. Funds appropriated herein shall be expended according to the following provisos:

(a) The legislative delegation shall have the authority to authorize an audit of Lexington County affairs when it deems advisable, and the county commissioners and county treasurer shall pay for the same from any county ordinary fund on hand in an amount to be determined by the delegation. *Provided*, that the firm charged with the duty of auditing the books of Lexington County is hereby charged with the duty of reporting any discrepancy or failure to fulfill the laws hereby set forth and the general laws of South Carolina. Any firm failing in this provision shall not be considered for auditing the books.

(b) The withholding tax and insurance premiums collected through the county commissioner's office, including county officials and employees, may be paid by the commissioners from ordinary county funds; *provided*, this amount shall be equivalent to the withholding tax and insurance premiums deducted from the salary of each official and employee of the county.

(c) The county commissioners are hereby required to keep a separate account covering the various items of the appropriations act and not to exceed in expenditure the amount herein provided for each item; and for any excess allowed or permitted, such officers shall be held liable on their official bond. It shall be unlawful for any county commissioner or other officer of the county government to purchase, bargain for or contract for any materials or services which would create a deficit in any item or provision hereof within the time covered by this act. Bonds for commissioners and law enforcement officers shall be raised to ten thousand dollars.

(d) The clerk of the county board of commissioners shall make quarterly statements of expenditures and balances of the different items and send a statement to each member of the board of commissioners and to each member of the legislative delegation.

(e) The county treasurer is hereby authorized and directed to publish in a county newspaper a statement reflecting the financial condition of Lexington County as of December 31, 1967, and June 30, 1968, and records shall be available for public inspection.

(f) The county treasurer and county board of commissioners are hereby authorized to borrow a sum of money not to exceed one hundred fifty thousand dollars, if so much be necessary, to meet the appropriations herein made should such be necessary for lack

of funds arising from revenue now in sight. The same shall be borrowed at the best obtainable rate and terms.

SECTION 4. All appropriations herein made are subject to the right and authority of the legislative delegation to alter, increase, deduct therefrom or transfer funds from one account to another at any time without notice when, in its judgment, such alterations, increases, deductions or transfers are necessary for the best interests of the county and to conform with the revenue expected during the life of this act. All funds provided for herein which are not expended by June 30, 1968, shall revert to the county ordinary account.

SECTION 5. All county public buildings shall be under the control and custody of the Lexington County Board of Commissioners. Salaries of all chain gang employees shall be under the control of of the Lexington County Board of Commissioners.

SECTION 6. The Lexington County Board of Commissioners is hereby authorized and directed to pay out of the ordinary county funds of Lexington County a sufficient sum to match other available funds for the retirement of all county officials or employees as is now provided by law under the Retirement Act and the Social Security Act.

SECTION 7. In the event of the death or resignation of any county official, or the death, resignation or discharge of any county employee, the appropriations herein made to that particular county official as salary or to that particular county employee as salary shall, immediately upon such death, resignation or discharge, be transferred to the miscellaneous contingent fund and a new salary schedule shall be provided from the miscellaneous contingent fund, as set by the legislative delegation or the commissioners.

In case of vacancy, persons from the staff, if qualified, shall be promoted to fill the position. The beginning salary will be \$3,120.00 unless prior approval is given in writing by the County Board of Commissioners.

SECTION 8. The county purchasing agent shall be responsible for the purchase of all items as needed and necessary for the operation of county business. All items purchased by funds appropriated hereunder shall first be requisitioned by the several departments from the county purchasing agent on the forms to be supplied to the several departments by the county purchasing agent.

(b) Purchases for all county agencies and subdivisions, except food for prisoners and contractual services, shall be made through the county purchasing agent, which agent shall, where feasible, utilize all items available through the State Purchasing Agent on State bid prices. Any department head failing to comply with this provision shall be held responsible for the payment of any unauthorized purchase. Any vouchers or invoices for payment of purchase not in keeping with this action shall be forwarded by the clerk of the County Board of Commissioners to the foreman of the grand jury and the company furnishing bonds. The county purchasing agent shall keep a record of requisitions and bids for a period of two years for inspection by the auditors or grand jury.

(c) No expenditure in excess of one hundred dollars for the purchase of any equipment, materials or supplies shall be made, unless through regular contractual services, unless first let by sealed bid (except parts needed for repairing equipment), and all things being equal, the purchase shall be made from the person, firm or corporation submitting the low bid. *Provided*, that in all cases wherein the aggregate cost of any items purchased is more than five hundred dollars, advertisements shall be run in the county paper. These advertisements shall be kept on file for a period of eighteen months, along with competitive bids. *Provided*, further, that all things being equal, all purchases for and in behalf of the county shall be made from Lexington County firms and businesses.

(d) All fuel supplies used by the various departments shall be purchased, whenever possible, on a bid basis.

It shall be required that, when oil and gasoline are used from the county tanks, a ticket shall be made and signed by the recipient, dated, identifying vehicle by license number, and filed with the purchasing agent.

(e) The purchasing agent is authorized upon request of the mayor and council of any corporate municipality to purchase any items through the county at the lowest bid price which will be paid by the county and reimbursed to the county by the municipality. Any funds so used and reimbursed shall revert to the account from which it originally came.

SECTION 9. The Juvenile and Domestic Relations Court of Lexington County shall charge three per cent of all monies collected and disbursed by the court, to be accounted and deposited with the Lexington County Treasurer monthly.

SECTION 10. The Lexington County Auditor is authorized from year to year to assess the necessary millage on all taxable property in Lexington County for the purpose of establishing a note retirement account and the millage so determined shall be set aside for retirement of note indebtedness on an annual basis.

SECTION 11. It is hereby provided that, upon a written request of seventy-five per cent of the combined elected municipal officials and school trustees of a school district being filed with the auditor of the county requesting a tax reassessment program for that district, the auditor shall, with the approval of a majority of the legislative delegation, secure the services of a competent firm and proceed to reassess in that district. *Provided*, that upon such action being requested by four of the school districts, the auditor may automatically order a reassessment to include the fifth district so that the entire county shall come under this program.

SECTION 12. *Provided*, that in no building maintained under this act shall there be any collection of funds for political purposes nor shall any building establishment or vehicle for which funds are appropriated be used to display or distribute any campaign materials whatsoever.

SECTION 13. This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R810, H2167)

No. 798

An Act To Amend An Act Of 1967, Bearing Ratification No. 46, As Amended, Relating To The Lexington County Hospital Board Of Trustees, So As To Specifically Include In The Grant Of The Power Of Eminent Domain The Right To Condemn Land On Which Cemeteries Are Located.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Act No. 792 of 1967 amended—**eminent domain for cemetery property for Lexington Hospital trustees.**—Item (15) of Section 3 of an act of 1967, bearing Ratification No. 46, as added by an act of 1967 bearing Ratification No. 442, is amended

by adding at the end thereof the following so as to specifically include in the grant of the power of eminent domain the right to condemn land on which cemeteries are located: "Specifically included in the grant of the exercise of the power of eminent domain is the right to condemn land on which cemeteries are located".

The item when amended shall read:

"(15) To exercise the power of eminent domain within the county for any corporate function. The power of eminent domain may be exercised through any procedure prescribed by Sections 25-101 through 25-140 and 33-121 through 33-148 of the 1962 Code, as now or hereafter constituted, it being the intent of this provision that further amendments and modifications of these Code provisions shall be deemed to amend and revise correspondingly the powers granted by this item. Specifically included in the grant of the exercise of the power of eminent domain is the right to condemn land on which cemeteries are located."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R4, H1014)

No. 799

An Act To Transfer The Sum Of Twenty-five Thousand Dollars From The General Fund Of McCormick County To The Contingent Fund.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. McCormick County may transfer funds.—The Treasurer of McCormick County shall transfer twenty-five thousand dollars from the general fund of the county to the county contingent fund.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of January, 1967.

(R71, S167)

No. 800**An Act To Remove A Portion Of Two Roads In McCormick County From The State Highway System.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Portions of roads in McCormick County closed.—That portion of Road S-181 running from Road S-97 to Road S-97 by Mims High School 0.27 miles in length and that portion of Road S-238, the drive at Mims Grammar School, from Road S-131 0.06 miles in length, both in the Town of McCormick in McCormick County are hereby removed from the State Highway System and declared to be closed to the traveling public.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 23rd day of February, 1967.

(R373, H1774)

No. 801**An Act To Authorize The Transfer Of Twenty-Five Thousand Dollars From The General Fund Of McCormick County To The Account Of School District No. 4 Of McCormick County.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. McCormick County may transfer funds.—The Treasurer of McCormick County is hereby authorized to transfer twenty-five thousand dollars from the general fund of the county to the account of McCormick County School District No. 4 for school purposes.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1967.

(R712, H2079)

No. 802**An Act To Authorize The Secretary Of State To Restore The Charter Of McCormick Wood Products, Inc.**

Whereas, the General Assembly, pursuant to the requirements of the Constitution of South Carolina, 1895, Article IX, Section 2, approved the introduction of a Bill authorizing the Secretary of State to restore the charter of McCormick Wood Products, Inc. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Charter restoration—McCormick Wood Products, Inc.—Authority is hereby granted to the Secretary of State to restore the charter of McCormick Wood Products, Inc., upon the payment to the South Carolina Tax Commission of such taxes, penalties and interest as the commission shall find to be due. The Secretary of State shall notify the clerk of court of the county in which the original charter was granted of the reinstatement of the forfeited charter and the clerk of court shall note the reinstatement upon the record of the original charter.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R737, H2059)

No. 803**An Act To Provide For The Levy Of Taxes For Ordinary County Purposes For McCormick County For The Fiscal Year Beginning July 1, 1967, And Ending June 30, 1968, And Providing For The Expenditure Thereof.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The following appropriations are made for McCormick County for a period of one year, beginning July 1, 1967 and ending June 30, 1968.

Item A. (1) For the construction and maintenance of county roads, bridges, dieting, clothing and maintenance of chain gang prisoners. Also salary for three overseers or guards\$ 38,000.00

Provided, that the Supervisor or County Board of Commissioners shall employ no other help than provided for herein unless authorized by the McCormick County Legislative Delegation.

(2) Office Clerk	3,360.00
(3) Purchase of Truck	2,000.00

Total Item A	\$ 43,360.00
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Item B. Salaries:

(1) Clerk of Court	\$ 5,725.00
(2) Clerk to Clerk of Court	3,360.00
(3) Treasurer	1,050.00
(4) Clerk to Treasurer	3,360.00
(5) Auditor	1,050.00
(6) Clerk to Auditor (12 months)	3,360.00
(7) Coroner	600.00
(8) Coroner—Travel Expense	240.00
(9) Two County Commissioners at \$600.00 each ..	1,200.00
(10) Judge of Probate	2,520.00
(11) County Attorney	600.00
(12) Magistrate at McCormick	3,000.00
(13) Magistrate at Willington	1,000.00
(14) Magistrate at Parksville	1,000.00
(15) Delegation Secretary, half-time, who shall assist such other officials as directed by the County Delegation	1,680.00
(16) Sheriff, salary	6,250.00
(17) Clerk to Judge of Probate	240.00
(18) Clerk to Coroner	240.00
(19) Two Deputy Sheriffs' Salary at \$4,180.00 each ..	9,360.00
(20) Two Deputy Sheriffs' Expense Fund at \$750.00 each	1,500.00
(21) Two Deputy Sheriffs' Uniform Allowance at \$250.00 each	500.00

Provided, the amount is to be paid in equal monthly payments without the necessity of itemizing the same.

(22) Night Jailer, who shall be a deputy sheriff	2,914.00
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Provided, that the sheriff or his deputies shall serve warrants for the county magistrates and

one of the deputies, to be designated by the sheriff, shall also serve as magistrates' constable.

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|---|----------|
| (23) Travel expenses, meals when out of town on county business and maintenance of automobiles for sheriff's office, if so much be necessary | 3,500.00 |
| (24) Supervisor, salary and expense account, the amount to be paid in equal monthly payments without the necessity of itemizing same | 5,725.00 |
| (25) Tax Collector | 1,500.00 |
| (26) Tax Collector's expenses, who shall furnish his own car, to be paid in equal monthly payments | 1,800.00 |
| (27) Janitorial Service | 3,970.00 |
| <i>Provided</i> , the janitors or janitor and maid shall be selected and supervised by the custodian of the county courthouse and custodian of the county office building. <i>Provided</i> , further, however, if they are unable to select such help, the county board of commissioners shall make such selection or selections. | |
| (28) Food Stamp Clerk (Full Time) | 3,360.00 |
| <i>Provided</i> , this salary shall be paid only so long as the Food Stamp Program is in effect for McCormick County. | |

Total Item B \$ 70,604.00

Item C. County:

County Board of Equalization	\$ 1,000.00
Vital Statistics	100.00

Total Item C \$ 1,100.00

Item D. Jail Expenses:

To include only the dieting of prisoners at \$1.50 per day, electric current and repairs, if so much be necessary \$ 1,800.00

Provided, records of prisoners' entrance and release shall be kept and such records shall be subject to annual audit.

Total Item D \$ 1,800.00

Item E.	Jurors and witnesses and court expenses: <i>Provided</i> , that grand jurors and petit jurors, bailiffs and jury boy shall be paid at the rate of ten dollars per day and mileage. <i>Provided</i> , further, that magistrates' and coroner's jurors shall be paid at the rate of two dollars and fifty cents per day upon the authorization of the magistrate or coroner	\$ 4,000.00
	<i>Provided</i> , further, the taking of testimony in magistrate's court shall be paid from this fund upon the authorization of the magistrate.	
	Total Item E	\$ 4,000.00
Item F.	Medical Services to prisoners, post mortems, inquests, autopsies and lunacies, if so much be necessary	\$ 1,500.00
	Total Item F	\$ 1,500.00
Item G.	Public buildings, including lights, fuel, water, telephones, including residence phones of Sheriff and Deputies (2), repairs and other necessary supplies, other than constructing new public buildings which shall be approved by and paid from such account as the McCormick County Legislative Delegation shall designate	\$ 13,000.00
	Total Item G	\$ 13,000.00
Item H.	Printing, postage, stationery and office supplies	\$ 4,000.00
	Total Item H	\$ 4,000.00
Item I.	Annual Audit to county books from June 30, 1966, to July 1, 1967, if so much be necessary ..	\$ 800.00
	Total Item I	\$ 800.00
Item J.	Premiums on officers' bonds, workmen's compensation premiums and insurance on county vehicles, when such premiums are certified to and in order, if so much be necessary	\$ 4,000.00
	Total Item J	\$ 4,000.00

Item K. Miscellaneous Contingent Fund:

To be expended only in case of emergency and
only then upon the written approval of the Mc-
Cormick County Legislative Delegation\$ 25,000.00

Total Item K\$ 25,000.00

Item L. County Health Unit, if so much be necessary ..\$ 4,000.00

Total Item L\$ 4,000.00

Item M. Public Welfare\$ 10,000.00

Provided, such funds shall be kept separate to
facilitate annual audit. The amount appropriated
shall include the county's share of the cost of
the Food Stamp Program.

Total Item M\$ 10,000.00

Item N. Library Board\$ 1,500.00

Provided, that this sum shall be paid upon the
authorization of the secretary-treasurer of the
library board.

Total Item N\$ 1,500.00

Item O. Police Insurance\$ 2,000.00

Total Item O\$ 2,000.00

Item P. Retirement (County's part)\$ 3,800.00

Total Item P\$ 3,800.00

Item Q. Social Security (County's part)\$ 3,600.00

Total Item Q\$ 3,600.00

Item R. National Guard\$ 1,500.00

Total Item R\$ 1,500.00

Item S. Soil Conservation\$ 300.00

Total Item S\$ 300.00

Item T. County Board of Education\$ 2,500.00

Total Item T\$ 2,500.00

Item U. County Service Officer salary and expense fund	\$ 4,820.00
County Service Officer Office Expense, to be paid monthly	360.00
Total Item U	\$ 5,180.00
Item V. Special Accounts:	
(1) McCormick County Development Board	\$ 10,000.00
(2) Farm Agent Account	75.00
(3) Home Agent Account	50.00
(4) Clerk to Home Agent Account	300.00
(5) Custodian at County Office Building	435.00
(6) Custodian at Courthouse	435.00
(7) McCormick County FFA Chapter	100.00
(8) Mental Health Program	2,000.00
(9) McCormick Fire Warden, Expenses, to be paid monthly	360.00
(10) Technical Education Program, if so much be necessary	3,000.00
(11) Clerk to County Board of Registration (who shall be paid at the rate of \$12.50 per day), if so much be necessary	500.00
(12) Firemen for out-of-town calls @ \$5.00 per call	500.00
(13) Contribution to Town of McCormick for fire control equipment	3,650.00
Total Item V	\$ 21,405.00
GRAND TOTAL	\$224,949.00
Less revenue other than taxes:	
U. S. Forest Service	\$ 40,000.00
Gas Tax	40,000.00
Other Revenues	121,159.30
Total Estimated Revenue	\$201,159.30
Amount to be raised by taxes	\$ 23,789.70

SECTION 1A. Should the estimated revenue be insufficient to meet the appropriations hereinabove made, the county treasurer shall transfer from the general fund of the county a sufficient amount to take care of any deficit.

SECTION 2. The various sums herein appropriated shall be used only for the purpose for which they are specifically appropriated and for no other. *Provided*, that transfers from one appropriation to another may be made upon the written approval of the McCormick County Legislative Delegation. It shall be unlawful for any officers of the county to exceed any appropriation or to contract any obligation of indebtedness in excess of any appropriation herein provided for except upon the written authority of the McCormick County Legislative Delegation and obligations incurred without the written authority shall not be binding upon McCormick County. Any officer violating the provisions of this section may be removed from office by the Governor, upon the recommendation of the McCormick County Legislative Delegation, and his bond shall be liable for any expenditure or any debt incurred in excess of such appropriation should it be determined that the county is liable therefor.

SECTION 3. The Supervisor shall file an itemized statement of all expenditures for the previous month with the Clerk of Court and an itemized statement of all expenditures shall be published quarterly in the County Gazette, and the same shall become a public record. The County Board of Commissioners is hereby required to deliver to the County Treasurer at the conclusion of the year 1967 an itemized sworn statement of all unexpended balances from the various items hereinabove appropriated, which statement shall be filed by the Treasurer with the Clerk of Court and become a public record. The County Supervisor is hereby required to keep a separate account of all funds expended from the various sums appropriated for county purpose and shall issue no warrant in excess of such appropriations. *Provided*, that the County Commissioners shall have equal authority in county matters with the Supervisor.

SECTION 4. The Auditor and Treasurer are hereby authorized and required to levy and collect a sufficient tax, as provided by law, to raise sufficient money to meet and pay the amount appropriated by law for McCormick County for the year 1967. No money shall be spent otherwise than herein specifically authorized and none of the items shall be enlarged upon or construed as suggestive or directory, but are mandatory.

SECTION 5. No money shall be borrowed by the County nor interest paid on same for longer periods than the collection of taxes

sufficient to pay the same makes it necessary, and no note in excess of the sum provided by law shall be made by the County Commissioners except when upon the written authority of the McCormick County Legislative Delegation, which shall be filed with the Clerk of Court.

SECTION 6. The McCormick County Legislative Delegation is hereby authorized and empowered to pay to the members of the Forestry Committee or any other members of a committee authorized by legislation, meeting during the year 1967, the sum of five dollars per day from the contingent fund under Item K. *Provided*, however, that none of the committee shall be paid for more than twelve meetings during the fiscal year 1967-1968.

SECTION 7. The County Board of Commissioners is hereby authorized and empowered to appoint a practicing attorney as county attorney who shall render legal advice to any county officer of McCormick County when so requested by such officer regarding official matters pertaining to any duty of any officer of McCormick County, or as to the law pertaining to any matter connected with the administration of such office.

SECTION 8. The McCormick County Legislative Delegation may, at any time, order the discontinuance and storage of any motor car or other equipment owned or hereafter to be owned by McCormick County. *Provided*, that no equipment owned by McCormick County shall be used for anything but county or public purposes.

SECTION 9. No property owned by McCormick County shall be sold, rented or leased unless the approval of the McCormick County Legislative Delegation shall be first secured.

SECTION 10. Unless otherwise specifically authorized herein, no bill or claim against McCormick County shall be approved or paid unless the same is fully itemized and carries the same number as the county voucher.

SECTION 11. No officer of McCormick County shall charge or collect any money for an expense account except as herein provided.

SECTION 12. Any officer or employee of McCormick County who disregards the provisions of this act shall be guilty of misconduct in office and subject to removal in addition to the punishment now provided by law.

SECTION 13. Offices of McCormick County officials shall remain open from 9:00 A.M. until 5:00 P.M. daily (except Sundays and legal holidays) except on Saturday when the hours shall be 9:00 A.M. to 12:00 noon.

SECTION 14. For the year 1967 the Supervisor shall employ such help as necessary, other than that herein provided for, upon the written approval of the McCormick County Legislative Delegation.

SECTION 15. Immediately upon receiving tax duplicates from the county auditor, the county treasurer shall cause to be mailed to each taxpayer listed thereon, whose post office address is available, a written or printed notice stating thereon the amount of taxes assessed against the taxpayer for the current year, with such other information as the county treasurer may deem desirable. This service to the taxpayer being gratuitous, no obligation shall rest upon the county or State, or county treasurer, for any failure or mistake on the part of the county treasurer in giving or failing to give the notice.

SECTION 16. From the county board of education fund herein appropriated, all members of the county board, except the superintendent of education, shall be paid five dollars per day for each day in attendance upon meetings of the county board and mileage from the homes of the members each way at the rate of seven cents per mile. *Provided*, that the county board of education is hereby authorized to pay from this appropriation any clerical help or mileage necessary for the office of the Superintendent of Education as may be deemed necessary by the county board.

SECTION 17. Custodian of the McCormick County Office Building and Courthouse and grounds shall be designated by the McCormick County Legislative Delegation and shall approve all claims for cleaning and maintenance supplies necessary for the operation of the county office building and courthouse.

SECTION 18. The county auditor shall levy and the county treasurer shall collect a tax for the fiscal year 1967-1968 of twenty-three mills for school purposes. The District Board of Trustees shall present to the County Board of Education a proposed budget for the fiscal year 1968-1969 on or before March 1, 1968, and by April 1, 1968, the County Board of Education shall approve, decrease or increase the budget as it may deem necessary. The District Board of Trustees may, with the approval of the County Board of Education, spend

such other necessary funds as are available for school purposes with the written approval of the County Board of Education.

SECTION 19. Any surplus funds of McCormick County shall be invested by the County Treasurer upon written approval of the McCormick County Legislative Delegation.

SECTION 20. The term "McCormick County Legislative Delegation" as used herein shall mean the county representative, South Carolina General Assembly, and such Senator of the Senatorial District wherein McCormick County is situate who actually resides in McCormick County.

SECTION 21. The McCormick County Legislative Delegation may transfer funds from the county general fund to any other county fund or account or school fund without further enabling acts.

SECTION 22. This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R368, H1752)

No. 804

An Act To Authorize Marion County To Borrow Not Exceeding Four Hundred Thousand Dollars For General County Purposes And To Provide For Payment Of The Loan.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Marion County may borrow money.—The Marion County Board of Commissioners is hereby authorized to borrow, for general county purposes, not exceeding four hundred thousand dollars from the Division of General Services, or any other lending agency, under such terms and conditions as may be agreed upon by the board and the lending agency. The indebtedness shall be evidenced by notes signed by the chairman of the board and the county treasurer.

SECTION 2. Payment.—For payment of the indebtedness, the full faith, credit and taxing power of the county are irrevocably pledged and the county auditor and county treasurer are directed to levy and collect annually a sum sufficient to pay the principal and interest

thereon. In the event the county may receive or have on hand any funds not otherwise pledged or designated for a particular use, such funds may be used for payment of the loan and interest thereon. Should the monies be borrowed from the Division of General Services and should there be default in any payment, the State Treasurer is directed to withhold any funds accruing to the county and to transmit such funds to the Division of General Services.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1967.

(R420, H1657)

No. 805

An Act To Authorize The Marion County Memorial Hospital District To Convey Certain Property To The C. Graham Hospital Corporation Under Certain Terms And Conditions.

Whereas, H. C. Graham, of Marion County, South Carolina, died on March 29, 1930, leaving his last will and testament, which was duly admitted to probate. The will established a trust, subject to a life estate which expired on December 21, 1960. At that time the trust became a public charitable trust, and the C. Graham Hospital Corporation was organized, and became the recipient of the income from the trust estate for the purpose of erecting, equipping, maintaining and operating a hospital for charitable purposes. As a public charitable trust, the trust comes under the surveillance of the Attorney General of South Carolina, pursuant to law. The trust has accumulated approximately sixty thousand dollars, and annually accumulates approximately eleven thousand dollars of income. The United States Internal Revenue Service may require the payment of substantial income taxes upon the accumulation of income and all further income of the trust unless it is immediately put into operation, so that the public will receive the benefits thereof. Marion County Memorial Hospital District is a political subdivision of Marion County, South Carolina, and owns and operates a public nonprofit hospital. The Attorney General of South Carolina, the Marion County Memorial Hospital District Commission, the Trustees of the Estate of H. C. Graham, and the C. Graham Hospital Corporation have reached an agreement whereby certain property of the Marion County Me-

morial Hospital District is to be conveyed to the C. Graham Hospital Corporation in the manner and for the consideration set forth in this act, and the income received by the Hospital Corporation is to be paid to the Hospital Commission and used in the manner set forth herein. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Marion County Memorial Hospital District may convey certain property—terms and conditions.—The Marion County Memorial Hospital District is authorized to convey to the C. Graham Hospital Corporation one of the new wings of the Marion County Memorial Hospital and the land upon which the wing is situate, for a consideration of sixty thousand dollars. The deed of conveyance shall contain stipulations that the wing shall be named "The C. Graham Hospital" and that suitable plaques and markers showing such name shall be placed and maintained on the wing. In accord with the terms of the will of H. C. Graham, deceased, the Trustees of the Estate of H. C. Graham shall pay to the C. Graham Hospital Corporation the income from the trust estate and the C. Graham Hospital Corporation shall thereafter pay to the Marion County Memorial Hospital Commission the income received by the C. Graham Hospital Corporation from the Trustees of the Estate of H. C. Graham. The Marion County Memorial Hospital Commission shall maintain and operate the wing under the supervision of the Board of Managers of the C. Graham Hospital Corporation in accordance with the terms of the will of H. C. Graham, deceased. The Commission will use the funds so received by it for such equipment, operation and maintenance, and for such improvements and additions to the wing as may be practicable from time to time.

SECTION 2. Copy of act shall be attached to deed.—A copy of this act showing the date approved by the Governor shall be attached to the deed of conveyance and made a part of it by reference.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R458, H1837)

No. 806**An Act To Authorize Lower Marion School District No. 3 Of Marion County To Borrow Not Exceeding Forty-Eight Thousand Dollars For School Purposes, And To Provide For The Payment Thereof.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. May borrow money.—The Board of Trustees of Lower Marion School District No. 3 of Marion County is hereby authorized to borrow not exceeding forty-eight thousand dollars for improvement, repair and additional equipment for school facilities. The amount borrowed shall be evidenced by a note executed by a majority of the board of trustees of the school district. The note shall bear interest at the best available rate, not to exceed six per cent per annum and shall be payable in not to exceed ten successive, equal annual installments; *provided*, that the district may reserve the right to anticipate a part, or all, of any note at any time after the payment of the first annual installment.

SECTION 2. Loan may be refinanced.—The board of trustees may refinance any portion of the outstanding indebtedness due on the note at any time within the ten-year period by issuance of new notes.

SECTION 3. Payment.—For the payment of the note issued pursuant to this act, the Auditor of Marion County shall levy and the Treasurer shall collect an annual tax on all of the taxable property of the district sufficient to retire the note and interest due thereon. Before any tax is levied or collected, the treasurer shall apply the surplus funds from all school bond accounts to the payment of the indebtedness due on the note. The full faith, credit and taxing power of the school district is irrevocably pledged to the payment of the indebtedness provided for in this act.

SECTION 4. Proceeds.—The amount borrowed shall be deposited with the Treasurer of Marion County to the credit of Lower Marion School District No. 3, to be expended upon warrants or orders of proper school officials for the purposes mentioned in this act.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 7th day of June, 1967.

(R468, H1888)

No. 807

An Act To Authorize The Closing Of A Portion Of Road S-34-299 In Marion County And Remove It From The State Highway System.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Road to be closed in Marion County.—The State Highway Department is authorized to close and remove from the state highway system that portion of Road S-34-299 in Marion County from Survey Station 72+10, which is 1.37 miles southeast of U. S. Route No. 76, to Survey Station 84+10, which is 1.59 miles southeast of U. S. Route No. 76, of file No. 34-301, the portion of the road being from U. S. Route No. 76 to Highway No. S-34-201 and also directly south of the Marion County Airport.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 7th day of June, 1967.

(R780, H1632)

No. 808

An Act To Make Appropriations For Ordinary County Purposes For Marion County For The Fiscal Year Beginning July 1, 1967, And Ending June 30, 1968; To Provide For The Expenditure Thereof; To Authorize The Proper Officers Of The County To Borrow Money To Meet Such Appropriations; And To Provide For The Levy Of Such Taxes As May Be Necessary To Raise The Required Amount, Taking Into Account Other Revenues Of The County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. After first deducting the estimated or anticipated revenues, a tax is hereby levied for the calendar year 1967 upon the taxable property of Marion County for county purposes, for the fiscal year beginning July 1, 1967, and ending June 30, 1968, in the amount and for the purposes hereinafter stated.

SECTION 2. The county auditor is hereby directed to make a calculation of the amount of levy that will be necessary to raise the

sums appropriated in this act, first taking into account the probable income from all other sources; and he is authorized and directed to impose in due time such levy upon the property of the county as will raise the sums of money necessary under this act. *Provided*, that the levy shall be made only upon the written approval of a majority of the legislative delegation.

SECTION 3. The following amounts are hereby appropriated for Marion County for the fiscal year beginning July 1, 1967, and ending June 30, 1968, for the following purposes, and the salaries of the officers and employees are fixed as hereinafter stated:

Item 1. Salaries:

A. Clerk of Court	\$ 1,250.00
B. Sheriff	5,200.00
B-1. Four Deputy Sheriffs @ \$3,760.00 each	15,040.00
<i>Provided</i> , that the Sheriff may designate one of the Deputy Sheriffs as "Chief Deputy" to be left in charge in the absence or incapacity of the Sheriff, and the Chief Deputy shall draw an additional salary of	
	180.00
B-2. Investigating fund to be used by Marion County Sheriff	600.00
B-3. Travel and other expenses, Sheriff and four Deputies @ \$2,000.00 each	10,000.00
B-4. Gas and oil—Sheriff's office, \$250.00 per month	3,000.00
<i>Provided</i> , that this sum shall be paid monthly to the Sheriff for division between his deputies and himself at the rate of \$50.00 per month for each deputy and himself for gas and oil.	
B-5. Steno-Clerk and Radio Dispatcher for Sheriff's office	3,000.00
C. Jailer	3,300.00
D. Magistrate at Marion	3,600.00
D-1. Rent—Magistrate at Marion	180.00
E. Magistrate at Mullins	3,600.00
F. Magistrate at Centenary-Rains	650.00
F-1. Magistrate's Constable at Centenary-Rains	2,000.00
G. Magistrate at Britton's Neck Township	650.00
G-1. Magistrate's Constable at Britton's Neck Township	2,000.00

H. Magistrate at Nichols	650.00
H-1. Rent—Magistrate at Nichols	180.00
I. Treasurer	2,923.00
J. Assistant Treasurer	3,900.00
K. Auditor	2,923.00
L. Deputy Auditor	4,500.00
M. Clerical help—Auditor	3,000.00
N. Coroner	1,500.00
N-1. Travel and other expenses—Coroner	700.00
N-2. Coroner's reporter for inquests	250.00
O. Chairman of County Board of Commissioners ..	9,000.00
P. Six County Commissioners @ \$400.00 each for travel and official expense	2,400.00
Q. One Clerk to Commissioners	3,600.00
R. Tax Collector	1,500.00
S. Deputy Tax Collector	1,500.00
T. Clerk for Tax Collector and Deputy Tax Collector	3,000.00
U. Superintendent of Education	1,778.00
Total, Item 1	\$ 97,554.00
Item 2. County Boards:	
A. Board of Education—Seven members @ \$400- .00 each for travel and official expenses	\$ 2,800.00
B. One Clerk to Superintendent of Education	2,400.00
C. Board of Equalization	2,500.00
Total, Item 2	\$ 7,700.00
Item 3. Post Mortems and Lunacies	\$ 400.00
Total, Item 3	\$ 400.00
Item 4. Welfare Department:	
A. Emergency assistance, including aid for special needs of foster children	\$ 4,250.00
B. Charity hospitalization	3,000.00
C. Chairman—Public Welfare Board	300.00
D. Pauper funerals	1,200.00
E. Food Stamp Program	12,500.00
<i>Provided, that no funds shall be paid to any hospital outside of Marion County unless there</i>	

is a reciprocal agreement with such outside county. *Provided*, further, that no hospital shall be compensated at a higher rate than ten dollars per day from county funds.

Provided, further, that the Marion County Welfare Board shall make all necessary investigations. *Provided*, further, that no hospitalization shall be paid in excess of ten days from county funds and there shall not be expended on any one case a greater sum than one hundred dollars. *Provided*, further, that when funds under Item B are exhausted the Marion County Welfare Board shall not approve for charity hospitalization further disbursement until additional funds become available.

Total, Item 4		\$ 21,250.00
Item 5.	Jurors and Witnesses	\$ 10,000.00
	<i>Provided</i> , that witnesses shall receive two dollars per diem (jurors and court attaches shall receive per diem of six dollars and jurors shall receive mileage one way for each day's attendance).	
	<i>Provided</i> , further, that jurors in Magistrates' Courts in criminal cases and jurors in Coroner's Courts shall be paid two dollars per day upon warrants of the Magistrate, Coroner or Sheriff.	
Total, Item 5		\$ 10,000.00
Item 6.	Public Buildings:	
	A. Public buildings, including lights, water, grounds, office rent, etc.	\$ 18,000.00
	B. Improvements for county buildings	15,000.00
Total, Item 6		\$ 33,000.00
Item 7.	Vital Statistics—Travel and filing of certificates\$	550.00
Total, Item 7		\$ 550.00
Item 8.	Ordinary Contingent	\$ 48,000.00
Total, Item 8		\$ 48,000.00

Item 9. A. Roads, bridges, chain gang, maintenance, dieting, clothing, medical care and medicine for prisoners on chain gang		\$ 30,000.00
<i>Provided</i> , however, that the total amount of gasoline tax allocated to Marion County be put in this item.		
B. Marion County Jail—water, lights, etc. for pris- oners while in jail		6,500.00
C. Workmen's Compensation Insurance Premium		2,200.00
Total, Item 9		\$ 38,700.00
Item 10. Salary for Clerk to Marion County Tuberculosis Association		\$ 1,900.00
Total, Item 10		\$ 1,900.00
Item 11. Health Department		\$ 11,388.00
A. Transportation for crippled children		500.00
B. Medicine for indigent patients		1,000.00
C. Salary, County Sanitarian		1,000.00
Total, Item 11		\$ 13,888.00
Item 12. Libraries:		
A. Marion Library		\$ 1,750.00
B. Mullins Library		1,750.00
C. Nichols Library		750.00
D. Traveling Library		1,500.00
Total, Item 12		\$ 5,750.00
Item 13. County Agent's Office:		
A. County Agent		\$ 900.00
A-1. Two Assistant County Agents @ \$330.00 each		660.00
B. Clerk to County Agent		150.00
C. Postage and office supplies		200.00
Total, Item 13		\$ 1,910.00
Item 14. Home Demonstration Agent's Office:		
A. Clerk—Salary supplement		\$ 420.00
B. Supplies and incidentals		200.00
C. Telephone		275.00

D. Home Demonstration Agent, salary supplement	240.00
E. Assistant Home Demonstration Agent, salary supplement	150.00
Total, Item 14	\$ 1,285.00
Item 15. Boys' and Girls' 4-H Club Work	\$ 300.00
Total, Item 15	\$ 300.00
Item 16. Associate Agricultural and Home Demonstration Agents' Office:	
A. Associate Home Demonstration Agent	\$ 360.00
B. Equipment, demonstration materials and supplies and activities	400.00
C. Boys' 4-H Club work and supplies	150.00
D. Girls' 4-H Club work and supplies	150.00
Total, Item 16	\$ 1,060.00
Item 17. Office of Judge of Probate	\$ 2,400.00
Total, Item 17	\$ 2,400.00
Item 18. Marion Soil Conservation District	\$ 900.00
Total, Item 18	\$ 900.00
Item 19. A. Marion County Planning and Development Board	\$ 11,000.00
B. Planning and Development Board Secretary	3,000.00
Total, Item 19	\$ 14,000.00
Item 20. Mental Health Center, Darlington-Florence-Marion	\$ 9,000.00
Total, Item 20	\$ 9,000.00
<i>Provided, that no disbursement of this fund shall be made unless approved by the legislative delegation.</i>	
Item 21. Civil Defense	\$ 4,970.00
Total, Item 21	\$ 4,970.00
Item 22. Industrial Development Loan Service and Interest	\$ 20,000.00
Total, Item 22	\$ 20,000.00

Item 23. Tax Equalization Program, including Salaries	
to be set by a majority of the county legislative delegation	
	\$ 25,000.00
Total, Item 23	\$ 25,000.00
Item 24. Miscellaneous:	
A. Marion Rural Fire Dept.	\$ 500.00
B. Mullins Rural Fire Dept.	500.00
C. Nichols Rural Fire Dept.	500.00
D. Marion National Guard	1,000.00
E. Mullins National Guard	1,000.00
F. Radio repair for radios and insurance on radios	700.00
G. Official bond premiums	800.00
H. Printing and office supplies, stamps and box rent	9,000.00
I. Advertising—Tax notices	900.00
J. Junior Homemakers Association	300.00
K. Marion Rescue Squad	1,000.00
L. Mullins Rescue Squad	1,000.00
M. Hospitalization insurance for county employees	900.00
N. Office expense for Circuit Judge	500.00
O. Salary and equipment for third Game Warden	2,000.00
P. County Service Officer	2,700.00
Q. Fish and Game Commission	300.00
Total, Item 24	\$ 23,600.00
GRAND TOTAL	\$383,117.00
Less Estimated Revenues:	
Magistrates' fines	\$ 30,000.00
Alcoholic tax	21,000.00
Gas tax	67,000.00
Beer and wine tax	8,000.00
Fines and forfeitures	10,000.00
Insurance licenses	11,000.00
Bank tax	5,000.00
Income tax	31,000.00
Interest	1,400.00
Miscellaneous revenue	10,200.00
TOTAL	\$194,600.00
AMOUNT TO BE RAISED BY	
TAXATION	\$188,517.00

SECTION 4. The board of county commissioners is hereby authorized to borrow, at such time or times, and upon such terms as it may prescribe, upon sealed competitive bids, after written notice to all banks in Marion County, a sum or sums not exceeding in the aggregate the amount hereinabove appropriated, pledging all taxes to be raised by virtue of the levy to be made hereunder and the full faith and credit of the county for such loan or loans. The chairman of the board of county commissioners and the county treasurer shall execute a note or notes for such loan or loans, which note or notes, when so executed, shall be a lien upon all taxes to be raised during the year 1967 for the levy to be made under this act; *provided*, that the monies hereinabove appropriated shall be used only for the purpose for which such appropriation is made and for no other purpose or purposes, and the board of county commissioners and the county treasurer are hereby expressly forbidden to exceed directly or indirectly the appropriations herein made for any purpose whatsoever unless upon authorization of the county delegation; and *provided*, further, that all unexpended balances on appropriations for the period beginning July 1, 1966, and ending June 30, 1967, shall be added to the ordinary county funds hereinabove mentioned. *Provided*, that no funds of Marion County in excess of the sum protected by the Federal Deposit Insurance shall be deposited by an officer thereof in any bank or banks unless such bank or banks shall file with the county treasurer an indemnity bond in some approved surety company, or shall deposit with the county treasurer, United States, State, county, municipal, school district, Federal Land Bank Bonds, or other bonds guaranteed by the United States, or county notes, to indemnify the County of Marion against any loss or damage which may arise by reason of such deposit, the indemnity to be not less than the maximum amount so deposited less the sum protected by the Federal Deposit Insurance, the sufficiency of the indemnity or security hereinabove provided for to be determined and approved by the county treasurer and the chairman of the board of county commissioners in writing. In addition to borrowing such sum or sums as may be necessary to cover the provisions of this act, in case of an emergency, the Marion County Legislative Delegation to be the judges thereof, the board of county commissioners may, with written approval of the Marion County Legislative Delegation, borrow such additional funds as may be necessary to meet such emergency, pledging as security therefor the full faith and

credit of Marion County for the payment of any sum or sums so borrowed.

SECTION 5. From the effective date of this act, fishing from the banks with hook and line only shall be permitted in the sanctuaries between Aerial's Cross Roads and Galivant's Ferry from sunrise to sunset on Wednesday and Saturday of each week.

SECTION 6. The amounts hereinbefore appropriated for salaries for officers and employees shall be in full for their compensation and they shall not receive allowances for travel or other expenses, except as herein provided, save and except postage, stationery and office supplies which shall also be furnished each of the magistrates upon their written requisition to the board of county commissioners. No claim for mileage or travel for any purpose shall be paid without claimant first securing the approval of the county board of commissioners before making such trip, and if such travel or mileage is authorized and approved claimant shall be paid at the rate of nine cents per mile for actual distance traveled in the most direct route going to and returning from the place of destination. *Provided*, that the sheriff is required to use the facilities of the State whenever available for the purpose of returning prisoners to the county.

SECTION 7. The amount hereinabove appropriated to the charity hospitalization fund shall be paid by the county board of commissioners upon presentation to them of approved claims by the county board of welfare or its director. The county board of welfare, working in conjunction with the superintendent of the hospital receiving such funds, is hereby directed to make a thorough study of the needs of every applicant for assistance from this fund. It shall work in conjunction with the superintendent of the hospital and, in the investigation of any applicant for assistance from this fund, the records, files and information which the superintendent of the hospital may have concerning such applicant shall be accessible to the county board of welfare in order to determine whether or not such applicant is entitled to assistance hereunder, and likewise any files, records and information which the county board of public welfare may have concerning the applicant shall be accessible to the superintendent of the hospital. In the event the county board of public welfare and the superintendent of the hospital are unable to agree whether or not such applicant is entitled to assistance hereunder, then one disinterested member of the welfare board, after having

studied the report or reports on such applicants, shall determine whether the applicant is entitled to assistance. In emergency cases, the county board of public welfare is directed to make an investigation of the applicant even though he or she may have already been admitted to the hospital or discharged therefrom, and if it is finally determined that such emergency case is entitled to assistance hereunder, the county board of public welfare is hereby directed to approve same.

SECTION 8. The board of county commissioners, with the approval of a majority of the legislative delegation, shall have authority to employ a county attorney and to pay for his services out of the contingent fund.

SECTION 9. The county board of commissioners, through its chairman or clerk, is hereby authorized and directed to issue a license to carnivals or other shows operating in Marion County. The license fee shall not exceed the sum of one hundred dollars per day, and the amount of the fee shall be recommended by the chairman of the county board of commissioners after he has made an investigation of the type of carnival or show concerned and the type and kind of its activities. *Provided*, that this section shall not apply to carnivals or shows contracting with the Marion County Fair Association.

Provided, further, that a majority of the county board of commissioners may, in their discretion, waive this section when such carnivals or shows are sponsored by a local civic organization.

SECTION 10. The auditor shall call the local board of assessors together before beginning their work and shall instruct them that in all cases where a taxpayer is dead, or has removed, or is unknown to any of them, it shall be their duty to make a list of such and at the conclusion of their work to turn such list over to the tax collector. The tax collector, or assistant tax collector, shall be required to make a personal visit to the territory in which such taxpayer is last listed, and if after a careful investigation he is of the opinion that the person is dead or cannot be found, then same can be nulla bona by the proper authorities and he shall be required to go into this clarification of the tax list immediately after the local boards finish their work, and at the end of three months make a report of such work to the county commissioners and the delegation and submit a copy of same to the treasurer. He shall further be

required to turn over to the treasurer on the first of each month all money collected by his office the preceding month.

SECTION 11. The Tax Collector, or Assistant Tax Collector, of Marion County shall receive two dollars execution fee on all taxes so collected by him. The tax collector, or assistant tax collector, upon collecting such taxes, shall turn all costs and fees over to the county treasurer and take receipts therefor, and at the end of each month thereafter the county treasurer is authorized and directed to pay over to the tax collector, or assistant tax collector, two dollars on each execution fee so collected by him.

SECTION 12. The twenty-five hundred dollar item appropriated for the Board of Equalization shall be distributed in the following manner: each member of the board shall be paid seven dollars and fifty cents per day while attending his official duties as such, plus nine cents per mile for mileage.

SECTION 13. All gas, oil and equipment shall be purchased by competitive bid, and also all other supplies where practicable.

SECTION 14. All county officers of Marion County, if they so desire, are authorized to close their respective offices at five o'clock P. M. All county officers and employees shall be entitled to a half-day holiday each week in addition to Sundays and State holidays now being observed, a schedule for such half-day holidays to be arranged by the head of each department; *provided*, however, that deputy sheriffs shall not be entitled to a half-day holiday during the tobacco season except when the same shall be expressly authorized by the sheriff.

SECTION 15. In order to facilitate the preparing of the county appropriations act by the legislative delegation, the county treasurer shall, on or before the first day of February each year, in writing, report to the legislative delegation the amount of county funds coming into his hands during the preceding calendar year, giving the source of the funds. He shall further report the disbursements made by him during the preceding calendar year showing the amounts disbursed on vouchers by the respective boards of the county, certificates or warrants of the clerk of court, and interest and principal paid on bonds.

The Superintendent of Education of Marion County shall, on or before the first day of February of each year, report to the legis-

lative delegation, in writing, a detailed statement of all revenues allotted for school purposes for the preceding school fiscal year and all disbursements made by him for school purposes for the preceding fiscal year. He shall also furnish to the legislative delegation on or before February first of each year an estimate of all anticipated revenues for the present school fiscal year, and an estimate of all disbursements for the present school fiscal year. He shall also furnish to the legislative delegation an estimate of all revenues to be allotted or received for school purposes for the next school fiscal year, and also an estimate of all disbursements for the next school year.

SECTION 16. All appropriations herein made and all services thereby provided shall be expended and used only and solely for public purposes as required by law and the use of any county personnel, equipment or labor for private profit and benefit is strictly forbidden. All authorizations that have been granted and issued by the Marion County Legislative Delegation that have not expired by the terms, conditions and limitations thereof shall expire and terminate on June 30, 1967.

SECTION 17. All appropriations herein made are subject to the right and authority of the Marion County Legislative Delegation to change, alter, increase, deduct therefrom, or transfer funds from one account to another, at any time without notice, when in its judgment such change, alteration, transfer, increase or deduction is necessary for the best interest of the county and to conform with revenue expected during the life of this act.

SECTION 18. The magistrates' constables hereinabove mentioned shall be appointed by their respective magistrates, and they shall be subject to removal by the same authorities at any time without the preference of charges. They shall have full rural police powers throughout the county. They shall regularly patrol their respective territories, and faithfully devote their time and effort to the preservation of peace, good order and detection of and prevention of crime therein. *Provided*, however, that the magistrates' constables shall aid and assist the sheriff's office in investigating any and all crimes and the enforcement of law in Marion County. For that purpose they shall be subject to the call of the sheriff of the county at all times and, when so called, they shall work in cooperation with the sheriff and under his direction and supervision. Any constable who fails or refuses to faithfully and officially discharge his duties in

this respect shall be deemed guilty of official misconduct and be forthwith removed from office.

SECTION 19. Notwithstanding any provision herein or any act heretofore passed to the contrary, no change, alteration, transfer, increase or deduction in this appropriation act shall be made, save and except upon the recommendation of a majority of the legislative delegation.

SECTION 20. In anticipation of the collection of 1967 taxes for the operation and maintenance of the Marion-Mullins Vocational School, which are to be levied and collected pursuant to an Act of 1967 bearing ratification No. 367, Marion School District No. 1 and Mullins School District No. 2 of Marion County are hereby authorized to borrow not exceeding the sum of twenty-five thousand dollars for such purposes, upon the joint, negotiable, promissory note or notes of the school districts, and to pledge the taxes levied and collected in 1967 for such purposes, for the payment of such note or notes and the discount or interest thereon.

SECTION 21. This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R60, H1180)

No. 809

An Act To Extend The Season For Hunting Quail And Rabbit In Marlboro County For The Year 1967.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Quail and rabbit season extended in Marlboro County.—Notwithstanding the provisions of Section 28-336, Code of Laws of South Carolina, 1962, the season for hunting quail and rabbit in Marlboro County is extended to March first, inclusive, for the year 1967 only.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of February, 1967.

(R714, H1845)

No. 810

An Act Relating To The Fiscal Affairs Of Marlboro County And The School Districts Thereof; To Provide A Levy Of Taxes For County Purposes For The Fiscal Year Beginning July 1, 1967, And For The Expenditure Thereof; And To Make Provisions For The Due Payment Of Existing Indebtedness Of Marlboro County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The following amounts are appropriated from the General Fund of Marlboro County for the purposes herein stated :

Item 1. Law Enforcement and Administration of Justice :

(A) Sheriff's Office :

Salaries :

Sheriff	\$ 6,600.00
Chief Deputy	5,780.00
Clerical Assistant	3,660.00
Deputy Sheriffs (2 Jailors)	7,320.00
Cook (Jail)	1,020.00
Rural Policemen (5)	26,400.00
Contingent Fund, Uniform Fund and Radio Fund	2,500.00
Dieting Prisoners	6,500.00
Medical Expense (Jail)	750.00
Servicing Law Enforcement Vehicles	9,000.00
Post Mortems, Inquests and Lunacies	1,250.00

(B) Judiciary :

Domestic Relations Court Clerk	3,660.00
County Judge	6,000.00
Office rent for County Judge	1,800.00
Utilities and janitorial service for Judge's Office	600.00
Part-time clerical assistant for County Judge ..	1,800.00
Attorney Fee for Assistant Circuit Solicitor	1,500.00
Office and Clerical Expense, Assistant Solicitor	500.00
Magistrates :	
McColl	1,200.00
Office Rent, McColl Magistrate	200.00
Office Rent, Clio Magistrate	200.00
Bennettsville	2,700.00
Clio	660.00

Brightsville	600.00
Wallace	600.00
Brownsville	600.00
<i>Provided</i> , it shall be the duty of the Board of Commissioners to audit the Magistrates' books monthly, and see that all fines have been turned over to the Treasurer before pay warrants are issued.	
Bailiffs, Witnesses, Court Attaches to be paid four dollars per day; Jurors and Grand Jurors, eight dollars per day and mileage; Coroner's Jurors	
	7,000.00
Total, Item 1	\$100,400.00
Item 2. Supervisor's Office:	
(A) Salaries:	
Supervisor	\$ 8,500.00
Administrative Assistant County Highway Commissioners	5,000.00
(B) Roads, Bridges, Maintenance and Convicts	125,000.00
Total, Item 2	\$138,500.00
Item 3. Courthouse Officials, Courthouse , Public Buildings, Insurance and Office Supplies:	
(A) Salaries:	
Treasurer	\$ 3,800.00
Assistant to Treasurer	3,660.00
Clerk of Court	1,620.00
Assistant to Clerk of Court	3,660.00
Assistant to Clerk of Court (Second)	3,660.00
Auditor	3,800.00
Assistant to Auditor	3,660.00
Assistant to Auditor (Second)	2,400.00
County Service Officer	2,187.00
Travel Expense, County Service Officer	900.00
Assistant County Service Officer	2,131.68
Clerk—Judge of Probate	240.00
Coroner	2,100.00
Supplement to Game Warden Salaries	2,400.00
Soil Conservation District Activities	1,300.00

Assistant to County Agent	240.00
Forest Ranger	300.00
Supplement to Assistant Probation Officer	300.00
(B) Supplies :	
Janitor, Courthouse	3,300.00
Workmen's Compensation Premium	1,600.00
Social Security	9,200.00
Water, lights, fuel, repairs and insurance	30,000.00
Printing, postage and stationery	13,000.00
Audit of County Books	3,000.00
County's Hospitalization Insurance	600.00
For retirement of County Officers, if so much be necessary	10,800.00
Total, Item 3	\$109,858.68
Item 4. Public Health, Charities and Social Welfare:	
Ambulance Drivers (2)	\$ 3,000.00
<i>Provided</i> , ambulance fees shall be used to defray the above salaries and the expenses of ambulance operation to the extent possible.	
Sanitation Officer	300.00
Health Department	16,215.00
Marlboro County General Hospital, to supple- ment charity aid from Duke Foundation	17,500.00
Marlboro Tuberculosis Association	1,250.00
Librarian	3,000.00
Assistant Librarian	2,400.00
Bookmobile Librarian	2,700.00
Library Contingent	2,080.00
Home and Recreational Center for Aged	
Negroes of Marlboro County	750.00
Marlboro County U.D.C.	15.00
Armory Maintenance Fund	1,000.00
Mileage for Child Welfare Work	1,600.00
Public Welfare Department	4,680.00
Telephone Expenses for Welfare Department ..	900.00
Tri-County Mental Health Clinic	6,200.00
Marlboro Historical Commission	1,100.00
Total, Item 4	\$ 64,690.00

Item 5. Marlboro County Agricultural and Development Board:	
(A) Salaries:	
Secretary	\$ 3,120.00
(B) Miscellaneous:	
General Economic Development Fund	1,200.00
Publication, Directories, Professional Dues and Services	200.00
(C) Office Supplies and Telephone:	
Supplies	300.00
Telephone	500.00
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Total, Item 5	\$ 5,320.00
Item 6. Miscellaneous Contingent:	
Bonds, County Officers	\$ 1,500.00
Demonstration Supplies for Home Agents	125.00
Boys' 4-H Clubs	100.00
Girls' 4-H Clubs	100.00
Negro Boys' 4-H Clubs	100.00
Negro Girls' 4-H Clubs	100.00
County Agent	600.00
Assistant County Agent	300.00
Salaries of Prison Camp Preachers	480.00
Lake Wallace Recreation Project	3,500.00
County Home Demonstration Agent	300.00
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Total, Item 6	\$ 7,205.00
Item 7. Civil Defense:	
Marlboro County Rescue Squad	\$ 1,250.00
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Total, Item 7	\$ 1,250.00
Item 8. Special Contingent Fund	
	\$ 15,000.00
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Total, Item 8	\$ 15,000.00
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GRAND TOTAL	\$442,223.68

ESTIMATED REVENUE:

State Sources:

Gasoline Tax	\$ 94,000.00
Income Tax	65,000.00
Alcoholic Liquors Tax	30,000.00
Beer and Wine Tax	7,500.00
Bank Tax	3,000.00

Total derived from State Appropriations
herein\$199,500.00

County Sources:

20 Mills Property Tax and Executions	\$175,000.00
Court Fines and Magistrates' Collections	70,000.00
Marriage Fees	2,000.00

Total derived from County Sources for Appro-
priations herein\$247,000.00

GRAND TOTAL—Estimated Revenue.....\$446,500.00

All funds by this act provided for the Department of Public Welfare in Marlboro County shall be deposited in a bank to the credit of the Department of Public Welfare and disbursed by check signed by the county director and countersigned by a member of the Board of Public Welfare, to be by the board designated.

SECTION 2. The Board of County Highway Commissioners and all other officers of Marlboro County are requested and directed to be economical in the expenditure of all public funds, and to keep the expense below the appropriations when practicable and consistent with public requirements, and no unused appropriated fund shall be carried forward for the particular use in the succeeding year, but shall be transferred to the contingent fund provided for in this section. In no case shall the expenditure exceed the appropriation for any purpose; *provided*, that out of the surplus contingent fund are to be paid all necessary expenses for which no specific appropriation was made herein, and for unavoidable expenses in excess of the appropriations for any purpose. No officer, agent or employee of Marlboro County shall contract any debt for any purpose, or expend any sums in excess of the appropriations in this act provided for such specific purpose, and for any and all violations thereof they, and their bondsmen, shall be jointly and

severally liable. Any officer, agent or employee shall be personally liable for any such debt contracted.

SECTION 3. All funds herein appropriated for Marlboro County Agricultural and Development Board shall be expended pursuant to the direction and authorization of the board.

SECTION 4. The sheriff of the county shall have the right, whenever he considers such necessary, to call in the county attorney to prosecute before any magistrate in any and all cases; the fee of the county attorney is to be approved and paid by the county commissioners. *Provided*, however, that no more than three hundred dollars shall be expended pursuant to this section.

SECTION 5. The sheriff of the county is hereby directed to so regulate the movement and activities of the rural policemen that all sections of the county shall enjoy the protection of the law without favor and without neglect.

The protection of all school property is hereby made a special mission of the sheriff and his force. He is particularly directed to so regulate the enforcement of the law as to protect school property from injury, theft and destruction, and to enforce the law against plowing in the roads. The contingent fund and uniform appropriation of one thousand five hundred dollars hereinabove made shall be expended by the Sheriff of Marlboro County for the enforcement of law and purchase of uniforms for county officers.

SECTION 6. The County Board of Highway Commissioners of Marlboro County is hereby declared to be the sole financial and purchasing agent of Marlboro County, and when any officer or board of the county desires new equipment or supplies, or replacement, or extraordinary service in connection with his or their office, or desires that any expenditure be made, or expense be incurred in regard to his or their office, whether specifically appropriated in this act or not, or desires to make any purchase or incur any expense, he shall file his request for same, in writing, with the County Board of Highway Commissioners, who shall make such purchase in accordance with provisions herein made. No officer or board shall have any authority to make contracts of purchase or incur other obligations in the name of the county except as authorized by law, and no contracts made, except as herein provided, shall be valid to bind the county. No bill, account or invoice shall be paid

unless the procedure hereinabove set forth has been complied with except upon written approval of the delegation.

SECTION 7. The appropriation of seventeen thousand five hundred dollars for the treatment in Marlboro County General Hospital of deserving charity patients, whose conditions demand hospital treatments, is made subject to the following conditions: that no deserving charity patient as above described shall be turned away as long as there are facilities and room in the hospital; that there shall be no charge whatsoever except the daily expense of twenty-eight dollars and ninety cents per patient. *Provided*, that the funds shall be available for use of the Marlboro County General Hospital only upon itemized statements of the actual days spent in the hospital by charity patients, signed by each patient individually and certified by the hospital management, such statement being presented to the board of county commissioners at its regular monthly meetings. The Duke Foundation payment for charity work of one dollar per day is to be deducted from the amount of twenty-eight dollars and ninety cents, leaving twenty-seven dollars and ninety cents per charity patient to be paid by the county. These conditions and provisions are to be interpreted and enforced as meaning that when the Duke Endowment gives one dollar for charity work, the county will give twenty-seven dollars and ninety cents, not to exceed in total amount the sum of seventeen thousand five hundred dollars for the year 1967-1968. County funds shall be available only to match in this way funds coming from the Duke Foundation for charity beds, and shall be paid only in cases approved as charity cases by the Duke Foundation. The board of county commissioners is authorized and directed to prepare and have printed for use by the patient and hospital management forms and blanks for making the above-mentioned certified statements. *Provided*, further, that the charity patients referred to must be citizens of Marlboro County.

SECTION 8. The sheriff shall be allowed one dollar and twenty-five cents per day per prisoner for feeding prisoners but no payment beyond the total sum of six thousand five hundred dollars is to be made.

SECTION 9. The janitor of the courthouse shall be hired by the supervisor.

SECTION 10. The county commissioners shall receive as pay for their services the sum of fifteen dollars for each day actually en-

gaged on official duty and mileage at the rate of nine cents per mile actually traveled. All are to be paid from the contingent fund.

SECTION 11. The sheriff's stenographer shall also be available and provide such services as may be necessary for the Magistrates and the Coroner of Marlboro County. The coroner is authorized and directed to have the stenographer take down stenographically all testimony at inquests held in the county; and at such inquests the coroner shall swear and examine every eyewitness. The stenographer shall make an original and one copy of the testimony taken at such inquest, and he or she shall sign and deliver the original to the coroner, and one copy to the solicitor.

SECTION 12. The sheriff is authorized to sell all materials, supplies, or other property seized or confiscated by him or his officers, where not prohibited by law, and the proceeds shall be turned over to the sheriff's contingent fund to be used for ordinary purposes of his office.

SECTION 13. The board of commissioners shall publish once each month in some newspaper published in Marlboro County an itemized statement of all expenditures of county funds, contract for publishing the same to be let to the newspaper making the lowest bid.

SECTION 14. The county supervisor shall be the executive head of the county board of highway commissioners; but each member of the board of county highway commissioners shall have equal authority and the board shall at each monthly meeting provide for and set out generally the work to be done the following month on the county road system.

SECTION 15. The county commissioners are hereby authorized and empowered to borrow money for county purposes in anticipation of collection of taxes and to pledge such taxes when collected, as well as the full faith and credit of Marlboro County, for its repayment, upon the written approval of the legislative delegation. No amount shall be borrowed in excess of anticipated taxes.

SECTION 16. The funds appropriated and set aside in this act shall be used only for the purposes set forth herein. In the event funds are used for items for which they were not appropriated, all officers, agents or employees who take part in or have anything whatsoever to do with the transfer or use of such funds shall be

deemed guilty of malfeasance in office and subject to removal at once by the Governor of the State of South Carolina, or by the proper officials of Marlboro County. Monies may be transferred from any account, item, or county fund to any other account, item or county fund upon the written direction and approval of the legislative delegation.

SECTION 17. The Board of Commissioners of Marlboro County shall have no authority to make donations for any purpose.

SECTION 18. No salaries, supplements, or bonuses or any other forms of remuneration shall be paid to any employee listed in this act other than as herein provided, except upon written authorization of the county legislative delegation.

SECTION 19. In order to raise the funds herein appropriated or authorized to be spent, not provided otherwise by law, the county auditor is authorized and directed to levy twenty mills upon all taxable property in Marlboro County.

SECTION 20. Any unexpended funds now in, or hereinafter due to, the Courthouse Fund shall be transferred by the Treasurer of Marlboro County to the County General Fund.

SECTION 21. Repairs and service to sheriff's radios and radio equipment shall be paid out of the sheriff's contingent fund.

SECTION 22. All funds herein provided for Marlboro County Health Department may be used only upon written authorization of the Legislative Delegation from Marlboro County.

SECTION 23. All execution fees collected by the tax collector which have heretofore been payable to the Treasurer of Marlboro County as the treasurer's fees for collection of delinquent taxes shall from the date of this act be payable to the Treasurer of Marlboro County as funds of the county, and shall be deposited by the Treasurer of Marlboro County in the County General Fund. All commissions or fees collected by the Treasurer of Marlboro County for the sale of State documentary stamps shall be paid over to the General Fund of the county by the treasurer. All fees heretofore paid to the Auditor of Marlboro County for any purposes whatsoever shall be paid over to the Treasurer of Marlboro County as county funds, and shall be deposited by the treasurer in the General Fund of the county.

SECTION 24. The appropriation herein made for Armory maintenance shall be expended pursuant to the written direction and authorization of the Commanding Officer of Co. A., 3rd Bn. (mechanized) 118th Infantry. Such written authorization shall contain an itemization of expenditures.

SECTION 25. The appropriation made in Item 8, "Special Contingent Fund," shall be expended on the written authorization and direction of the Marlboro Legislative Delegation and shall be expended in connection with a special tax equalization program.

SECTION 26. The appropriation herein made for the Lake Wallace Recreation project shall be expended pursuant to the written authorization of the Marlboro County Legislative Delegation.

SECTION 27. The Senator holding Senate Seat No. 1 for Senatorial District No. 9 shall be deemed a member of the Marlboro County Legislative Delegation for all purposes contemplated by this act and which authorize and/or require action by the Marlboro County Legislative Delegation.

SECTION 28. This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R91, S182)

No. 811

An Act To Remove A Portion Of Road S-37-448 In Oconee County From The State Highway System, And To Provide For Its Closing.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Portion of road removed from Highway System.—That portion of Road S-37-448 from the Carolina and Northwestern Railway southerly and southeasterly to Road S-37-599, is hereby removed from the State Highway System, and is declared to be closed to the traveling public.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of March, 1967.

(R328, S427)

No. 812**An Act To Authorize The School District Of Oconee County To Borrow Not Exceeding Seventy-Five Thousand Dollars For School Purposes, And To Provide For The Payment Thereof.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. School District of Oconee County may borrow certain money.—The Board of Trustees of the School District of Oconee County is hereby authorized to borrow not exceeding seventy-five thousand dollars for additional public school facilities. The amount borrowed shall be evidenced by a note of the School District to be executed by the Chairman of the Board of Trustees and the Treasurer of Oconee County. The note shall bear interest at a rate not to exceed four per cent per annum and shall be payable in five successive, equal, annual installments; *provided*, that the District may reserve the right to anticipate a part, or all, of any note at any time after the payment of the first annual installment.

SECTION 2. Payment.—For the payment of the note issued pursuant to this act the Auditor of Oconee County shall levy and the Treasurer shall collect an annual tax on all of the taxable property of the District sufficient to retire the note and interest due thereon. Before any tax is levied or collected the treasurer shall apply the surplus funds from all school bond accounts to the payment of the indebtedness due on the note. The full faith, credit and taxing power of the School District is irrevocably pledged to the payment of the indebtedness provided for in this act.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R364, H1717)

No. 813

An Act To Authorize The State Highway Department To Abandon Or Alter Highways Rendered Unserviceable By The Keowee-Toxaway Project In Oconee And Pickens Counties, And To Define The Powers And Authority Of The Counties Affected By The Construction Of Such Project.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Abandonment of highways near Keowee-Toxaway project.—The State Highway Department may abandon such State highways, or sections thereof, in the locality of the Keowee-Toxaway Project which, as in its discretion, may be rendered unserviceable by the construction and operation of the Keowee-Toxaway Project; and may contract with the Duke Power Company for the accomplishment of all work that may be necessary in connection with the abandoning, raising, altering, rebuilding, reconstructing, and relocating of any highways, bridges, and structures which may be affected by the construction of such project. Such contracts shall provide for reimbursement to the State Highway Department for all costs in connection therewith; and the State Highway Department may determine the terms, conditions, and monetary considerations for the acquisition by the Duke Power Company of such lands and rights of way forming State highways or portions thereof, including all rights of the public for road purposes, as well as the reversionary rights of the counties in which located, or for the damaging of such rights of way. The State Highway Department may execute any contracts or agreements, or, if in judicial proceedings, any stipulations with the Duke Power Company, and may execute and deliver all necessary deeds, or other conveyances, which will be required in connection with the relocation, alteration, abandonment, or other things concerning roads, bridges, or other facilities on the properties of the State; and such deeds or conveyances shall include any and all reversionary interests in such highway rights of way of any counties or other political subdivisions of the State; *provided*, however, that such abandonments, conveyances, or relocations shall not require advertising, judicial approval, or any other requirement prior to effecting accomplishment. *Provided*, that prior to abandoning or relocating any road or bridge in the State Secondary Highway System, the county delegation of the county in which such highway is located shall be notified.

SECTION 2. Powers of county commissioners.—The county commissioners, or other authorities over roads and revenues of the counties, may exercise, with respect to county roads and rights of way that will be affected by reason of the construction of the Keowee-Toxaway Project, the same powers and authority as are given to the State Highway Department, with respect to State highways and rights of way, in Section 1.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1967.

(R730, H1806)

No. 814

An Act To Provide For The Levy Of Taxes And Make Appropriations In Oconee County For School And County Purposes; To Provide For The Borrowing Of Money In Anticipation Of The Collection Of Taxes; And To Make Appropriations And Direct The Expenditure Thereof For The Fiscal Year Beginning July 1, 1967.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The Auditor of Oconee County is hereby authorized and directed to levy, with the approval of a majority of the legislative delegation, and the treasurer to collect, a sufficient millage on taxable property of Oconee County to meet ordinary county purposes herein appropriated for the year beginning July 1, 1967, and ending June 30, 1968, and a sufficient levy for the payment of any outstanding bonded indebtedness.

SECTION 2. From the general fund of the county and the revenue derived under the provisions of Section 1 of this act, the following appropriations are hereby made, to be expended in conformity with the directions herein specified :

Item 1.

- | | |
|---|--------------|
| A-1. County Work Camp | \$ 24,000.00 |
| A-2. Roads, Bridges, Rock Crusher, labor and replacement of parts, trucks and machinery; Paved Roads and resurfacing old paved roads, <i>provided</i> , each and every road paved shall be set up by project number, and it shall be the duty of the Supervisor to see that proper records are kept on each project, showing expenditures and to what purposes; New Equipment | 253,000.00 |
| The above amount shall come from any surplus gasoline tax and the general fund of the county. | |

- Item 2. Operation and maintenance of county farm to include salary of steward and matron and purchases that may become necessary\$ 11,000.00

Provided, when other facilities become available, this account shall be closed.

The appropriation made in Item 1 and Item 2 shall be expended as may be necessary by the supervisor and county board of commissioners to the purposes above-mentioned in an economical and businesslike manner, and to that end the following procedure shall be observed:

a. The supervisor and members of the board of commissioners are expressly charged with the duty of limiting the expenditures to a six months' period, and any obligation in excess thereof shall be null and void and shall not be an obligation of the county. Failure to comply with this provision shall constitute negligence of office.

b. All salaries and wages of employees which come under the jurisdiction of the county supervisor, and the salaries and wages which come under the jurisdiction of the county board of commissioners, shall be fixed before any such employment may be effective. The supervision of all employees covered by Item 1 and Item 2 shall be the sole responsibility of the supervisor.

c. All purchases of supplies, materials, lumber, gas and oils, and machinery shall be made by the supervisor and board of commissioners after public advertisement for at least ten days or advertisement in two issues of a newspaper published in Oconee County, and purchase shall be made on a basis of economies effected and distribution of contract among suppliers.

d. Food purchases for Item 1 and Item 2 shall be purchased from wholesale companies in Oconee County where possible.

e. Emergency purchases not to exceed eight hundred dollars may be made by the county supervisor without bids and advertisement. *Pro-*

vided, that in such cases where machinery or equipment is in need of repair and idle that the same may be repaired by the supervisor without bids.

Item 3. Salaries and Travel:

A. Clerk of Court	\$ 6,900.00
1st Clerk	4,400.00
2nd Clerk	4,400.00
3rd Clerk	3,400.00
B. Treasurer	2,094.00
Clerk	4,130.00
Extra Clerical Hire	3,400.00
C. Auditor	2,094.00
1st Clerk	3,880.00
2nd Clerk	3,400.00
D. Supervisor	7,200.00
Clerk	4,400.00
E. Judge of Probate	5,842.00
Travel	360.00
Clerk	4,130.00
F. Comptroller	6,300.00
Clerk	4,400.00
G. County Physician	1,000.00
County Attorney	1,000.00
<i>Provided</i> , that additional compensation shall be authorized by the supervisor and county board of commissioners in litigation, to be paid from the contingent fund.	
I. Coroner	1,851.00
Travel and expense	1,020.00
Clerk	380.00
J. Custodian of courthouse and county offices	4,130.00
a. Part-time helper, <i>provided</i> , no prison labor available. Helper to receive \$11.00 per day not to exceed appropriation	2,728.00
K. Members of Board of Commissioners, salary five @ \$300.00 each	1,500.00
Travel, five at \$900.00 each	4,500.00
<i>Provided</i> , travel is done in own vehicle at own expense and not in county vehicles.	

L. Tax Collector	6,300.00
Travel	360.00
Clerk	4,000.00
M. Law Enforcement:	
Sheriff's Salary	7,200.00
Chief Deputy Sheriff's Salary	5,512.00
Nine Deputies @ \$5,176.00 each	46,584.00
One Investigator Deputy, Salary & Expense ..	5,176.00
Industrial Constables	2,500.00
Industrial Constables, Travel	500.00
Such constable shall work in cooperation with the Sheriff's office.	
Jailors	6,200.00
Clerk	3,400.00
N. Magistrates:	
Seneca	1,600.00
Walhalla	1,600.00
Westminster	1,600.00
Salem	330.00
Oakway	330.00
<i>Provided</i> , all fees must be turned over to the general fund of the county; <i>provided</i> , that when a warrant is issued and withdrawn the affiant shall be charged a fee of six dollars.	
O. Miscellaneous:	
Home Demonstration Stenographer, Supplement	900.00
Farm Agent Stenographer, supplement	600.00
Clerk to Probation Officer, supplement	315.00
Part-time Clerk to serve Solicitor and Juvenile Court	3,640.00
Clerk to Board of Commissioners of Election ..	300.00
Item 4. Boards:	
A. Board of Tax Appeals	\$ 300.00
Board of Assessors to be paid from the General Contingent Fund with approval of the delegation.	
B. Sinking Fund Commission @ \$50.00 each (Three Members)	150.00
Item 5. Contributions:	
A. Supplies and telephone, Home Demonstration Agent	\$ 200.00

B. Supplies, Farm Agent	100.00
C. Boys' 4-H Club Work	150.00
D. Girls' 4-H Club Work	150.00
E. Future Farmers' Chapter	100.00
F. Junior Homemakers' Chapter	100.00
G. Maintenance, 4-H Club Center	300.00
H. Travel for Two Fire Wardens @ \$720.00 each	1,440.00
I. Vocational Trade and Industrial Club Work ..	150.00
Item 6. Oconee County Library Commission	\$ 30,153.00
Item 7. Juvenile and Domestic Relations Court:	
Judge, Salary	\$ 8,500.00
Clerk	3,640.00
Supplies	600.00
Emergency Care for juveniles	250.00
Item 8. Court Expenses	\$ 13,500.00
A. <i>Provided</i> , petit jurors and grand jurors shall be paid nine dollars per day, and witnesses one dollar per day in actual attendance.	
B. Magistrate and coroner jurors shall be paid three dollars per day.	
Item 9. Law Enforcement Operation and Maintenance:	
A. Operation of jail to include feeding of prisoners \$	7,000.00
Upon presentation of itemized and notarized claims, to include kitchen supervisor. Purchases other than food, will be made by the supervisor.	
B. Gasoline	8,000.00
<i>Provided</i> , all fees accruing to the Sheriff and Deputies shall be returned to the general fund of the county.	
C. Maintenance, repair of automobiles for Sheriff and Deputies	6,500.00
D. Uniforms, Sheriff and Deputies, eleven @ \$200.00 each	2,200.00
<i>Provided</i> , that uniforms shall be purchased by the Sheriff's Department and shall be signed for and remain the property of Oconee County.	
<i>Provided</i> , further, that within one year after the employment of any Deputy Sheriff, he must attend and graduate from the Law Enforcement School for Officers.	

E. Out of Town Travel	1,250.00
The Sheriff or his Deputies, when on necessary official duty beyond the limits of the county, shall be paid actual expense, not to exceed ten dollars per day. Before being paid, he shall present itemized and notarized vouchers for mileage and receipted bills for expenses. <i>Provided</i> , all expense handled by credit cards shall be properly issued through county comptroller.	
Item 10. Public Welfare:	
A. Emergency Relief	\$ 5,000.00
B. Board of Public Welfare, five members @ \$60.00 each	300.00
C. Travel for Two child welfare workers	1,800.00
D. Supplement to travel for referral of indigent and blind persons	500.00
Item 11. Lunacy and Inquest	\$ 1,320.00
Item 12. Public buildings, telephones, equipment, upkeep and maintenance. Purchases to be made by the supervisor	\$ 16,600.00
Item 13. Books, printing, postage, etc.	\$ 17,745.00
Item 14. Bond Premiums and insurance	\$ 6,500.00
Item 15. County Health Unit, including Home Health Service	\$ 27,300.00
Item 16. County Planning Commission	\$ 20,000.00
Item 17. County Service Officer, county's part	\$ 5,235.00
Item 18. County Hospital	\$ 5,000.00
Item 19. Contingent Fund	\$ 10,000.00
<i>Provided</i> , that this fund shall be expended only upon the written approval of a majority of the legislative delegation.	
Item 20. General Contingent	\$ 7,500.00
<i>Provided</i> , that rentals, magistrates' telephone and miscellaneous obligations including an annual audit of books and records of Oconee County shall be paid therefrom.	
Item 21. National Defense:	
Seneca Unit	\$ 1,500.00
Clemson Unit	800.00

Item 22.	Retirement and Social Security, county's part ..	\$ 35,000.00
Item 23.	Artificial Insemination Program	\$ 2,000.00
	<i>Provided</i> , this fund shall be disbursed upon approval of the Board of Directors of the Oconee County Artificial Insemination Organization.	
Item 24.	Soil and Water Conservation	\$ 2,250.00
	<i>Provided</i> , that such funds shall be used only in the maintenance and operation of watershed projects.	
Item 25.	Civil Defense	\$ 3,500.00
	To be expended only upon the approval of the legislative delegation.	
Item 26.	Rural Fire Control Commission	\$ 2,000.00
	To be expended only upon the approval of the legislative delegation.	
Item 27.	Tri-County Technical Education Center	\$ 7,830.00
Item 28.	Tri-County Historical Commission	5,000.00
Item 29.	Tri-County Mental Health Commission	8,781.00
Item 30.	Oconee Arts Commission	1,000.00

TOTAL

\$754,980.00

Estimated Revenue other than Taxes:

Gasoline Tax	\$150,000.00
Alcoholic Liquor Tax	45,000.00
Beer and Wine Tax	12,000.00
Bank Tax	4,000.00
Insurance License Fees	20,000.00
Income Tax	70,000.00
National Forest Fund	35,000.00
Magistrates' Fines, to include civil fees	38,000.00
Judge of Probate, fees	4,000.00
Clerk of Court	\$ 35,000.00
Other fees and forfeitures	5,000.00

TOTAL

\$418,000.00

Amount to be raised by taxes

\$336,980.00

SECTION 3. The board of commissioners shall include the supervisor wherever the term board of commissioners is used in the appropriations act.

SECTION 4. A tax of forty-seven mills is hereby laid upon all taxable property in Oconee County for general school purposes, and the Auditor of Oconee County is hereby authorized and directed to levy the tax laid, and the treasurer is required to collect the revenues arising therefrom, and the revenues shall be used by the Oconee County Board of Trustees of the School District of Oconee County for administration, the supplementation of teachers' salaries, maintenance and operation of all schools located in the School District of Oconee County, including the community school program and vocational high school program.

SECTION 5. The Auditor of Oconee County is hereby directed to prepare a tax return for each automobile in Oconee County as reported by the South Carolina Highway Department from vehicle registration. The Auditor, Treasurer and Tax Collector of Oconee County are further enjoined to adopt such procedures and methods as shall assist the taxpayers and South Carolina Highway Department in complying with the acts of the General Assembly providing for the payment of property tax on motor vehicles before issuance of registration and license by the South Carolina Highway Department.

SECTION 6. The tax collector shall assist the auditor wherever possible in returning any property for taxation not otherwise returned or where individuals or firms have failed to make returns.

SECTION 7. No fund shall be transferred from one account to another without the written consent of the Oconee County Legislative Delegation. The legislative delegation is hereby empowered to transfer from the general fund or any fund of the county, and supplement any appropriation herein made, and the treasurer, the board of commissioners, and comptroller of the county shall honor such transfers and comply with the terms thereof.

SECTION 8. The board of commissioners shall see that proper records are kept of the county work camp, showing all expenditures and for what purposes, also the number of convicts of the county work camp each day, number received and dismissed, with their names, also kind of work being done by convicts. It shall be the duty of the board of commissioners to see that proper records are kept of all the operations of the county farm, showing all expenditures and receipts, total number of acres being farmed and the market value of all commodities produced. The board of commissioners is hereby

requested to inspect all county buildings, including county home, jail and county work camp each month to see that they are kept in a clean and sanitary condition. The board of commissioners shall inspect all highway construction and see that all work is being done properly. It shall be the duty of the board of commissioners to keep a complete record (pertaining to Item 1, A-2) showing allocations to each incorporated town, expenditures, and to what purpose.

SECTION 9. The supervisor shall furnish to the board of commissioners an accurate inventory of all supplies and materials and parts. Such inventory shall be made on the first day of each month. The board of commissioners shall use such inventory as a guide for purchasing.

SECTION 10. All past transfers of funds by order of the members of the previous and present legislative delegation are hereby validated and confirmed.

SECTION 11. The Treasurer and Board of Commissioners of Oconee County are hereby authorized and empowered, if need be, to borrow in the name of the county an amount not to exceed fifty per cent of the appropriation herein made, and in anticipation of the collection of taxes to meet the operating expenses of the county for the current fiscal year July 1, 1967, to June 30, 1968, and to execute obligations in the name of the county for the sum so borrowed, which shall bear the lowest rate of interest possible. The taxes levied to meet the appropriations of this act shall be pledged to secure payment of the sum so borrowed, with interest thereon, and such obligation shall be executed by the county treasurer and the board of commissioners. Each bank in Oconee County shall be allowed to submit a bid for the total or any portion of the amounts herein authorized to be borrowed, and the officers are empowered to reject any and all bids made therefor.

SECTION 12. The treasurer, upon written request of the county board of education, is hereby empowered and authorized, if need be, to borrow in the name of the schools an amount not to exceed fifty per cent of the appropriation herein made and in anticipation of the collection of taxes to meet the operating expenses of the schools for the current fiscal year July 1, 1967, to June 30, 1968, and to execute obligations in the name of the schools for the sum so borrowed, which shall bear the lowest rate of interest possible. The tax

levied to meet the appropriations of this act shall be pledged to secure payment of the sum so borrowed, with interest thereon, and such obligations shall be executed by the county treasurer and county board of education. Each bank in Oconee County shall be allowed to submit a bid for the total or any portion of the amounts herein authorized to be borrowed, and the officers are empowered to reject any or all bids made therefor.

SECTION 13. The treasurer, upon written request of the county board of education, is hereby authorized and empowered, if need be, to transfer to school transportation account and to school teacher salary account, from the general fund of the county, not to exceed fifty per cent of the appropriation herein made, in anticipation of the collection of taxes to meet the operating expenses of the schools. Upon the collection of the taxes levied for the operation of schools, the sums so transferred shall be refunded to the general fund of the county.

SECTION 14. The treasurer, upon written request of the county board of commissioners, is hereby authorized and empowered, if need be, to transfer to the general fund of the schools, funds, not to exceed fifty per cent of the appropriations herein made in the anticipation of the collection of taxes to meet the operating expenses of the county. Upon collection of the taxes levied for ordinary county purposes, the sums so transferred shall be refunded to the school funds of the county.

SECTION 15. The county superintendent of education, or officer designated by the board of trustees, is authorized to approve claims for teachers' salaries and transportation, and the Treasurer of Oconee County is authorized to pay same from any school fund in anticipation of the receipts of monthly State aid and transportation; *provided*, such claims do not exceed fifty per cent of anticipated monthly State aid and transportation; and *provided*, further, such payments do not exceed fifty per cent of the total amount of school funds on deposit in the banks of Oconee County.

SECTION 16. Before purchase or contracting for the purchase of any equipment, materials, supplies, goods, wares, merchandise, services or anything whatsoever needed and used for county purposes, such department head or heads, not to include the superintendent of education, shall make requisition by order or voucher to the county comptroller's office whereupon it must be certified as to the avail-

ability of funds before any purchase is made. Petty cash funds are hereby authorized if such be necessary to carry out this section.

SECTION 17. When such purchasing or placing of orders is made, the equipment, materials, goods, wares, merchandise or services needed shall be purchased from firms or individuals within this State whenever such firms or individuals are reliable and offer equipment, materials, goods, wares, merchandise or services of equal quality and specifications with like goods from outside the State and at a price equal to or less than the price submitted by such nonresident bidders.

SECTION 18. All claims for supplies and services furnished to the county during any calendar month shall be paid on the sixth day of each month. If this date should fall on a holiday, claims will be paid the following day. Should the sixth day of the month fall on Saturday or Sunday, claims will be paid the following Monday. All claims against the county must be passed on by the comptroller as to the availability of the funds for the payment of same. The county comptroller and the board of commissioners shall at all times maintain in their respective offices a list of all claims paid during the preceding month, showing the payee and the amount, and the records shall be at all times subject to public inspection.

SECTION 19. The appropriation herein made shall not be exceeded and any officer incurring indebtedness on the part of the county in excess of the appropriation herein made shall be liable upon his official bond therefor. Any claims presented to the county for payment and remaining unpaid after the monthly meetings of the board of commissioners shall be listed by the clerk and reported to the treasurer and comptroller within ten days. If no claims remain unpaid, the clerk shall so report.

SECTION 20. No employee of the county shall sell any services, or materials, or hold any office that shall conflict with the hours for which they receive pay from the county or in the performance of their official duties, except that a department or agency may at its own discretion grant a leave of absence for the period of such conflict. *Provided*, in case of such a leave of absence the department granting the leave of absence shall employ a qualified substitute for the duration of absence. All county offices shall be open during lunch hour except in an emergency. As to holidays, the county offices may close on the following days: New Year's, July Fourth, Labor Day, Thanks-

giving Day, and two days for Christmas. There is also allowed six additional days for emergency leave for courthouse employees.

SECTION 21. All recipients of county funds who are not a part of the county government, namely: Farm Agent; Home Agent; Boys' 4-H Club; Girls' 4-H Club; Future Farmers; Junior Homemaker Club; Oconee Hospital; Planning Board; Artificial Insemination; National Defense, Clemson and Seneca Units; and Soil and Water Conservation Board shall furnish an itemized statement of the money spent from the appropriation to that organization. This statement shall be filed with the county board of commissioners and delegation no later than thirty days following the end of the fiscal year.

SECTION 22. Salaries for ordinary clerical employment shall be based on the following schedule:

Beginning or probationary period	\$3,160.00
After six months' service	3,400.00
After two years' service	3,640.00
After five years' service	3,880.00
After eight years' service	4,000.00
After ten years' service	4,130.00
After twelve years' service	4,400.00

The term service shall mean continuous employment except upon official leave of absence granted by the department head.

SECTION 23. The Clerk of the Board of Commissioners of Election of Oconee County shall receive an annual salary of three hundred dollars and the compensation for box managers shall be ten dollars per day while actually employed.

PART II

Permanent Provisions

SECTION 1

There is hereby created the Oconee County Arts Commission to be composed of seven members who shall be appointed by the Governor on the recommendation of the Oconee County Legislative Delegation, including the resident Senator, if any. The members of the commission shall be appointed for terms of four years commencing July 1, 1967 and until their successors are appointed and qualify, except that of those first appointed three shall be for two years and

four for four years. In case of any vacancy prior to the expiration of a regular term the appointment to fill the vacancy for the unexpired portion of the term shall be made in the same manner as provided for the original appointment. The commission shall meet as soon as practicable after appointment and shall elect a chairman from among themselves and adopt rules and regulations by which the commission shall be governed. The members of the commission shall serve without compensation and they may employ such assistance as financial means available permit.

SECTION 2

Service of an individual as a member of the commission shall not be considered as service or employment bringing the individual within the provisions of law concerning the prohibition of such service; nor shall any member of the commission, by reason of his status as such, be deemed an officer of the government within the meaning of dual office holding, as prohibited by the Constitution and laws of this State.

SECTION 3

The duties of the commission shall include but not be limited to the following:

(1) To stimulate and encourage throughout the county the study and presentation of the performing and fine arts and public interest and participation therein;

(2) To make such studies as may be deemed advisable of public and private institutions engaged within the county in artistic and cultural activities, including but not limited to music, theater, dance, painting, sculpture, architecture and allied arts and crafts, and to make recommendations concerning appropriate methods to encourage participation in and appreciation of the arts to meet the legitimate needs and aspirations of persons in all parts of the county;

(3) To take such steps as may be necessary and appropriate to encourage public interest in the cultural heritage of the State of South Carolina and Oconee County and to expand the county's cultural resources; and

(4) To do such other things as may be necessary to carry out the provisions of this act.

SECTION 4

The commission is hereby authorized to hold public or private hearings; to enter into contracts, within the amount made available by appropriation therefor, with individuals, organizations and institu-

tions for services furthering the educational objectives of the commission's programs; to enter into contracts, within the amount made available by appropriation therefor, with local and regional associations for cooperative endeavors furthering the educational objectives of the commission's programs; to accept gifts, contributions and bequests of unrestricted funds from the State, Federal government, individuals, foundations, corporations and other organizations or institutions for the purpose of furthering the educational objectives of the commission's programs; to make and sign any agreements and to do and perform any acts that may be necessary, desirable or proper to carry out the purposes of this act. The commission may request and shall receive from any department or agency of the State such assistance and data as will enable it to carry out its powers and duties.

SECTION 5

The commission shall make an annual report to the legislative delegation, including the resident Senator, if any, and shall make such other reports as it deems necessary.

SECTION 6

The commission shall be the official agency of the county to receive and disburse any funds made available from any source for programs related to the creative and interpretive arts.

End of Part II

This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R33, H1151)

No. 815

An Act To Authorize The Town Of Eutawville In Orangeburg County To Borrow An Amount Not To Exceed Five Thousand Dollars At Such Rate Of Interest And Under Such Terms And Conditions As May Be Mutually Agreed Upon Between The Town And The Lender.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Town of Eutawville may borrow money.—The Town of Eutawville in Orangeburg County is authorized to borrow

an amount not to exceed five thousand dollars at such rate of interest and under such terms and conditions as may be mutually agreed upon between the town and the lender. The amount so borrowed shall be used for capital improvements for the Town of Eutawville.

SECTION 2. Payment.—The Town of Eutawville is hereby authorized to pledge irrevocably for the payment of the loan, the principal and interest, the full faith, credit and taxing power of the town.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1967.

(R72, H1129)

No. 816

An Act To Validate The Creation Of The Horse Range Swamp Watershed Conservation District Of Orangeburg County And Certain Actions Pertaining Thereto; To Recreate The District; To Prescribe Its Area And Functions; And To Provide For Its Governing Body And Prescribe Its Powers And Duties.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that heretofore under the provisions of Act 1331 of 1964, the Horse Range Swamp Watershed Conservation District of Orangeburg County, with the territory described in Section 3 of this act, was duly formed in accordance with Act 1331 of 1964, including the appointment and organizations of the board of directors and the executions of certain contracts.

The General Assembly further finds that the question exists as to the validity of the actions taken pursuant to Act 1331 of 1964 by reason of the fact that in the election prescribed therefor the qualifications for voting vary from the qualifications prescribed for voting under the Constitution of South Carolina. Notwithstanding, it finds that a need exists for a watershed conservation district in the area purportedly created into the Horse Range Swamp Watershed Conservation District of Orangeburg County and, accordingly, has determined to confirm such action and recreate the district.

SECTION 2. Horse Range Swamp Watershed Conservation District recreated.—There is hereby recreated a body corporate and politic of perpetual succession to be known as the Horse Range Swamp Watershed Conservation District of Orangeburg County (hereinafter called the district). It shall be the purpose and function of the district to develop and execute plans and programs relating to any phase of the control and prevention of soil erosion, flood prevention, or the conservation, development, utilization and disposal of water.

SECTION 3. Area.—The district shall include and be comprised of the following territory:

All of that tract, piece or parcel of land, lying, being and situate in the County of Orangeburg and State of South Carolina containing fourteen thousand (14,000) acres, more or less, being the principal portion of the area of Orangeburg County drained by Horse Range Swamp and being bounded on the south by and emptying into Four Hole Swamp, thence in a northerly direction approximately parallel and from one-half to one mile west of the run of Horse Range Swamp crossing U. S. Highway 176 and State road 202 to a point on U. S. Highway 15 about one mile south of intersection of S. C. Highway 121, thence continuing in a northerly direction crossing S. C. Highway 121 to State road 172 approximately eight-tenths mile from junction at S. C. Highway 121, thence in a northerly direction along State road 172 about one and one-quarter miles to junction of county road, thence in an easterly to southeasterly direction to S. C. Highway 121 at the western town limits of Vance, South Carolina, thence along western and southern boundaries of the Town of Vance to the ACL Railroad right of way, thence southeasterly along railroad right of way to a point approximately seven-tenths mile from railroad crossing at S. C. Highway 310, thence in a southerly and southwesterly direction to S. C. Highway 310 approximately two miles south of Vance, thence in a southwesterly direction to State road 607 approximately two-tenths mile west of the junction at S. C. Highway 310, thence in a southwesterly direction to a point on S. C. Highway 45 approximately seven-tenths miles west of intersection with S. C. Highway 310, thence crossing S. C. Highway 45 and paralleling about one-half to one mile south of Highway 45 in a westerly to southwesterly direction to a point on U. S.

Highway 176 approximately six-tenths mile southwest of Wells Crossroads, thence in a southwesterly direction across U. S. Highway 15 to a point on State road 613 approximately one mile southwest of junction at U. S. Highway 15, thence in a westerly direction to beginning at Four Hole Swamp.

SECTION 4. To be governed by board of directors.—(1) The governing body of the district shall consist of five directors, and the following persons elected in 1964 and presently serving are confirmed for terms as indicated: T. W. Irick, four year term; Jimmie Brown, four year term; E. R. Bannister, three year term; H. E. Shuler, three year term; and H. D. Harvey, two year term. Their successors shall be elected for terms of four years.

(2) Not more than ninety nor less than sixty days prior to the termination of any term, nominating petitions may be filed with the supervisors of the soil conservation district to nominate candidates for directors of the watershed conservation district. No nominating petition shall be accepted by the supervisors unless it is signed by twenty-five or more landowners within the watershed conservation district, or, if less than fifty landowners are involved, by a majority of the landowners. If the candidates nominated do not exceed the number of directors to be chosen, the supervisors shall declare them to be elected. No person shall be eligible to be a director of the district who is not a landowner in the district.

(3) If the candidates nominated for directors of the district exceed the number of directors to be chosen, the supervisors of the soil conservation district shall, after having given due notice thereof, cause an election to be held within the district within a reasonable time after the expiration of the nominating period. The provisions of Sections 5, 6, and 7 of Act 1331 of 1964 as to notice, qualifications of voters, absentee voting, and the manner of holding the referendum in organizing a watershed conservation district, shall apply insofar as practicable to the election of the directors. The names of all qualified nominees shall be printed in alphabetical order upon ballots with a square before each name and a direction to insert an "X" mark in the square before any five names to indicate the voter's preference. The candidates who shall receive the largest number respectively of the votes cast in the election shall be the directors of the district, and shall, upon the supervision of the supervisors of the soil conservation district, be the governing body of the district.

(4) The directors shall annually designate from among their number a chairman, secretary and treasurer. The treasurer shall execute an official bond for the faithful performance of the duties of his office, to be approved by the directors. The bond shall be executed by a surety company authorized to do business in this State and shall be in an amount determined by the directors. The premium on each bond shall be paid by the district.

SECTION 5. To be corporate body—powers.—The district organized under the provisions of this act shall constitute a governmental subdivision of this State, and a public body corporate and politic, exercising public powers, and the district and the directors thereof shall, subject to the approval of the supervisors of the soil conservation district, have the following powers, in addition to the others granted in other sections of this act :

(1) To acquire, by purchase, exchange, lease, gift, grant, bequest, devise, or otherwise, or through condemnation proceedings in the manner provided in Sections 25-101 through 25-140 and Sections 33-121 through 33-148 of the 1962 Code, such lands, easements, or rights-of-way as are needed to carry out any authorized purpose of the watershed conservation district; and to sell, lease, or otherwise dispose of any of its property or interests therein in furtherance of the purposes and provisions of this act;

(2) To construct, reconstruct, repair, enlarge, improve, operate, and maintain such works of improvement as may be necessary or convenient for the performance of any of the operations authorized by this act;

(3) To borrow money and to execute promissory notes and other evidences of debt in connection therewith for payment of the costs and expenses of organizing the district or for carrying out any authorized purpose of the district, and if promissory notes are issued, to execute mortgages on any property owned by the district, or assign or pledge the revenues or assessments of the district as may be required by the lender as security for the repayment of the loan; and to issue, negotiate, and sell its bonds as provided in Section 6 of this act;

(4) To levy an annual tax on the real property within the district subject to the limitations provided in Section 8 of this act for payment of the costs and expenses of organizing the district or for carrying out any authorized purpose of the district. The levy shall be made only after approval by the supervisors of the soil conservation district and upon notifying the county auditor.

SECTION 6. Bonds not to be issued unless referendum held.—

(1) Bonds authorized by Section 5 of this act shall not be issued until proposed by order or resolution of the directors of the district, specifying the purpose for which the funds are to be used and the proposed undertaking, the amount of any bonds to be issued, the rate of interest they are to bear, and the amount of any necessary tax levy in excess of the maximum authorized in Section 8 of this act. A copy of the order or resolution shall be certified to the supervisors of the soil conservation district.

(2) The supervisors shall hold a hearing on the proposal after having given due notice. If it appears that the proposal is within the scope and purpose of this act and meets all other requirements of the law, the proposal shall be submitted to the landowners of the district by a referendum held by the supervisors.

(3) The provisions of Sections 5, 6 and 7 of Act 1331 of 1964 as to notice, qualifications of voters, absentee voting, and manner of holding the referendum in organizing a watershed conservation district shall apply to the referendum held under this section, except that all qualified electors of the district shall be entitled to vote therein.

(4) If two-thirds of the votes cast in the referendum favor the proposal, the directors shall, with the approval of the supervisors, be authorized to issue the bonds.

SECTION 7. Compensation.—The directors of the watershed conservation district shall receive no compensation for their services, but they may be reimbursed for expenses, including traveling expenses, necessarily incurred in the performance of their duties as approved by the supervisors of the soil conservation district.

SECTION 8. Budget and tax levy.—Within the first quarter of each calendar year, the directors of the watershed conservation district shall prepare an itemized budget of the funds needed for administration of the watershed conservation district and for construction, operation and maintenance of works of improvement. After approval of the budget by the supervisors of the soil conservation district, the county auditor shall levy a tax sufficient to meet such budget on all real property within the watershed conservation district of not to exceed five mills on each dollar of assessed valuation, except that this limitation shall not apply to any levy necessary to provide a sinking fund for the retirement of bonds authorized by Section 6 of this act. A copy of the budget shall be certified to the Auditor of Orangeburg County.

SECTION 9. List of landowners and acres subject to assessment.—(1) The directors of the watershed conservation district, with the assistance of the county auditor, shall prepare a list of the landowners involved, showing the number of acres subject to assessment.

(2) When the property tax rolls are delivered to the county treasurer by the county auditor, as required by law, the county treasurer shall compute the tax due the watershed conservation district from each landowner in accordance with the rate fixed by the directors and the value of the real property indicated on the tax roll. The computation shall be made on the regular tax bills.

SECTION 10. Collection of taxes.—(1) The county treasurer shall collect the taxes due the watershed conservation district at the same time and in the same manner as he collects other taxes of the county.

(2) The taxes shall be subject to the same due and delinquency dates, discounts, penalties and interests as are applied to the collection of county taxes.

SECTION 11. Expenditures.—Tax funds collected shall be transferred to and held by the treasurer of the watershed conservation district for the specific purpose for which they have been collected. All expenditures of the funds shall be made by the directors of the watershed conservation district with the approval of the supervisors of the soil conservation district.

SECTION 12. Petition to have lands detached.—The owners of lands which have not been, are not and cannot be benefited by their inclusion in the watershed conservation district may petition the supervisors of the soil conservation district to have such lands detached. The petition shall describe the lands and state the reasons why they should be detached. A hearing shall be held by the supervisors within thirty days after the petition is filed and due notice of such hearing shall be given by the supervisors. If it is determined by the supervisors that the lands shall be detached, the determination shall be certified to the Auditor of Orangeburg County for recording. After being recorded, the certification shall be filed with the State Soil Conservation Committee.

SECTION 13. Petition for discontinuance of district—hearing—referendum—discontinuance if election and determination favorable.—(1) At any time after five years after the organization

of a watershed conservation district, twenty-five or more landowners within the district, or, if less than fifty landowners are involved, a majority of the landowners, may file a petition with the supervisors of the soil conservation district asking that the existence of the watershed conservation district be discontinued. The petition shall state the reasons for discontinuance, and that all obligations of the watershed conservation district have been met. The supervisors may conduct the hearings upon the petition as may be necessary to assist them in the consideration.

(2) Within sixty days after the petition has been filed with the supervisors they shall give due notice of the holding of a referendum. The supervisors shall hold the referendum substantially as provided for in Section 6 of this act. The question shall be submitted by ballots upon which the words "For terminating the existence of the Watershed Conservation District," and "Against terminating the existence of the Watershed Conservation District" shall be printed, with a square before each proposition and a direction to insert an "X" mark in the square before one or the other of the propositions as the voter may favor or oppose the discontinuance of the watershed conservation district. Only landowners within the watershed conservation district shall be eligible to vote in such referendum. No informality in the conduct of the referendum or in any matters relating thereto shall invalidate the referendum or the results thereof if notice of the referendum shall have been given substantially as herein provided and the referendum shall have been fairly conducted.

(3) The supervisors shall publish the results of the referendum and shall thereafter determine whether the continued operation of the watershed conservation district is administratively practicable and feasible. If the supervisors determine that the continued operation of the watershed conservation district is administratively practicable and feasible, they shall record the determination and deny the petition. If the supervisors determine that the continued operation of the watershed conservation district is not administratively practicable and feasible, they shall record the determination and shall certify the determination to the directors of the watershed conservation district; *provided*, however, that the supervisors shall not be authorized to determine that the continued operation of the watershed conservation district is administratively practicable and feasible unless at least a majority of the votes cast in the referendum shall have been cast in favor of the continuance of the watershed conservation district.

(4) Upon receipt from the supervisors of a certification that they have determined that the continued operation of the watershed conservation district is not administratively practicable and feasible, the directors shall proceed to terminate the affairs of the watershed conservation district. A copy of the determination shall be certified to the Auditor of Orangeburg County for recording. After being recorded, the certification shall be filed with the State Soil Conservation Committee.

SECTION 14. Supervisory authority if district discontinued.—

If the Orangeburg Soil Conservation District is discontinued, all supervisory authority over the affairs of the watershed conservation district which was previously exercised by the supervisors shall thereafter be exercised by the Governing Body of Orangeburg County.

SECTION 15. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of February, 1967.

(R223, H1543)

No. 817

An Act To Appropriate Funds To The Orangeburg-Calhoun Area Technical Education Commission.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. There is hereby appropriated from the General Fund of Orangeburg County to the Orangeburg-Calhoun Area Technical Education Commission the sum of six thousand nine hundred fifty-three dollars and five cents.

SECTION 2. This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R224, H1545)

No. 818

An Act To Appropriate Funds To The Orangeburg County Planning And Development Commission.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. There is hereby appropriated from the General Fund of Orangeburg County to the Orangeburg County Planning and Development Commission the sum of seven thousand two hundred fifty dollars for Orangeburg County's portion of costs of a comprehensive county plan.

SECTION 2. This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R318, H1687)

No. 819

An Act To Amend An Act Of 1967, Bearing Ratification No. 72, Relating To The Horse Range Swamp Watershed Conservation District Of Orangeburg County, So As To Provide For The Election Of District Directors By The Qualified Electors Of The District, And To Eliminate The Millage Limitation For Maintenance Of The District.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Subsection 3, Section 4 of Act 816 of 1967 amended—election.—Subsection (3) of Section 4 of an Act of 1967 bearing Ratification No. 72 is amended so as to provide for the election of district directors by the qualified electors of the district by changing the period following "directors" on line nine to a comma and adding: "except that all qualified electors of the district shall be entitled to vote in the election." When so amended, subsection (3) shall read :

"(3) If the candidates nominated for directors of the district exceed the number of directors to be chosen, the supervisors of the soil conservation district shall, after having given due notice thereof, cause an election to be held within the district within a reasonable time after the expiration of the nominating period. The provisions of Sections 5, 6, and 7 of Act 1331 of 1964 as to notice, qualifications of voters, absentee voting, and the manner of holding the referendum in organizing a watershed conservation district, shall apply insofar as practicable to the election of the directors, except that all qualified electors of the district shall be entitled to vote in the election. The names of all qualified nominees shall be printed in alphabetical order upon ballots with a square before each name and a

direction to insert an 'X' mark in the square before any five names to indicate the voter's preference. The candidates who shall receive the largest number respectively of the votes cast in the election shall be the directors of the district, and shall, upon the supervision of the supervisors of the soil conservation district, be the governing body of the district."

SECTION 2. Section 8 of Act 816 of 1967 amended—tax levy.—Section 8 of an Act of 1967 bearing Ratification No. 72 is amended so as to eliminate the millage limitation on tax levies for maintenance of the district by striking the second sentence and inserting in lieu thereof the following: "After approval of the budget by the supervisors of the soil conservation district, the county auditor shall levy a tax on all real property within the watershed conservation district sufficient to meet such budget and to cover the annual cost of maintenance of the watershed as stated in the official work plan." When so amended, the section shall read:

"Section 8. Within the first quarter of each calendar year, the directors of the watershed conservation district shall prepare an itemized budget of the funds needed for administration of the watershed conservation district and for construction, operation and maintenance of works of improvement. After approval of the budget by the supervisors of the soil conservation district, the county auditor shall levy a tax on all real property within the watershed conservation district sufficient to meet such budget and to cover the annual cost of maintenance of the watershed as stated in the official work plan. A copy of the budget shall be certified to the Auditor of Orangeburg County."

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of May, 1967.

An Act To Authorize The Treasurer Of Orangeburg County To Transfer Twenty-Four Thousand Dollars From The General Fund Of The County To The Contingent Fund.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Transfer of monies.—The Treasurer of Orangeburg County is hereby authorized to transfer twenty-four thousand dollars from the general fund of the county to the contingent fund for necessary county purposes.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R501, H1937)

No. 821

An Act To Appropriate Eight Thousand Dollars From The Contingency Fund Of Orangeburg County For The Orangeburg-Calhoun Technical Education Center.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. There is hereby appropriated eight thousand dollars from the Contingency Fund of Orangeburg County for the Orangeburg-Calhoun Technical Education Center.

SECTION 2. This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R549, H1983)

No. 822

An Act To Appropriate Thirty Thousand Dollars From The General Fund Of Orangeburg County As A Portion Of The Share Of The County In The Snagging And Clearing Of The North Edisto River.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. There is hereby appropriated the sum of thirty thousand dollars from the general fund of Orangeburg County as a portion of the share of the county in the snagging and clearing of the North Edisto River.

SECTION 2. This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R669, S575)

No. 823

An Act To Authorize The State Highway Department To Remove A Certain Portion Of The Road System In Orangeburg County From The State Highway System.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Portion of road in Orangeburg County removed from highway system.—Authority is granted to the State Highway Department to remove a section of road extending from Route 453 approximately seven-tenths of a mile south of Road S 68 southeasterly and southerly, and also from Route 453 northeasterly and northerly approximately 1.06 miles to Santee-Portland Cement Company in Holly Hill, in Orangeburg County, from the State Highway System.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R676, S574)

No. 824

An Act To Authorize The State Highway Department To Remove A Certain Section Of Road In Orangeburg County From The State Highway System.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Portion of road removed from Highway system—Orangeburg County.—The State Highway Department is hereby authorized to remove Roads S-1143 and S-1228 leading from U. S. Highway 21 into Fabric Services, Inc., plant in Orangeburg County from the State Highway System.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R713, H2087)

No. 825**An Act To Authorize The State Highway Department To Remove A Certain Portion Of The Road System In Orangeburg County From The State Highway System.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Removal of portion of Orangeburg County road system from state highway system.—Authority is granted to the State Highway Department to remove Road 1642 from its intersection with State Highway 453 approximately seven tenths of a mile south of Road 68 and running southeasterly and southerly to the intersection with State Highway 453, including Loop Road 1632, from the State Highway system.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R743, H2072)

No. 826**An Act To Authorize The Horse Range Swamp Watershed Conservation District In Orangeburg County To Issue Bonds Of The District Not To Exceed Seventy Thousand Dollars And To Prescribe The Purposes For Which The Proceeds May Be Used And To Make Provisions For Payment Thereof.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—Horse Range Swamp Watershed Conservation District (the District) in Orangeburg County was established to provide facilities for drainage, including flood control and the prevention of soil erosion, within the District. After due investigation the General Assembly has determined (a) that the District should provide not exceeding seventy thousand dollars to defray a portion of the cost of such drainage facilities, (b) that the construction of such facilities will benefit all real property lying within the District, (c) that an assessment against all real property within the District on the basis of their assessed values would constitute an equitable assessment of the land so benefited, and (d) that the District should be authorized to issue

its bonds in the amount of not exceeding seventy thousand dollars to be repaid from such an assessment. In so providing by the enactment of this act the General Assembly is acting pursuant to all powers vested in it, including those specifically set forth in Article I of the Amendments of the South Carolina Constitution.

SECTION 2. Horse Range Swamp Watershed Conservation District bond issue authorized.—The Directors of the District are authorized to issue bonds of the District in the aggregate principal amount of not exceeding seventy thousand dollars for the purpose of defraying the costs of constructing the aforesaid drainage facilities within the District, *provided*, that the Directors shall certify prior to the issuance of any such bonds that at least two-thirds of the persons voting in a referendum to be held in the District voted favorably for the issuance of the bonds authorized hereby. In effecting the issuance of the bonds authorized by this act the Directors may take action at a special or regular meeting, in the form of a resolution which shall become effective immediately upon its adoption.

SECTION 3. Maturity.—The bonds authorized by this act may be issued as a single issue or from time to time in several separate issues and they shall mature in such series or installments as the Directors shall from time to time determine. In the discretion of the Directors the bonds authorized hereby may be issued in the form of a single fully registered bond, in which event the same may, in the discretion of the Directors, contain a provision permitting the conversion of the same, at the option of the holder, into coupon bonds at the expense of the District.

SECTION 4. Prior redemption.—The bonds may contain a provision permitting their redemption prior to their stated maturity at such rate or premium as may be prescribed by the Directors.

SECTION 5. Interest.—The bonds shall bear such rate or rates of interest as the Directors shall determine, not to exceed 3.225 per cent per annum, payable annually or semiannually.

SECTION 6. Date and place of payment.—The bonds shall bear such date and be payable at such place or places as the Directors shall determine.

SECTION 7. Registration.—If bearer bonds are issued, they may be issued with the privilege to the holder of having them registered as to principal on the books of the County Treasurer of Orangeburg

County, and the principal thus made payable to the registered holder, unless the last registered transfer shall have been to bearer, upon such conditions as the Directors may prescribe.

SECTION 8. Execution.—The bonds shall be executed in such manner as the Directors shall prescribe.

SECTION 9. Sale.—Bonds issued pursuant to this act shall be sold at not less than par and accrued interest to the date of delivery, and the Directors are authorized to sell the same at a private or negotiated sale without the necessity of any advertisement.

SECTION 10. Use of proceeds.—The proceeds derived from the sale of the bonds shall be deposited with the Treasurer of Orangeburg County in a special fund separate and distinct from all other funds and shall be expended upon the order of the Directors as follows: (a) any accrued interest to the first installment of interest due, (b) any premium to the payment of the first installment of principal due, (c) the remaining proceeds shall be used to defray the costs of issuing the bonds and any balance remaining shall be used to provide the drainage facilities described in Section 1; *provided*, no purchaser or subsequent holder of any of the bonds shall be responsible for the proper application of the proceeds.

If any moneys remain after making the foregoing application the remainder shall be applied to the payment of the bonds issued pursuant to this act.

SECTION 11. Payment by levy.—For the payment of the principal and interest of all bonds issued pursuant to this act as they respectively mature, and for the creation of such sinking fund as may be necessary therefor there shall be imposed upon all real property in the District on the basis of assessed value an assessment, without limit as to rate or amount, in the form of millage and there shall be levied annually by the Auditor of Orangeburg County and collected by the Treasurer of Orangeburg County, in the same manner as County taxes are levied and collected such an assessment without limit on all real property in the District.

SECTION 12. Tax exempt.—The principal and interest of all bonds or notes issued pursuant to this act shall have the tax-exempt status prescribed by Section 65-4.1, Code of Laws of South Carolina, 1962.

SECTION 13. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R744, H2089)

No. 827

An Act To Provide For The Operation Of Orangeburg County And The Welfare Of Its People During The Period From July 1, 1967, To June 30, 1968; To Direct County Activities; And To Levy Taxes For School Purposes And Regulate Expenditures Of School And County Funds During The Period.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. For all county purposes and for the operation of Orangeburg County during the period beginning July 1, 1967, and ending June 30, 1968, the amounts stated herein are hereby appropriated; and there is hereby levied for the fiscal year 1967-1968 eight mills on all property in the county which, with other revenues accruing to the ordinary county fund, shall be used to pay amounts appropriated as follows:

Roads and Bridges:

1. Maintenance of chain gang, purchase material, equipment and expense of maintenance of roads, bridges, public works and operation of pipe plant	\$238,727.00
Total, Roads and Bridges	\$238,727.00

County Highway Commission:

4-A. Salary, members of Highway Commission	\$ 12,000.00
4-B. Salary, clerk of Highway Commission	4,800.00
4-C. Salary, County Attorney	2,400.00
<i>Provided</i> , that the salary shall cover all services rendered the county except in actions in tort against the county.	
<i>Provided</i> , further, that no other attorney shall be employed except with the approval of the county legislative delegation.	
4-D. Salary, County Director	9,135.00

4-E. Travel, County Director	3,000.00
4-F. Extra clerical help, Highway Commission	3,705.00
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Total, County Highway Commission	\$ 35,040.00
County Treasurer:	
10-A. County's portion, salary, County Treasurer	\$ 4,015.00
<i>Provided, that the county shall pay so much as will make his salary from county and State total \$8,820.00.</i>	
10-B. Salary, Deputy County Treasurer	6,300.00
10-C. Clerical help, County Treasurer's Office	3,600.00
10-D. Extra help (to be expended upon approval of the majority of the legislative delegation)	1,050.00
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Total, County Treasurer's Office	\$ 14,965.00
County Tax Assessor:	
Salary, County Tax Assessor	\$ 7,467.52
Salary, Assistant Tax Assessor	6,000.00
Salary, Field Appraiser	5,459.96
Salary, Field Appraiser	5,459.96
Salary, Field Appraiser	5,459.96
Salary, Field Appraiser	5,459.96
Salary, Field Appraiser	5,200.00
Salary, Field Appraiser	5,200.00
Travel, Tax Assessor's Office	2,000.00
Salary, Stenographer Sec.	3,150.00
Salary, Clerk-Typist	3,024.00
Salary, Clerk-Typist	3,024.00
Salary, Draftsman	4,800.00
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Total, Tax Assessor's Office	\$ 61,705.36
County Auditor:	
15-A. County's portion, salary, County Auditor	\$ 4,015.00
<i>Provided, that the county shall pay so much as will make his salary from the county and State total \$8,820.00.</i>	
15-B. Salary, Deputy Auditor	6,791.40
15-C. Clerk, Auditor's Office	3,754.80
15-D. Clerk, Auditor's Office	3,654.00
15-E. Auditor's equalization fund	1,500.00

15-F. Extra assistance, Auditor's Office (to be expended upon approval of the majority of the legislative delegation)	800.00
Total, County Auditor	\$ 20,515.20
Clerk of Court:	
25-A. Salary, Clerk of Court	\$ 8,820.00
25-B. Salary, Deputy Clerk of Court	6,791.40
25-C. Salary, Assistant Recording Clerk, Clerk of Court	3,150.00
25-D. Recording Clerk in office of Clerk of Court	4,075.04
25-E. Assistant Recording Clerk	3,150.00
Total, Clerk of Court	\$ 25,986.44
Education Department:	
30-A. Superintendent of Education, office expense ...	\$ 700.00
30-B. Clerk to Superintendent of Education	3,769.92
30-C. Clerk to Superintendent of Education	3,769.92
30-D. Supplement County Lunch Room Supervisor ..	1,002.75
30-E. Superintendent of Education, county's portion of salary	3,378.90
<i>Provided, that only so much shall be paid as to make a total salary from the county and State of \$8,820.00.</i>	
30-F. Travel, Superintendent of Education	700.00
30-G. Per diem and travel, members County Board of Education	4,000.00
30-H. Travel, Attendance Teacher	500.00
30-I. Secretary to County Lunch Room Supervisor ..	3,150.00
30-J. Extra secretarial help	500.00
32-A. Eye treatment and glasses, needy school children, to be spent under supervision of Attendance Teacher	150.00
Total, Education Department	\$ 21,621.49
Library Department:	
34-A. Salary, Librarian	\$ 5,182.80
34-B. Salary, Assistant Librarian	3,368.40
34-C. Salary, Library Assistant	2,879.10
34-D. Salary, Bookmobile Librarian	2,863.35

34-E. Salary, Bookmobile Assistant	2,863.35
34-F. Salary, Desk Assistants	3,054.45
35-H. Salary, Librarian (Branch Library)	2,879.10
35-I. Salary, Assistant Librarian (Branch Library) ..	1,942.50
35-J. Salary, Bookmobile Driver (Branch Library) ..	1,524.60
35-K. Salary, Custodian Holly Hill Library	502.95
35-L. Salary, Custodian Elloree Library	502.95
35-M. Books and periodicals	4,500.00
35-N. Supplies and binding	1,000.00
35-O. Travel, Library Commission	250.00
35-P. Bookmobile operation	700.00
35-Q. Miscellaneous	3,700.00
35-S. Travel, Librarian	300.00

Total, Library Department\$ 38,013.55

Provided, that all funds appropriated herein for items 30-A through 35-S are appropriated directly to the Orangeburg County Board of Education to be expended and disbursed by the board in accordance with the provisions of this act.

Provided, further, that any funds donated by the South Carolina Library Board shall be used for the purchase of books and any funds donated by the city of Orangeburg, or otherwise received, shall be used for miscellaneous expenses. *Provided*, further, that appropriation for miscellaneous expenses provided under 35-Q may be used for telephone, telegraph, furniture and equipment, insurance, water and lights, heating, repairs, post office box rent and association meetings and dues. *Provided*, further, that the county director shall do the purchasing for the library and branch library except books, literature and minor items for the use in the maintenance thereof. *Provided*, further, that an itemized account of all receipts and disbursements of funds received other than from Orangeburg County shall be filed quarterly with the Orangeburg County Board of Education. *Pro-*

vided, further, that the sums set out hereinabove may be transferred by the County Board of Education to other designated items upon the written approval of the majority of the Orangeburg County Legislative Delegation.

Tax Collector :

39-A. Salary, Tax Collector	\$ 7,467.60
39-B. Clerk	3,000.00
39-C. Clerk	3,704.40
39-D. Deputy Tax Collector	4,800.00
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Total, Tax Collector's Office	\$ 18,972.00

Law Enforcement :

40-A. Salary, Sheriff	\$ 8,820.00
40-B. Expense in and outside the county	2,400.00
40-C. Clerk	3,704.40
43-A. Salary, Jailor	3,455.55
43-B. Dieting prisoners	12,000.00
<i>Provided</i> , that the Sheriff shall be allowed one dollar per day for dieting each prisoner; <i>provided</i> , however, that the day of admittance shall be excluded, and the day of discharge included in computing the number of prisoner days.	
43-C. Jail equipment, repairs, heating and miscellaneous expense	7,000.00
46-B. Salary, eleven deputies @ \$4,651.50	51,166.50
46-C. Salary, Chief Deputy Sheriff	5,258.40
46-D. Travel, twelve Deputy Sheriffs @ \$2,760.00 ..	33,120.00
<i>Provided</i> , that the County Treasurer is authorized to pay from 43-B claims of outside deputy sheriffs for feeding prisoners kept in their custody between the time of their arrests and transfer to jail or discharge. The per diem allowed the Sheriff shall be followed and each claim shall be itemized and approved by the magistrate in whose jurisdiction the arrest was made.	
46-E. Purchase of uniforms and law enforcement equipment	3,400.00
46-F. Radio maintenance	3,600.00
46-G. Radio operator	1,870.00

46-H. Miscellaneous expense, Sheriff's office	600.00
46-I. Substitute jailor	600.00
46-J. Walkie-talkie radio	1,500.00

Total, Law enforcement\$138,494.85

Judicial Department:

50-A. Court expense\$ 20,000.00

Provided, the court bailiff shall receive six dollars per day; *provided*, the chief bailiff to be designated by the Sheriff shall receive eight dollars per day. *Provided*, further, that ten dollars may be paid for each transcript of testimony at coroner's inquests, upon the approval of the coroner. *Provided*, further, that in the event any capital cases are appealed to the Supreme Court by lawyers appointed by the court to represent the defendant, the cost of printing record for appeal and brief for defense counsel shall be paid for from this item.

50-B. County audit, as contracted for by Orangeburg County Highway Commission	1,500.00
53-B. Salary, County Judge	14,175.00
53-C. Salary, stenographer for County Judge	5,432.70
53-D. Salary, court stenographer for county court work	1,102.50
53-E. Clerical help for Circuit Solicitor	1,000.00
53-F. Travel, Probation Officer	480.00
54-A. Salary, Domestic Relations Court Judge (part-time)	6,113.10
54-B. Salary, Stenographer, Domestic Relations Court	4,148.55
54-C. Salary, Clerk, Domestic Relations Court, part-time	1,260.00
54-D. Salary, Probation Counselor, Domestic Relations Court	5,600.00
54-E. Travel, Probation Counselor, Domestic Relations Court	2,100.00
54-G. Miscellaneous expense, Domestic Relations Court	600.00
54-H. Rent for office, J. M. Brailsford, Supreme Court Justice	960.00
54-I. Clerical help—Circuit Judge	1,411.00

Total, Judicial Department\$ 65,882.85

Probate Judge:

55-A. Salary, Judge of Probate	\$ 8,820.00
55-B. Salary, Deputy Judge of Probate	6,300.00
55-C. Post mortems and lunacies	2,400.00
55-D. Part-time Recording Clerk	2,100.00
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Total, Judge of Probate	\$ 19,620.00

Magistrates (part-time):

58-A. Salary, Magistrate at Orangeburg	\$ 4,075.05
58-B. Full-time stenographic service for Magistrates at Orangeburg	2,822.40
59-A. Salary, Magistrate at North	1,628.55
59-B. Salary, Magistrate at Branchville	1,628.55
59-C. Salary, Magistrate at Bowman	1,628.55
59-D. Salary, Magistrate at Holly Hill	1,837.50
59-E. Salary, Magistrate at Elloree	1,837.50
59-F. Salary, Magistrate at Springfield	1,467.90
59-G. Salary, Magistrate at Cope	1,628.55
59-H. Salary, Magistrate at Neeses	1,628.55
59-I. Salary, Magistrate at Norway	1,467.90
59-J. Salary, Magistrate at Eutawville	1,467.90
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Total, Magistrates	\$ 23,118.90

County Health Work	\$ 53,449.00
60-A. Rabies Control Officer	4,500.00
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Total, County Health Work .. . \$ 57,949.00

Provided, that such sum of money shall supplement the allotment to Orangeburg County by the State Health Department and the budget of the Health Department shall be approved by the Orangeburg County Legislative Delegation.

Any unexpended funds remaining at the end of the year shall revert to the general fund of the county. *Provided*, further, the rabies control program shall be under the supervision and control of the county health officer.

Farm and Home Demonstration Department—to be approved by the legislative delegation .. . \$ 10,445.04

65-N. Negro Fair Association 300.00

Total, Farm and Home Demonstration Department\$ 10,745.04

Social Service:

70-A. Relief for the needy under the supervision of Department of Public Welfare\$ 7,200.00

Such sum to be advanced to County Welfare Department quarterly and, at the end of each quarter period, the county legislative delegation shall be furnished a statement showing how such money was spent.

70-B. Hospital aid for charity patients 50,000.00

Provided, such sum of money shall be paid to the Orangeburg Hospital at Orangeburg in quarterly payments and, before such payments are made, the hospital shall furnish to the Orangeburg County Highway Commission a statement showing the number of charity patients treated, and the number of days such patients were treated during the preceding quarter, and not more than thirty per cent of the total appropriation shall be drawn for any one quarter of the fiscal year. *Provided*, further, that the officials of the hospital shall have the right to enlist the assistance of the Orangeburg County Department of Public Welfare in investigating the financial standing of any person applying for assistance under the provisions of this section. *Provided*, further, that not more than seven dollars and fifty cents per day shall be payable from county for care of any patient.

70-C. County Welfare Department, petty cash 1,800.00

72-A. Salvation Army 600.00

73-A. Children's nursery at Orangeburg 600.00

73-F. Colored Children's work 180.00

73-H. Sunlight Club, for aid in county 600.00

Total, Social Service\$ 60,980.00

Miscellaneous Expenses and Services:

75-A. Salary of Coroner (part-time)	\$ 2,822.40
75-B. Travel of Coroner @ \$30.00 per month	360.00
75-C. Payment of Coroner's juries at rate of two dollars for each member	400.00
75-D. Orangeburg County Planning and Development Commission	10,000.00
<i>Provided</i> , that the Orangeburg County Planning and Development Commission may draw the above amount and deposit the proceeds in its own bank account to carry on the duties prescribed for it by law. <i>Provided</i> , that county delegation shall be given an accounting of expenses under this item each year.	
75-E. Salary, Service Officer	7,112.00
<i>Provided</i> , that his full time is given to the duties of his office.	
75-F. Stenographer for Service Officer	3,969.00
75-G. Services rendered Service Officer	2,100.00
<i>Provided</i> , that he be furnished an office in the courthouse.	
75-H. Salary, members of Board of Registration	1,605.45
<i>Provided</i> , the chairman shall receive a salary of \$551.25 from county appropriation.	
75-I. Expense, local South Carolina National Guard units	1,000.00
75-J. Expense, Civil Defense	500.00
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Total, Miscellaneous Expenses and Services ..	\$ 29,868.85

General Expense:

80-A. Stationery, books, office supplies, equipment, printing, postage and advertising	\$ 28,000.00
80-B. Insurance on public buildings	2,500.00
80-C. Premiums on bonds of county officials	1,500.00
80-D. Courthouse, expenses, including fuel, utilities, water, supplies, telephone, etc.	20,000.00
80-E. Part-time clerical help, Orangeburg Soil Conservation District	1,835.00
80-H. Janitor service, Courthouse	2,852.85
80-I. Janitors, office building	1,331.40

80-J. Janitors, County Health Center	2,048.05
80-K. To match funds of county officers and employees for retirement purposes and Social Security ..	54,000.00
80-L. Workmen's Compensation coverage	4,000.00
80-N. To supplement funds, county officers and em- ployees—group insurance	11,000.00
80-O. Repairs to county buildings	5,000.00
80-T. Secretary to delegation (salary)	600.00

Total, General Expense\$134,667.30

Contingent Fund:

85-A. Contingent expenses	\$ 30,000.00
<i>Provided</i> , that the expenditures from this item shall be approved by the county legislative dele- gation.	

Total, Contingent Fund\$ 30,000.00

Vocational Rehabilitation Clinic and Rehabilitation

Center\$ 17,000.00

Total, Vocational Rehabilitation Clinic and Re-
habilitation Center\$ 17,000.00

Transitory Expenditures:

90-G. For heat, water and expenses of curb market ..	\$ 180.00
<i>Provided</i> , this amount shall be paid monthly to the secretary.	

Total, Transitory Expenses\$ 180.00

Orangeburg County's share of the operating
budget for the Orangeburg-Calhoun Technical
Education Center 20,434.00

TOTAL FOR OPERATING EXPENSES \$ 1,084,486.83

SECTION 2. The sums herein appropriated for the specific purposes under the several items herein are the maximum amounts which shall be expended for the respective purposes and no warrant shall be issued in excess of such amounts, nor shall any indebtedness be incurred which in the aggregate exceeds the amounts provided for each item, and the Treasurer of Orangeburg County

is prohibited from paying any warrant which exceeds such sums; *provided*, that no money shall be spent otherwise than is specifically authorized by this act or the legislative delegation, as provided herein, and all unexpended balances not otherwise directed in this act shall be placed to the credit of the general county fund.

SECTION 3. The sums hereinabove appropriated shall only be used if so much be necessary and when not otherwise provided. Salaries and expenses, when combined in the same item, shall be paid monthly without requiring expenses to be itemized. *Provided*, that where expenses are provided as a separate item they shall not be paid except upon sworn itemized statements of the same. Travel paid for by the county shall be at the rate of nine cents per mile except that, when a public conveyance is used, only the actual cost of the transportation shall be paid.

SECTION 4. All sums received by the county treasurer from the officers formerly receiving fees in Orangeburg County shall be credited to the general county fund, and the treasurer shall keep a separate record of the monthly remittance from each such officer. *Provided*, that whenever any fees are due to any county officers by reason of work or service done for the county and, where the fees required by law to be paid would have to be paid by the county, the various county officers heretofore entitled to charge fees are instructed and authorized to perform such services and do such work without requiring the payment of such fees. *Provided*, however, each officer shall make a record of such work or service performed for the benefit of the county and file a statement of same with the county treasurer in making his monthly statement.

SECTION 5. Whenever reference is made in this act, or any other legislation, to any action of or by the legislative delegation, the same means a majority of the delegation, including at least one Senator thereof, holding office at the time of such instructions.

SECTION 6. No portion of the funds hereby appropriated shall be used to pay for public liability insurance on any motor vehicle owned by Orangeburg County. The appropriation for Contingent Expenses may be used by the Orangeburg County Commission to pay any deficit arising by reason of claims under items 43-B, 43-C, 50-A, 55-C, 80-A, 80-D, 80-K and 80-L, in case the specific appropriations therefor shall be exhausted.

SECTION 7. Jurors in the circuit and county courts shall be paid a per diem of six dollars for each day of attendance upon any court session.

SECTION 8. Any appropriation made by this act may be reduced or eliminated by order of Legislative Delegation from Orangeburg County, including at least one Senator thereof, any provision of the law to the contrary notwithstanding, and when any new employee enters the service of Orangeburg County, whether replacing an existing employee or filling a new position, the compensation or salary of such new employee shall be set by a majority of the legislative delegation, any provision of the law to the contrary notwithstanding.

SECTION 9. In anticipation of the collection of taxes herein provided for, the Treasurer of Orangeburg County, with the approval of the county legislative delegation, including at least one Senator thereof, any provision of the law to the contrary notwithstanding, is authorized to borrow such sums as may be necessary to carry out the provisions of this act and to pledge current taxes in payment thereof.

SECTION 10. If any word, phrase, part or section of this act is held unconstitutional, the remaining portion shall continue in full force and effect.

SECTION 11. Upon written authorization of a majority of the Legislative Delegation from Orangeburg County, including at least one Senator thereof, any provision of the law to the contrary notwithstanding, additions to the courthouse and expenditures for the county development board shall be paid from the ordinary funds of the county.

SECTION 12. All county officials who handle public funds shall be bonded in an amount of not less than five thousand dollars.

SECTION 13. This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R396, H1768)

No. 828**An Act To Provide For The Levy Of Taxes In Pickens County For County And School Purposes For The Fiscal Year Beginning July 1, 1967, And Ending June 30, 1968, And To Direct The Expenditure Thereof.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. A tax of so many mills as is necessary is hereby levied on all taxable property in Pickens County for county and school purposes for the fiscal year beginning July 1, 1967, and ending June 30, 1968, for the amounts and purposes hereinafter mentioned. The millage levy shall not exceed that number of mills, or fractions thereof, actually necessary to raise the sums herein appropriated. After deducting the expected revenues herein stated, such millage shall be determined by the Pickens County Auditor, subject to the approval of a majority of the Pickens County Legislative Delegation. *Provided*, the ordinary county tax millage shall be set at a time different from that at which the school tax levy is set by the auditor upon recommendation of a majority of the members of the Board of Trustees of Pickens County School District A.

Item 1. Roads and bridges, cross-county roads, etc.:

- A. Maintenance, roads and bridges, county farm and central purchasing office\$310,000.00
Provided, that not more than \$45,000.00 of the above sum shall be expended within the incorporated municipalities upon recommendation of the Pickens County Municipal Association and approval of a majority of the legislative delegation. *Provided*, further, that not to exceed \$40,000.00 of the above sum may be expended prior to July 1, 1967, upon the approval of a majority of the legislative delegation. *Provided*, further, that when this appropriation is expended no additional funds will be available until July 1, 1968.
- B. New machinery to be purchased on prior written approval of a majority of the Pickens County Legislative Delegation 40,000.00
- C. No money, labor or material shall be expended, performed or used by Pickens County in the

construction or improvement of any street or road in any subdivision, or property to be subdivided, owned by any person, firm or corporation until the requirements and rules promulgated by the Pickens County Board of Commissioners are complied with; such compliance shall be a condition precedent before such money, labor or material is expended, performed or used.

Total, Item 1	\$350,000.00
Item 2. County officers, salaries and expenses: ..	
A. Clerk of Court	\$ 7,000.00
A-1. Deputy Clerk of Court	4,158.00
A-2. Clerk	3,581.00
A-3. Assistant Clerk	2,640.00
A-4. Reindexing of mortgages and deeds	16,000.00
B. Supervisor's salary	7,000.00
<i>Provided</i> , the Supervisor is allowed to use the gas and oil of the county for his car when necessary for county business.	
B-1. Clerk to Supervisor and County Commissioners	4,620.00
B-2. Assistant Clerk	3,465.00
B-3. Assistant Clerk	2,640.00
C. Two County Commissioners	4,620.00
D. Coroner	1,540.00
D-1. Travel and automobile expense for Coroner ..	1,800.00
E. County Attorney	1,000.00
F. County Physician	1,000.00
G. County Auditor	2,423.00
<i>Provided</i> , the salary of the County Auditor from State and county funds shall be the sum of \$7,000.00.	
G-1. Clerk for Auditor	3,049.00
G-2. Assistant Clerk for Auditor	2,772.00
G-3. Mileage for Auditor	400.00
G-4. Equalization program	7,625.00
G-5. Mapping Coordinator	4,800.00
G-6. Travel for Mapping Coordinator	1,200.00

H. County Treasurer	2,423.00
<i>Provided</i> , the salary of the County Treasurer from State and county funds shall be the sum of \$7,000.00. <i>Provided</i> , further, that a notice shall be sent to every taxpayer when county ordinary taxes or county school taxes are increased. Such notice shall state the purpose and method of such increase.	
H-1. Clerk for Treasurer	4,158.00
H-2. Assistant Clerk	2,600.00
I. County Sheriff	7,000.00
I-1. Twelve Deputy Sheriffs	56,668.80
<i>Provided</i> , the above deputy sheriffs shall perform duties at the county jail as directed and scheduled by the county sheriff. <i>Provided</i> , further, that the sheriff shall provide police protection for Pickens County twenty-four hours per day, such protection to be evidenced by deputies on active duty for such period.	
I-2. Travel expenses for Sheriff and deputies	12,000.00
<i>Provided</i> , gasoline shall be furnished by the county.	
I-3. Maintenance—Sheriff's department	12,500.00
I-4. Uniforms for Sheriff and deputies	3,400.00
I-5. Special deputy @ \$65.00 per month	780.00
I-7. Maintenance of radio system for Sheriff's department	750.00
I-8. Jailers	7,000.00
I-9. Dispatcher and clerk	2,860.00
J. Probate Judge	7,000.00
J-1. Clerk	2,600.00
J-2. Assistant Clerk	2,600.00
K. Tax Collector	4,400.00
K-1. Clerical help for Tax Collector	2,772.00
K-2. Mileage for Tax Collector	600.00
L. Service Officer	5,544.00
L-1. Clerk	3,049.00
L-2. Assistant clerk	2,640.00
L-3. Travel	2,000.00

M. Magistrates:	
M-1. Easley	4,158.00
M-2. Pickens	3,081.00
M-3. Liberty	2,521.00
M-4. Central	2,521.00
M-5. Six Mile	1,000.00
M-6. Magistrates' constables, salaries:	
(a) Liberty	1,020.00
(b) Central	1,487.00
(c) Easley	2,772.00
<i>Provided</i> , the Easley constable shall devote full time to the duties of this office.	
M-7. Magistrates' constables—fees and mileage	1,200.00
N. Clerk for Historical Society	693.00
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Total, Item 2	\$249,130.80
Item 3. County Boards:	
A. Board of Appeals	\$ 500.00
B. Board of Equalization	500.00
C. Board of Registration	500.00
D. Board of Vital Statistics	450.00
E. Development Commission (salaries, expenses and promotion)	12,850.00
F. County Comprehensive Planning	9,760.00
G. County Board of Education	350.00
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Total, Item 3	\$ 24,910.00
Item 4. Court Expenses, Jurors, Witnesses, etc.:	
A. Jurors and witnesses	\$ 8,000.00
<i>Provided</i> , the Clerk of Court shall select not more than three qualified bailiffs to be in at- tendance at terms of Court of General Sessions and Common Pleas.	
B. Expense, stenographer, 13th Judicial Circuit ..	500.00
B-1. Travel expense, Solicitor, 13th Judicial Circuit ..	1,200.00
B-2. Expense, secretary to Solicitor	500.00
C. Post mortems, inquests, lunacies and exhibits ..	1,500.00
D. Jurors for Coroner's inquests	50.00
E. Stenographer for inquests	500.00
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Total, Item 4	\$ 12,250.00

Item 5. County Home and feeding prisoners:

A. County Jail	\$ 6,000.00
B. County Home patients	5,000.00
C. Transporting prisoners	450.00
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Total, Item 5	\$ 11,450.00

Item 6. Public Buildings:

A. Water, lights and insurance	\$ 12,000.00
<i>Provided, insurance against liability by reason of explosion of boilers in various county buildings and insurance against liability on county vehicles shall be purchased.</i>	
B. Telephone and telegraph	8,500.00
C. Fuel	2,500.00
D. Janitor service and supplies	10,000.00
<i>Provided, the board of commissioners shall employ such person as may be necessary and provide the supplies to maintain the county buildings in a clean and sanitary condition.</i>	
E. Printing, postage and stationery	15,000.00
F. Repairs on public buildings	4,000.00
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Total, Item 6	\$ 52,000.00

Item 7. Miscellaneous:

A. Bond premium, county officers	\$ 850.00
B. County Library	33,000.00
C. Compensation insurance premium	2,500.00
D. Annual audit of county	2,500.00
E. Contingent fund, to be expended upon the written approval of a majority of the Pickens County Legislative Delegation	10,000.00
<i>Provided, the Pickens County rabies control program shall be paid from this item. Provided, further, that this program is under the supervision of the Pickens County Board of Health.</i>	
F. County's part, Employees' Retirement Fund ..	36,000.00
G. Mileage, Pickens County Fire Control Wardens (three @ \$30.00 per month each)	1,080.00
H. Adult Education Program	2,000.00
<i>Provided, that such program shall be approved by the Pickens County Legislative Delegation.</i>	

I. Maintenance of Watershed Projects	1,500.00
Total, Item 7	\$ 89,430.00
Item 8. Farm Demonstration:	
A. 4-H Club, Boys	\$ 200.00
B. 4-H Club, Girls	200.00
C. F.F.A.	200.00
D. Supplies for Home Agent	100.00
E. Clerical help for County Agent's Office	600.00
F. Supplement to salary of County Farm Agent ..	600.00
G. Supplement to salary of Assistant County Farm Agent	400.00
H. Supplement to salary of County Home Demonstration Agent	400.00
I. Supplement to salary of Assistant County Home Demonstration Agent	350.00
<i>Provided</i> , that the sums appropriated in sub-items F, G, H and I shall be paid in equal quarterly payments.	
Total, Item 8	\$ 3,050.00
Item 9. Pickens County Department of Public Welfare:	
A. Emergency relief (to prospective clients)	\$ 3,000.00
B. Child welfare (mileage)	1,188.00
C. Foster board care	1,500.00
D. Special services (lunches for child welfare and other clients when taken out of county on all-day trips)	200.00
E. Pickens County Board of Public Welfare @ \$200.00 per annum per member	600.00
<i>Provided</i> , that the amount in Item 9A hereinabove shall be spent in accordance with written regulations promulgated by the Pickens County Board of Public Welfare.	
F. General Fund	500.00
G. Administration (medical assistance to the aged)	240.00
Total, Item 9	\$ 7,228.00

Item 10. Pickens County Health Department:

- | | |
|---|-----------|
| A. Burial of paupers | \$ 500.00 |
| B. Pickens County Health Unit | 34,000.00 |
| <i>Provided</i> , that all moneys expended from this appropriation, together with such funds as may be contributed by the State and Federal Governments for the operation of the county health unit, shall be in accordance with a budget filed with and approved in advance of such expenditures by a majority of the Pickens County Legislative Delegation. | |
| C. Mental Health Clinic | 7,500.00 |
| D. Garbage disposal | 10,000.00 |

Total, Item 10	\$ 52,000.00
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Item 11. National Defense:

- | | |
|------------------------|-------------|
| A. Easley unit | \$ 1,540.00 |
| B. Clemson unit | 800.00 |
| C. Civil Defense | 4,100.00 |

Provided, that the above amount shall be expended only on the approval of a majority of the county legislative delegation.

Total, Item 11	\$ 6,440.00
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Item 12. County Cooperative Breeding Association \$ 1,800.00

Provided, that not to exceed \$150.00 per month shall be paid from this appropriation by the county treasurer on an itemized statement of the officers of the association.

Total, Item 12	\$ 1,800.00
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Item 13. Pickens County Charity Hospital Funds \$ 25,000.00

Provided, that no moneys are to be expended until a definite rate per day be established and approved by a majority of the Pickens County Legislative Delegation and filed in writing with the county board of commissioners. *Provided*, further, that the above sum shall be regulated, supervised and administered by the Pickens County Board of Public Welfare. *Provided*,

further, that the costs and expenditures for hospitalization and administration shall not exceed the above sum and no appropriation for administration or hospitalization shall be made when these funds are expended.

A. Reimbursement to the County General Fund for moneys withheld under Act 393 of 1961 for charity hospitalization 23,015.00

Total, Item 13 \$ 48,015.00

Item 14. A. Technical Education Center \$ 7,000.00

B. Pendleton District Historical and Recreation Commission 5,000.00

Total, Item 14 \$ 12,000.00

GRAND TOTAL \$919,703.80

Less Estimated Revenues—other than taxes:

Magistrates—fines and fees 70,000.00

From the Probate Judge 2,700.00

From the Clerk of Court 45,000.00

From the County Supervisor 40,000.00

From the Sheriff 1,000.00

From the Tax Collector 20,000.00

From the wine and beer tax 18,000.00

Liquor tax 60,000.00

Gas tax 200,000.00

Income tax 100,000.00

From insurance license fees 42,000.00

Tax from banks 10,000.00

State contribution for Service Officer 5,055.00

Total \$613,755.00

Total amount to be raised by taxes \$305,948.80

SECTION 2. The county board of commissioners is hereby authorized and directed to publish quarterly statements in the four Pickens County newspapers. They shall publish only the amounts appropriated and the unexpended balance of each item.

SECTION 3. No bills or claims against Pickens County for supplies purchased or services rendered shall be approved by the supervisor and the county commissioners except in meeting assembled. No such bills or claims shall be approved for payment and no vouchers shall be issued for same unless such bills or claims are properly itemized showing the supplies or articles purchased, and the services rendered, with the proper dates of such purchases and rendering of such services and duties.

SECTION 4. Transfer from one item to another may be made only upon the written approval of a majority of the Pickens County Legislative Delegation and they shall have power and authority to provide for and add to the appropriation herein made any sum sufficient to take care of any deficit which may prove to exist from the maintenance of the costs of the county government during the year 1967-68.

SECTION 5. The auditor and treasurer, with the approval of a majority of the Pickens County Legislative Delegation, are hereby authorized and empowered to increase the general levy above-provided to meet the appropriations made.

SECTION 6. There is hereby levied five mills for interest and a sinking fund on county bonds.

SECTION 7. Magistrates' constables for whom salaries are appropriated shall be appointed by the magistrates in the respective townships. The duties of magistrates' constables at Pickens and Six Mile shall be performed by the sheriff and his deputies.

SECTION 8. The Auditor of Pickens County shall levy a sufficient number of mills, or fraction thereof, to raise the sums necessary to operate the public schools of Pickens County School District A in accordance with a budget to be prepared and presented to him by a majority of the trustees of the school district. Such budget shall include the necessary sums for payment of the share of this county of the compensation of the agriculture teachers in the school system and the trustees are authorized to expend such sums from the amount appropriated in their budget for that purpose. The school tax levy shall be set at a time not less than one week after the ordinary county tax levy is set. The school tax millage shall be within the statutory limitation.

SECTION 9. The compensation of each member of the Board of Trustees of Pickens County School District A is hereby fixed at

twelve dollars and fifty cents per meeting, not to exceed one hundred fifty dollars annually. The sum necessary to pay the compensation herein prescribed shall be expended from the educational funds of the county. The Pickens County Board of Education shall be entitled to compensation at the same rate.

SECTION 10. Any sum appropriated under the provisions of this act for salaries shall lapse upon the discharge, death, removal or resignation of the officer or employee to whom the appropriation applies, or by vacancy, however created, of the office to which such appropriation applies, and any employee or officer succeeding such employee or officer shall be paid at a compensation to be fixed in writing by a majority of the legislative delegation and filed with the county board of commissioners.

SECTION 11. All county officials, authorized to disburse funds designated in the county appropriations act, are instructed to expend no funds in excess of amounts appropriated without the written approval of a majority of the county legislative delegation and thereby avoid violation of Section 14-315 of the 1962 Code.

SECTION 12. A section of the county jail shall be reserved and set apart to be used for quartering offenders of sixteen years of age or less.

SECTION 13. The Treasurer of Pickens County is authorized to pay to the probation officer who has jurisdiction over Pickens County such sums as are necessary for compensation for additional duties in the investigation of cases in which persons under the age of eighteen years are charged with criminal offenses upon the authorization of a majority of the legislative delegation. The probation officer shall make a complete report with his recommendations to the magistrate or circuit court having jurisdiction of the cases involving these persons.

SECTION 14. When such purchasing or placing of orders is made, the equipment, materials, goods, wares, merchandise or services needed shall be purchased from firms or individuals within the county whenever such firms or individuals are reliable and offer equipment, materials, goods, wares, merchandise or services of equal quality and specifications with like goods from outside the county and at a price equal to or less than the price submitted by such nonresident bidders.

SECTION 15. No salary shall be paid under the provisions of this act until such employee, as affected, shall have complied with all requirements of the State Retirement Act with regard to any fees collected that are covered under the Social Security Law, such determination of amounts due to be certified to Pickens County by the State Director of the Retirement System.

SECTION 16. The beginning salary for full-time clerical help employed under the provisions of this act shall be two thousand six hundred dollars. Such employee may participate in the last general pay raise upon the recommendation of the department head but not sooner than ninety days from date of employment.

SECTION 17. This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R397, H1773)

No. 829

An Act To Provide For The Addition To And Construction Of A Road In The State Highway System In Pickens County And To Provide For The Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Road to be constructed in Pickens County.—The South Carolina State Highway Department is hereby authorized to add to the State Highway System and to construct a road in Pickens County as follows:

A connecting road between U. S. Route 178 north of Pickens and Eden Road near the new Junior high school, approximately 0.66 mile.

SECTION 2. Costs.—The cost of constructing the road provided for in this act shall be charged to the State Secondary Highway Funds accruing to Pickens County.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 25th day of May, 1967.

(R511, H1931)

No. 830

An Act To Authorize The Pickens County Finance Board To Borrow Not Exceeding One Hundred Fifty Thousand Dollars To Be Used For Constructin Of Mental Health Center, Expansion Of Technical Education Center, Enlargement Of Pickens County Library, Local Share Of Pickens County Airstrip, And New Machinery For Permanent Bridge Construction.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Loan authorized—purposes.—The Pickens County Finance Board is hereby authorized and empowered to borrow a sum not exceeding one hundred fifty thousand dollars from any bank, other financial institution or other agency it may select to be used for the following purposes:

1. Construction of Mental Health Center;
2. Expansion of Technical Education Center;
3. Enlargement of Pickens County Library;
4. Local share of Pickens County Airstrip; and
5. New Machinery for Permanent Bridge Construction.

The amount borrowed shall be evidenced by a note to be executed jointly by the county supervisor, county treasurer and county superintendent of education. Such note shall bear interest at the best available rate, not to exceed three and one-half per cent per annum from the date thereof, the interest to be paid semiannually on June thirtieth and December thirty-first. Such note shall mature upon such date as the Pickens County Finance Board shall determine but not later than ten years from the date of issue. The full faith, credit and taxing power of Pickens County is hereby irrevocably pledged to the repayment of the interest and principal of the note issued hereunder.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R21, H1135)

No. 831

An Act To Amend Act No. 873, Acts And Joint Resolutions, 1960, As Amended, Relating To The Rural Recreation District In Richland County, So As To Delete The Reference To Interest On General Obligation Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 10 of Act 873 of 1960 amended—issuance of bonds.—Section 10 of Act No. 873, Acts and Joint Resolutions, 1960, is amended by striking on lines twelve, thirteen and fourteen the following: “, but thte average rate of interest for each issue of bonds sold pursuant to the authorizations of this act shall not exceed four per cent” so that when amended the section shall read as follows :

“Section 10. The bonds may be issued either as a single issue or from time to time in several separate issues. All bonds shall mature serially in successive annual installments of such amounts as may be determined by the commission, except that the maturity date of the last installment shall fall due not later than fifteen years from the date the bonds bear, and the first maturity date may be postponed three years from the date the bonds bear. Any bond issued pursuant to this act may, at the discretion of the commission, contain a provision permitting its redemption prior to its stated maturity at such redemption premiums as the commission shall prescribe. The bonds shall bear such rate or rates of interest as the commission may determine, payable on such occasions as the commission shall determine. The bonds may be issued with the privilege to the holder of having them registered as to principal on the books of the Treasurer of Richland County, and the principal thus made payable to the registered holder (unless the last registered transfer shall have been to bearer), upon such conditions as the commission may prescribe. They shall bear such date or dates and be payable at such place or places as the commission may likewise prescribe.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of February, 1967.

An Act To Authorize The Board Of Administrators Of Richland County To Issue And Sell Not Exceeding One Million Five Hundred Thousand Dollars Of General Obligation Bonds Of Richland County To Provide Funds For Technical Education In Richland County; To Prescribe The Conditions Under Which The Bonds Shall Be Issued And Provisions For Their Payment;

And To Repeal Act No. 1383, Acts And Joint Resolutions Of South Carolina, 1966, Relating To The Issuance Of Bonds To Provide Funds For Technical Education In Richland County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Findings of General Assembly.—The General Assembly finds that there is an immediate need for capital expenditures for Richland County for the following purposes:

(1) To defray the cost of land purchased or acquisitioned and its development for technical education purposes including construction of additional Technical Educational Center facilities and adequate parking areas not exceeding one million five hundred thousand dollars.

The General Assembly takes further note of the fact that by Act No. 1379 of 1966 three hundred ninety thousand dollars was authorized to be borrowed for the same purposes as proposed in this act and that such indebtedness is to be liquidated from the proceeds of the bond issue herein provided for.

The General Assembly has, therefore, determined to empower the Board of Administrators of Richland County (the board), established by Act No. 726 of 1964, as amended, to issue general obligation bonds of Richland County to the extent herein provided in order to provide the funds required for the expenditures above referred to.

SECTION 2. Bond issue authorized.—In order to provide funds to be expended for the purposes mentioned in Section 1 of this act, the board is hereby authorized and empowered to issue and sell general obligation bonds of Richland County in an aggregate principal amount not exceeding one million five hundred thousand dollars.

SECTION 3. Issues.—The bonds authorized by this act may be issued as a single issue, or from time to time as several separate issues.

SECTION 4. Denominations.—The bonds shall be in such denominations and shall mature in such annual series or installments as the board shall provide for, except that the last maturing bonds shall mature not later than twenty years from the date as of which the bonds shall be issued.

SECTION 5. Redemption.—The bonds issued pursuant to this act may be issued with a provision for their redemption prior to their stated maturities at par and accrued interest, plus such redemption

premium as may be prescribed by the board, but no bond shall be redeemable before maturity unless it contains a statement to that effect. If bonds are made subject to redemption, provision shall be made in the proceedings authorizing the issuance of the bonds, specifying the manner of call and the notice thereof that must be given.

SECTION 6. Negotiability.—The bonds shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Richland County, upon such conditions as the board may prescribe. Except when so registered, all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 7. Where payable.—The bonds issued pursuant to this act shall be made payable at such place, within or without the State, as the board shall provide.

SECTION 8. Interest.—Bonds issued pursuant to this act shall bear interest at rates determined by the board.

SECTION 9. Execution.—The bonds, and the coupons to be thereunto attached, shall be executed in such manner as the board shall by resolution provide.

SECTION 10. Sale.—Bonds issued pursuant to this act shall be sold at a price not less than par and accrued interest to the date of their respective deliveries. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina, and in a financial journal published in the City of New York, State of New York. The published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 11. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of Richland County shall be irrevocably pledged, and there shall be levied annually by the Auditor of Richland County, and collected by the Treasurer of Richland County, in the same manner as county taxes are levied and collected, a tax without limit on all taxable property in Richland County, sufficient to pay the principal and interest of such bonds as

they respectively mature, and to create such sinking fund as may be necessary therefor.

SECTION 12. Exempt from taxes.—The principal and interest of any bonds issued pursuant to this act shall have the tax exempt status prescribed by Section 65-4.1 of the 1962 Code.

SECTION 13. Proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Richland County and shall be deposited in a bond account fund, and shall be expended and made use of as follows:

(a) Any accrued interest shall be applied to the payment of the first installment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first installment of principal of such bonds.

(c) The liquidation of the three hundred ninety thousand dollar indebtedness referred to in Section 1 including the interest thereon.

(d) The remaining proceeds shall be expended, on the warrant of the board, to defray the cost of issuing the bonds authorized hereby, and utilized to defray the cost of land purchased or acquisitioned and its development for technical education purposes including construction of additional Technical Educational Center facilities and adequate parking areas.

(e) If any balance remain, it shall be held by the Treasurer of Richland County in a special fund and used to effect the retirement of bonds authorized hereby; *provided*, that the purchaser of the bonds herein authorized shall be in no way responsible for the proper application of the proceeds.

SECTION 14. Powers to be additional.—The powers and authorizations hereby conferred upon the board shall be in addition to all other powers and authorizations previously vested therein, and may be exercised by the board at any regular or special meeting through the adoption of a resolution or resolutions to take effect immediately upon their adoption.

SECTION 15. Act 1383 of 1966 repealed.—Act No. 1383, Acts and Joint Resolutions of South Carolina, 1966, is repealed.

SECTION 16. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 8th day of March, 1967.

(R202, H1452)

No. 833

An Act To Authorize The Board Of Trustees Of School District No. 5 Of Richland County To Issue Not Exceeding Seven Hundred Thousand Dollars Of General Obligation Notes Of The School District; To Prescribe The Conditions Under Which The Notes May Be Issued And The Purposes For Which Their Proceeds May Be Expended; And To Make Provision For Repayment.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Findings of General Assembly.—The General Assembly finds that the continued growth of the population in the School District No. 5 of Richland County, the State of South Carolina, (hereinafter called the "district") makes it mandatory that additional public school facilities be provided for the district, and that the cost, to be borne by the district, should be raised by an issue of general obligation notes. The General Assembly has, therefore, determined to empower the board of trustees of such district (hereinafter called the "trustees") to provide additional public school facilities for the district and raise therefor the sum of not exceeding seven hundred thousand dollars through the issuance of the notes authorized by this act. By virtue of the provisions of Act No. 1005 of 1966, School District No. 5 will become a part of School District No. 1 of Richland County on July 1, 1967; and by legislation in *pari materia* the General Assembly is authorizing enlarged School District No. 1 of Richland County, after July 1, 1967, to refund any notes issued pursuant to the authorization of this act by the issuance of general obligation bonds of School District No. 1.

SECTION 2. Bond issue authorized.—The trustees are hereby empowered to issue, but not later than July 1, 1967, general obligation notes of the district in the aggregate principal amount of not exceeding seven hundred thousand dollars or such lesser amount as shall be within the constitutional debt limit applicable to the district, on the occasion of such issuance, and to apply the proceeds of such notes to the purposes prescribed by this act.

SECTION 3. Maturity.—All notes issued pursuant to this act shall mature in such annual series or instalments as the trustees shall provide, except that no note shall mature later than eighteen months from the date as of which it shall be issued.

SECTION 4. Redemption.—Any note issued pursuant to this act may be issued with a provision for its redemption prior to its stated maturity at par and accrued interest, plus such redemption premium as may be prescribed by the trustees, but no note shall be redeemable before maturity unless it contains a statement to that effect.

SECTION 5. Form.—The notes shall be in fully registered form.

SECTION 6. Where payable.—The notes shall be made payable at such places, within or without the State, as the trustees shall prescribe, and shall bear such interest as may be determined by the trustees.

SECTION 7. Execution.—The notes shall be executed in such manner as the trustees shall by resolution prescribe.

SECTION 8. Sale.—The notes shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They may be sold at private sale or, in the discretion of the trustees, at public sale, after public advertisement of the sale in a newspaper of general circulation in South Carolina. In such event the published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 9. Payment.—For the payment of the principal and interest of all notes issued pursuant to this act, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the district shall be irrevocably pledged, and there shall be levied annually by the Auditor, and collected by the Treasurer of Richland County, in the same manner as county taxes, a tax without limit, on all taxable property in the district, sufficient to pay the principal and interest of such notes as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 10. Exempt from taxes.—The principal and interest of notes issued pursuant to this act shall have the tax exempt status prescribed by Section 65-4.1 of the 1962 Code.

SECTION 11. Proceeds.—The proceeds derived from the sale of any notes issued pursuant to this act shall be paid to the Treasurer of Richland County, to be deposited in a note account fund for the district, and expended by the trustees as follows:

(a) Any accrued interest shall be applied to the payment of the first instalment of interest to become due on such notes.

(b) Any premium shall be applied to the payment of the first instalment of principal of such notes.

(c) The remaining proceeds shall be used to defray the cost of issuing the notes authorized hereby, and on warrant of the trustees prior to July 1, 1967, and on warrant of the School Commissioners of School District No. 1 of Richland County after July 1, 1967, to pay costs to be incurred in the constructing and equipping of additional public school facilities in the district.

(d) Any balance remaining shall be held by the Treasurer of Richland County in a special fund and used to effect the retirement of notes authorized hereby.

SECTION 12. Final date for issuance of notes.—The notes authorized hereunder may be issued as a single issue or from time to time as several separate issues, but no notes shall be issued pursuant to this act subsequent to July 1, 1967 on which date the district becomes a part of School District No. 1 of Richland County by virtue of Act No. 1005 of 1966 and the notes issued hereunder will thereupon become the obligation of the enlarged School District No. 1.

SECTION 13. Powers to be additional.—The powers hereby conferred upon the trustees are in addition to all others previously vested in them.

SECTION 14. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 4th day of April, 1967.

(R225, H1566)

No. 834

An Act To Amend Act No. 1389 Of The Acts And Joint Resolutions Of South Carolina, 1966, Relating To The Issuance Of Bonds By Richland County School District No. 1, So As To Increase The Average Interest Rate Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 4 of Act 1389 amended—issue.—Section 4 of Act No. 1389 of 1966 is amended by striking the word “four” on line seventeen and inserting in lieu thereof the words “four and one-half” so as to increase the average interest rate of the bonds to

be issued by Richland County School District No. 1. The section when amended shall read as follows:

"Section 4. The bonds may be issued as a single issue, or from time to time as several separate issues, in the discretion of the commissioners; *provided*, that no bonds authorized by this act shall be issued later than three years after the effective date of this act. All bonds shall mature serially in successive annual instalments of such amounts as may be determined by the commissioners, except that the maturity date of the last instalment of any bonds issued hereunder shall fall due not later than twenty-five years from the date such bonds bear, and the first maturity date may be postponed not more than three years from the date the bonds bear. Any bond issued pursuant to this act may, at the discretion of the commissioners, contain a provision permitting its redemption prior to its stated maturity at such redemption premium as the commissioners shall determine. The bonds shall be in such denominations and shall bear interest in such manner as shall be determined by the commissioners, but the average rate of interest for any bonds sold pursuant to the authorizations of this act shall not exceed four and one-half per cent. The bonds may be issued with the privilege to the holder of having them registered as to principal on the books of the Treasurer of School District No. 1 of Richland County, and the principal thus made payable to the registered holder (unless the last registered transfer shall have been to bearer), upon such conditions as the commissioners may prescribe. They shall bear such dates and be payable at such places as the commissioners may likewise prescribe."

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R227, H1478)

No. 835

An Act To Authorize The School Commissioners Of School District No. 1 Of Richland County To Issue Not Exceeding Seven Hundred Thousand Dollars Of General Obligation Bonds Of The School District; To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which Their Proceeds May Be Expended; And To Make Provision For Repayment.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Findings of General Assembly.—The General Assembly finds that the continued growth of the population of School District No. 5 of Richland County makes it mandatory that additional public school facilities be provided for School District No. 5, and that the cost should be raised by an issue of general obligation notes. The General Assembly has, therefore, by legislation in *pari materia* empowered the Board of Trustees of School District No. 5 to provide additional public school facilities for School District No. 5 and raise therefor the sum of seven hundred thousand dollars through the sale of general obligation notes of School District No. 5 to mature not later than eighteen months from the date of issuance. By virtue of the provisions of Act No. 1005 of 1966, School District No. 5 will become, on July 1, 1967, a part of School District No. 1 of Richland County; and the General Assembly is minded to authorize the School Commissioners of School District No. 1 of Richland County, including present School District No. 5, (the commissioners) to refund after July 1, 1967, the temporary borrowing aforesaid of School District No. 5.

SECTION 2. Bond issue authorized.—The commissioners are hereby empowered to issue, after July 1, 1967, general obligation bonds of School District No. 1 of Richland County (the district) in the aggregate principal amount of not exceeding seven hundred thousand dollars or such lesser amount as shall be within the constitutional debt limit applicable to the district, on the occasion of such issuance, and to apply the proceeds of such bonds to the purposes prescribed by this act.

SECTION 3. Denominations—maturity.—All bonds issued pursuant to this act shall be in such denomination and shall mature in such annual series or instalments as the commissioners shall provide, except that the first maturing bonds of any issue shall mature not later than three years from the date as of which they shall be issued; and no bond shall mature later than twenty-five years from the date as of which it shall be issued.

SECTION 4. Redemption.—Any bond issued pursuant to this act may be issued with a provision for its redemption prior to its stated maturity at par and accrued interest, plus such redemption premium as may be prescribed by the commissioners, but no bond shall be redeemable before maturity unless it contains a statement to that effect.

In the proceedings authorizing the issuance of such bonds, provision shall be made specifying the manner of call and the notice that must be given.

SECTION 5. Negotiability.—The bonds shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of School District No. 1 of Richland County, upon such condition as the commissioners may prescribe. Except when so registered, all bonds shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 6. Where payable.—The bonds shall be made payable at such places, within or without the State, as the commissioners shall prescribe, and shall bear such interest as may be determined by the commissioners.

SECTION 7. Execution.—The bonds, and the coupons to be thereunto attached, shall be executed in such manner as the commissioners shall by resolution prescribe.

SECTION 8. Sale.—The bonds shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold at public sale, after public advertisement of the sale in a newspaper of general circulation in South Carolina. In such event the published notice shall appear not less than ten days prior to the occasion set for opening bids. The bonds authorized by this act may, in the discretion of the commissioners, be sold together with any other bonds of School District No. 1 now authorized, including specifically bonds authorized by Act No. 1389 of 1966, as now constituted or as hereafter amended, and any such bonds sold together shall constitute a single issue of bonds.

SECTION 9. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the district shall be irrevocably pledged, and there shall be levied annually by the Auditor, and collected by the Treasurer of Richland County, in the same manner as county taxes, a tax without limit, on all taxable property in the district, sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 10. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax-exempt status prescribed by Section 65-4.1 of the 1962 Code.

SECTION 11. Proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of School District No. 1 of Richland County, to be deposited in a bond account fund for the district and expended by the commissioners as follows:

(a) Any accrued interest shall be applied to the payment of the first instalment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first instalment of principal of such bonds.

(c) The remaining proceeds shall be used to defray the cost of issuing the bonds authorized hereby, and to refund the temporary borrowing of School District No. 5 as set forth in Section 1; and if any balance remain, to pay costs to be incurred in the constructing and equipping of additional public school facilities in the district.

(d) Any balance remaining shall be held by the Treasurer of School District No. 1 of Richland County in a special fund and used to effect the retirement of bonds authorized hereby.

SECTION 12. When bonds may be issued.—No bonds shall be issued pursuant to this act prior to July 1, 1967, on which date the district will include present School District No. 5 of Richland County by virtue of Act No. 1005 of 1966; and the bonds issued hereunder will be the obligation of School District No. 1 as so enlarged.

SECTION 13. Additional powers.—The powers hereby conferred upon the commissioners are in addition to all others previously vested in them; and the commissioners, in addition to the powers granted by this act, may avail themselves of the authorization of Article 3, Chapter 12, Title 1, Code of Laws of South Carolina, 1962, to effect the refunding authorized hereby.

SECTION 14. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of April, 1967.

(R272, H1618)

No. 836

A Joint Resolution Proposing An Amendment To Section 5 Of Article X Of The Constitution Of South Carolina, 1895, Relating To The Limit Of Bonded Indebtedness Of Certain Political Subdivisions, So As To Permit School District No. 2 In Richland County To Incur Bonded Indebtedness Up To Thirty Per Cent Of The Assessed Value Of The Taxable Property Therein, And To Exclude Such Indebtedness From The Limitation Of Aggregate Indebtedness Upon Any Municipality Or Political Subdivision Of The County Or State Covering Or Partially Extending Over The Territory Of The District.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Amendment to Article X, Section 5, State Constitution proposed—bonded indebtedness—Richland County School District No. 2.—There is proposed the following amendment to Section 5 of Article X of the Constitution of this State: add at the end of the section the following proviso: “*Provided*, that the limitations as to bonded indebtedness imposed by this section shall not apply to the bonded indebtedness of School District No. 2 in Richland County and the school district may incur bonded debt to the extent of not exceeding thirty per cent of the assessed value of all taxable property therein. The bonded indebtedness of the district shall not be considered in determining the power to incur indebtedness by any municipality or political subdivision of the county or State covering or partially extending over the territory of such district.”

SECTION 2. Submission to electors.—The proposed amendment shall be submitted to the qualified electors at the next general election for representatives. Ballots shall be provided at the various voting precincts with the following words printed or written thereon: “Shall Section 5 of Article X of the Constitution of this State be amended so as to permit School District No. 2 in Richland County to increase its bonded indebtedness up to thirty per cent of the assessed value of the taxable property therein, and to exclude such indebtedness from the limitation of aggregate indebtedness upon any municipality or political subdivision of the county or State covering or partially extending over the territory of the district?”

In favor of the amendment ☐

Opposed to the amendment ☐

Those voting in favor of the amendment shall deposit a ballot with a check or cross mark in the square after the words ‘In favor of the

amendment,' and those voting against the amendment shall deposit a ballot with a check or cross mark in the square after the words 'Opposed to the amendment.'"

Ratified the 25th day of April, 1967.

(R320, H1664)

No. 837

An Act To Authorize The Board Of Administrators Of Richland County To Issue And Sell Not Exceeding Two Hundred Forty Thousand Dollars Of General Obligation Bonds Of Richland County To Provide Funds For Site Improvement For The University Of South Carolina Coliseum And Construction Of A County Library In The St. Andrews Area Of Richland County; To Prescribe Conditions Under Which The Bonds Shall Be Issued And Provisions For Their Payment.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds there is an immediate need for capital expenditures for Richland County for the following purposes :

(1) To help defray the cost of site preparation for the University of South Carolina Coliseum, a project of great value to the State and to Richland County as an educational, cultural, athletic and convention center and as a multipurpose building to serve the citizens of the State and particularly Richland County, not exceeding two hundred thousand dollars; and

(2) To construct a Richland County library branch in the St. Andrews area of the county, a project greatly needed to extend the services of the Richland County Library to the northern section of the county, not exceeding forty thousand dollars.

The General Assembly has, therefore, determined to empower the Board of Administrators of Richland County (the board), established by Act No. 726 of 1964, as amended, to issue general obligation bonds of Richland County to the extent herein provided in order to provide the funds required for the expenditures referred to above.

SECTION 2. Bond issue authorized.—In order to provide funds to be expended for the purposes mentioned in Section 1 of this act, the board is hereby authorized and empowered to issue and sell gen-

eral obligation bonds of Richland County in an aggregate principal amount not exceeding two hundred forty thousand dollars.

SECTION 3. Issues.—The bonds authorized by this act may be issued as a single issue or from time to time as several separate issues.

SECTION 4. Nominations.—The bonds shall be in such denominations and shall mature in such annual series or installments as the board shall provide for, except that the last maturing bonds shall mature not later than twenty years from the date as of which the bonds shall be issued.

SECTION 5. Redemption.—The bonds issued pursuant to this act may be issued with a provision for their redemption prior to their stated maturities at par and accrued interest plus such redemption premium as may be prescribed by the board, but no bond shall be redeemable before maturity unless it contains a statement to that effect. If bonds are made subject to redemption, provision shall be made in the proceedings authorizing the issuance of the bonds, specifying the manner of call and the notice thereof that must be given.

SECTION 6. Negotiability.—The bonds shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Richland County, upon such conditions as the board may prescribe. Except when so registered, all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 7. Where payable.—The bonds issued pursuant to this act shall be made payable at such place, within or without the State, as the board shall provide.

SECTION 8. Interest.—Bonds issued pursuant to this act shall bear interest at the rate or rates prescribed by the board.

SECTION 9. Execution.—The bonds, and the coupons to be thereunto attached, shall be executed in such manner as the board shall by resolution provide.

SECTION 10. Sale.—Bonds issued pursuant to this act shall be sold at a price not less than par and accrued interest to the date of their respective deliveries. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina.

The published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 11. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of Richland County shall be irrevocably pledged, and there shall be levied annually by the Auditor of Richland County, and collected by the Treasurer of Richland County, in the same manner as county taxes are levied and collected, a tax without limit on all taxable property in Richland County, sufficient to pay the principal and interest of such bonds as they respectively mature, and to create such sinking fund as may be necessary therefor.

SECTION 12. Exempt from taxes.—The principal and interest of any bonds issued pursuant to this act shall have the tax exempt status prescribed by Section 65-4.1 of the 1962 Code.

SECTION 13. Proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Richland County and shall be deposited in a bond account fund and shall be expended and made use of as follows:

(a) Any accrued interest shall be applied to the payment of the first installment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first installment of principal of such bonds.

(c) The remaining proceeds shall be expended, on the warrant of the board, to defray the cost of issuing the bonds authorized hereby and utilized to defray the cost of site preparation for the University of South Carolina Coliseum and the construction of a Richland County library branch in the St. Andrews section of Richland County.

(d) If any balance remain, it shall be held by the Treasurer of Richland County in a special fund and used to effect the retirement of bonds authorized hereby; *provided*, that the purchaser of the bonds herein authorized shall be in no way responsible for the proper application of the proceeds.

SECTION 14. Powers to be additional.—The powers and authorizations hereby conferred upon the board shall be in addition to all other powers and authorizations previously vested therein and may be exercised by the board at any regular or special meeting through

the adoption of a resolution to take effect immediately upon its adoption.

SECTION 15. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of May, 1967.

(R343, H1713)

No. 838

An Act To Authorize The Trustees Of Richland County School District No. 2 And The County Treasurer Of Richland County, To Borrow Not Exceeding Four Hundred Forty Thousand Dollars To Be Used For School Purposes And To Provide For The Payment Of Such Loan.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. School District 2 may borrow money.—The Board of Trustees of School District No. 2 of Richland County, and the County Treasurer of Richland County, are hereby authorized to borrow not exceeding four hundred forty thousand dollars from the Division of General Services, or any other lending agency at the lowest interest rate available, for the purpose of constructing additional facilities, making additions to existing buildings, or for equipping such facilities for school purposes; *provided*, the total borrowings of the district including the amount authorized by this act shall not exceed fifteen per cent of the assessed valuation of the taxable property of the district at the time the loan is effective and in the event total borrowings do exceed fifteen per cent, then the borrowing herein authorized shall be limited to that amount. The amount borrowed shall be evidenced by notes to be executed by each member of the Board of Trustees of School District No. 2 of Richland County and by the Treasurer of Richland County. The notes shall bear interest at the lowest available rate with interest to be paid annually, and shall be payable in five equal, annual installments with the right to anticipate payment thereof at any annual interest paying period.

The notes when executed shall constitute binding obligations of the district, and the full faith, credit and taxing power of the district are hereby irrevocably pledged for the payment thereof.

SECTION 2. Payment.—For the payment of the notes the Board of Trustees of School District No. 2 and the County Treasurer of Richland County shall pledge the annual grant from the State Educational Finance Commission for the repayment of the loan and the interest thereon.

SECTION 3. Payment further.—As additional security for the loan, in the event the annual grant to the school district by the State Educational Finance Commission shall be insufficient to pay the principal and interest on the loan, the Auditor of Richland County shall levy and the treasurer shall collect an annual tax upon all of the taxable property of School District No. 2 sufficient to retire the loan and the interest due thereon and the entire proceeds of such levy shall be applied to the payment of the notes, inclusive of interest, in full, at which time the levy provided herein shall be terminated. In the event the school district may receive or have on hand any funds not otherwise pledged nor designated for a particular use, such funds may be used for payment of the loan and interest thereon.

SECTION 4. Conditions if money borrowed from Division of General Services.—If the money is borrowed from the Division of General Services and should there be default in the payment of any installment, the State Treasurer is directed to withhold all State funds accruing to the district, which have not heretofore been pledged, for the payment of such installment and shall transmit the funds so withheld to the Division of General Services.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R363, S448)

No. 839

An Act To Amend Act No. 502 Of The Acts And Joint Resolutions Of South Carolina, 1959, Relating To The Columbia Hospital Of Richland County, So As To Increase The Membership Of The Board Of Trustees Of That Institution From Five To Six Appointed Members, And To Make The Chief Of Staff Of The Hospital An Ex Officio Member Of The Board.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act No. 502 of 1959 amended—Columbia Hospital to be governed by Board of Trustees.—The second paragraph of Section 1, referred to as Section 1, of Act No. 502 of 1959, is amended to increase the appointed membership of the board of trustees of Columbia Hospital of Richland County from five to six members and make the hospital chief of staff an ex officio member of the board, by changing the period at the end thereof to a semicolon and adding the following: "*provided, further, that after July 1, 1967, the board of trustees shall consist of seven members, one of whom shall be the chief of staff of the hospital, who shall serve ex officio. The additional appointed member shall be appointed for an initial term of five years. The appointment shall be made in the manner prescribed for other board members.*" The section, when so amended, shall read:

"Section 1. On and after July 1, 1951, the Columbia Hospital shall be under the general supervision of a board of trustees, consisting of five members. The board of trustees shall be appointed by the Governor upon the recommendation of the Legislative Delegation from Richland County, as follows: one for a period of one year, one for a period of two years, one for a period of three years, one for a period of four years, and one for a period of five years; and thereafter their successors shall be appointed for terms of five years each. When the term of office of any of the trustees expires under the provisions of this section, then the office shall become vacant until a new trustee is elected as herein provided; *provided, that the personnel of the present board of trustees shall constitute the initial board under the terms of this act, with their respective terms of office to be determined by the Richland County Legislative Delegation; provided, further, that after July 1, 1967, the board of trustees shall consist of seven members, one of whom shall be the chief of staff of the hospital, who shall serve ex officio. The additional appointed member shall be appointed for an initial term of five years. The appointment shall be made in the manner prescribed for other board members.*"

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1967.

(R369, H1756)

No. 840

A Joint Resolution To Propose An Amendment To Section 5 Of Article X Of The Constitution, Relating To The Limit Of Bonded Indebtedness Of Certain Political Subdivisions, So As To Permit School District No. 5 Of Lexington County And School District No. 6 Of Richland County To Incur Bonded Indebtedness Up To Thirty Per Cent Of The Assessed Value Of The Taxable Property Therein, And To Exclude Such Indebtedness From The Limitation Of Aggregate Indebtedness Upon Any Territory In The Two Counties.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Article X, Section 5, State Constitution proposed—bonded indebtedness of School District Nos. 5 and 6 of Richland County.—There is proposed the following amendment to Section 5 of Article X of the Constitution of this State: add at the end of the section the following proviso: "*Provided*, that the limitations as to bonded indebtedness imposed by this section shall not apply to the bonded indebtedness of School District No. 5 of Lexington County and School District No. 6 of Richland County and the school districts may incur bonded debt to the extent of not exceeding thirty per cent of the assessed value of all taxable property in their respective districts. Bonded debt incurred by School District No. 5 of Lexington County and School District No. 6 of Richland County within the thirty per cent limitation herein created shall not affect or limit the power of other political subdivisions or municipal corporations, covering or extending over any portion of the territory of the school districts, to incur bonded indebtedness."

SECTION 2. Submission to electors.—The proposed amendment shall be submitted to the qualified electors of each county separately at the next general election for representatives. Ballots shall be provided at the various voting precincts with the following words printed or written thereon:

(a) For Lexington County

"Shall Section 5 of Article X of the Constitution of this State be amended so as to permit School District No. 5 of Lexington County to increase its bonded indebtedness up to thirty per cent of the assessed value of the taxable property therein and to exclude such indebtedness from the limitation of aggregate indebtedness upon any territory in the county?"

In favor of the amendment ☐Opposed to the amendment ☐

Those voting in favor of the amendment shall deposit a ballot with a check or cross mark in the square after the words 'In favor of the amendment', and those voting against the amendment shall deposit a ballot with a check or cross mark in the square after the words 'Opposed to the amendment'."

(b) For Richland County

"Shall Section 5 of Article X of the Constitution of this State be amended so as to permit School District No. 6 of Richland County to increase its bonded indebtedness up to thirty per cent of the assessed value of the taxable property therein and to exclude such indebtedness from the limitation of aggregate indebtedness upon any territory in the county?

In favor of the amendment ☐Opposed to the amendment ☐

Those voting in favor of the amendment shall deposit a ballot with a check or cross mark in the square after the words 'In favor of the amendment', and those voting against the amendment shall deposit a ballot with a check or cross mark in the square after the words 'Opposed to the amendment'."

Ratified the 16th day of May, 1967.

(R425, H1798)

No. 841

An Act To Authorize The Commission Of The Rural Recreational District Of Richland County To Issue General Obligation Bonds Of The District In An Amount Not To Exceed One Million Dollars Within The Applicable Constitutional Debt Limit Of The District; To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which Their Proceeds May Be Expended; And To Make Provisions For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Findings of General Assembly.—The General Assembly finds that careful surveys of the physical facilities of the Rural Recreational District of Richland County established pursu-

ant to Article 40, Chapter 3, Title 51, South Carolina Code of Laws, 1962, as amended, (hereinafter called the District) has been made by the Rural Recreational Commission of Richland County (hereinafter called the Commission). Such studies have established that additional public recreational facilities must be provided for the District and that the cost to be borne by the District should be raised by an issue of general obligation bonds. The General Assembly has therefore determined to empower the Commission to provide additional public recreational facilities for the District and raise therefor the sum of not exceeding one million dollars or such lesser amount as may be within the applicable constitutional debt limit through the sale of the bonds authorized by this act.

SECTION 2. Bond issue authorized.—The Commission is hereby authorized and empowered to provide such additional public recreational facilities as it shall deem necessary and to repair, enlarge and improve the existing facilities. The Commission is hereby further empowered to issue general obligation bonds of the District, without the necessity of holding an election, in the aggregate principal amount of not exceeding one million dollars or such lesser amount as may be within the applicable constitutional debt limit at the time of their issuance and to apply the proceeds of such bonds to the purposes prescribed by this act.

SECTION 3. Maturity.—All bonds shall mature in such annual series or instalments as the Commission shall provide, except that the first maturing bonds of any issue shall mature not later than three years from the date as of which they shall be issued, and no bond shall mature later than twenty-five years from the date it is issued.

SECTION 4. Redemption.—Any bond may be issued with a provision for its redemption prior to its stated maturity at par and accrued interest, plus such redemption premium as may be prescribed by the Commission, but no bond shall be redeemable before maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of such bonds, provisions shall be made specifying the manner of call and the notice that must be given.

SECTION 5. Negotiability.—The bonds shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Richland County, upon such con-

dition as the Commission may prescribe. Except when so registered, all bonds shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 6. Denominations.—The bonds shall be in such denomination and shall be made payable at such places, within or without the State, as the Commission shall prescribe, and shall bear such interest as may be determined by the Commission.

SECTION 7. Execution.—The bonds, and the coupons to be thereunto attached, shall be executed in such manner as the Commission shall by resolution prescribe.

SECTION 8. Sale.—The bonds shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold at public sale, after public advertisement of the sale in a newspaper of general circulation in South Carolina. In such event the published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 9. Payment.—For the payment of the principal and interest of all bonds, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the District shall be irrevocably pledged, and there shall be levied annually by the Auditor, and collected by the Treasurer of Richland County, in the same manner as county taxes, a tax without limit, on all taxable property in the District, sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 10. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Section 65-4.1 of the 1962 Code.

SECTION 11. Proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Richland County, to be deposited in a bond account fund for the District, and expended by the Commission as follows:

(a) Any accrued interest shall be applied to the payment of the first instalment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first instalment of principal of such bonds.

(c) The remaining proceeds shall be used to defray the cost of issuing the bonds authorized hereby, and to pay costs to be incurred

in the constructing and equipping of additional public recreational facilities in the District.

(d) Any balance remaining shall be held by the Treasurer of Richland County in a special fund and used to effect the retirement of bonds authorized hereby.

SECTION 12. Powers to be additional.—The powers and authorizations hereby conferred upon the Commission shall be in addition to all other powers and authorizations previously vested in the Commission, and may be availed of pursuant to action taken at any regular or special meeting of the Commission.

SECTION 13. No further action required.—No election is prescribed as a condition precedent to the issuance of the bonds, and no action other than that prescribed herein need be taken to effect the issuance of the bonds, nor shall the Commission be required to obtain the approval of any public agency to any action taken pursuant to the authorizations of this act.

SECTION 14. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R431, H1819)

No. 842

A Joint Resolution Proposing An Amendment To Section 5 Of Article X Of The Constitution Of South Carolina, 1895, Relating To The Limit Of Bonded Indebtedness Of Certain Political Subdivisions, So As To Permit School District No. 1 In Richland County To Incur Bonded Indebtedness Up To Thirty Per Cent Of The Assessed Value Of The Taxable Property Therein, And To Exclude Such Indebtedness From The Limitation Of Aggregate Indebtedness Upon Any Municipality Or Political Subdivision Of The County Or State Covering Or Partially Extending Over The Territory Of The District.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Article X, Section 5, State Constitution proposed—bonded indebtedness of Richland County School District 1.—There is proposed the following amendment to

Section 5 of Article X of the Constitution of this State: add at the end of the section the following proviso: "*Provided*, that the limitations as to bonded indebtedness imposed by this section shall not apply to the bonded indebtedness of School District No. 1 in Richland County and the school district may incur bonded debt to the extent of not exceeding thirty per cent of the assessed value of all taxable property therein. The bonded indebtedness of the district shall not be considered in determining the power to incur indebtedness by any municipality or political subdivision of the county or State covering or partially extending over the territory of such district."

SECTION 2. Submission to electors.—The proposed amendment shall be submitted to the qualified electors at the next general election for representatives. Ballots shall be provided at the various voting precincts with the following words printed or written thereon: "Shall Section 5 of Article X of the Constitution of this State be amended so as to permit School District No. 1 in Richland County to increase its bonded indebtedness up to thirty per cent of the assessed value of the taxable property therein, and to exclude such indebtedness from the limitation of aggregate indebtedness upon any municipality or political subdivision of the county or State covering or partially extending over the territory of the district?"

In favor of the amendment ☐

Opposed to the amendment ☐

Those voting in favor of the amendment shall deposit a ballot with a check or cross mark in the square after the word 'In favor of the amendment', and those voting against the amendment shall deposit a ballot with a check or cross mark in the square after the words 'Opposed to the amendment'."

Ratified the 30th day of May, 1967.

An Act To Authorize The Board Of Administrators Of Richland County To Issue As A Single Issue Eight Hundred Fifty Thousand Dollars Of The Amount Of General Obligation Bonds Authorized By Act No. 1346 Of 1964, And The One Million Five Hundred Thousand Dollars Of General Obligation Bonds Au-

thorized By An Act Of 1967, Bearing Ratification No. 118, For Hospital And Technical Educational Purposes, Respectively.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly takes note of the fact that the Board of Administrators of Richland County is authorized to issue six million dollars in general obligation bonds of the county, upon request of the Board of Trustees of the Columbia Hospital, by virtue of Act No. 1346 of 1964 for new hospital facilities in the county; that such authority was subject to an election which was held in compliance with the provisions of the act and which resulted in a majority vote favoring such issuance; that such bonds may be issued from time to time as a single issue or as several separate issues and that part of the proceeds, without stipulated limitation, would be used for site acquisition and that the hospital board of trustees has made a request of the board of administrators to issue eight hundred and fifty thousand dollars of such bonds for site acquisition for the new facilities.

The General Assembly further takes note of the fact that the Board of Administrators of Richland County has been authorized to issue one million five hundred thousand dollars in general obligation bonds of the county for technical education by the provisions of an act of 1967, bearing Ratification No. 118, without the necessity of an election.

The General Assembly further notes the fact that the board of administrators now desires to issue and sell general obligation bonds of the county in the amount of eight hundred fifty thousand dollars for the site of the new facilities, and one million five hundred thousand dollars for technical education, together as a single issue.

The General Assembly has determined that it will be to the best interests of Richland County that the board of administrators be authorized to issue and sell, as a single issue, two million, three hundred fifty thousand dollars of general obligation bonds of Richland County for the purposes above stated.

SECTION 2. Richland County Board of Administrators authorized to issue and sell combined amounts in two bond issue authorizations.—The Board of Administrators of Richland County is authorized to issue and sell the combined amounts of eight hundred fifty thousand dollars, as authorized by Act No. 1346 of 1964, and

one million five hundred thousand dollars, as authorized by an act of 1967 bearing Ratification No. 118, in general obligation bonds of the county as a single issue.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R848, H2198)

No. 844

An Act To Authorize The Board Of Trustees Of School District No. 2 Of Richland County To Issue Not Exceeding Four Hundred Forty Thousand Dollars Of General Obligation Bonds Of The School District; To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which Their Proceeds May Be Expended; And To Make Provision For Repayment.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that the continued growth of the population in the School District No. 2 of Richland County makes it mandatory that additional public school facilities be provided for the district, and that the cost, to be borne by the district, should be raised by an issue of general obligation bonds. The General Assembly has, therefore, determined to empower the board of trustees of such district (hereinafter called the "trustees") to provide additional public school facilities for the district and raise therefor the sum of four hundred forty thousand dollars, or such lesser amount as is within its debt limit, through the sale of the bonds authorized by this act.

SECTION 2. Richland School District 2 trustees authorized to issue bonds.—The trustees are hereby empowered to issue general obligation bonds of the district in the aggregate principal amount of not exceeding four hundred forty thousand dollars, or such lesser amount as is within its debt limit, and to apply the proceeds of such bonds to the purposes prescribed by this act.

SECTION 3. Maturity.—All bonds issued pursuant to this act shall mature in such annual series or instalments as the trustees shall pro-

vide, except that the first maturing bonds of any issue shall mature not later than three years from the date as of which they shall be issued; not less than two per cent of any issue shall mature in any year; and no bond shall mature later than twenty-five years from the date as of which it shall be issued.

SECTION 4. Prior redemption.—Any bond issued pursuant to this act may be issued with a provision for its redemption prior to its stated maturity at par and accrued interest, plus such redemption premium as may be prescribed by the trustees, but no bond shall be redeemable before maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of such bonds, provision shall be made specifying the manner of call and the notice that must be given.

SECTION 5. Form.—The bonds shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Richland County, upon such conditions as the trustees may prescribe. Except when so registered, all bonds shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 6. Place of payment.—The bonds shall be made payable at such places, within or without the State, as the trustees shall prescribe, and shall bear such interest as may be determined by the trustees.

SECTION 7. Execution.—The bonds, and the coupons to be thereunto attached, shall be executed in such manner as the trustees shall by resolution prescribe.

SECTION 8. Sale.—The bonds shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold at public sale, after public advertisement of the sale in a newspaper of general circulation in South Carolina. In such event the published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 9. Credit pledged.—For the payment of the principal and interest of all bonds issued pursuant to this act, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the dis-

strict shall be irrevocably pledged, and there shall be levied annually by the Auditor, and collected by the Treasurer of Richland County, in the same manner as county taxes, a tax without limit, on all taxable property in the district, sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 10. Tax exempt.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Section 65-4.1 of the 1962 Code.

SECTION 11. Use of proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Richland County, to be deposited in a bond account fund for the district, and expended by the trustees as follows:

(a) Any accrued interest shall be applied to the payment of the first instalment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first instalment of principal of such bonds.

(c) The remaining proceeds shall be used to defray the cost of issuing the bonds authorized hereby, and to pay costs to be incurred in the constructing and equipping of additional public school facilities in the district.

(d) Any balance remaining shall be held by the Treasurer of Richland County in a special fund and used to effect the retirement of bonds authorized hereby.

SECTION 12. Powers additional.—The powers hereby conferred upon the trustees are in addition to all others previously vested in them.

SECTION 13. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

An Act To Authorize The Board Of Administrators Of Richland County To Issue Not Exceeding Fourteen Million Dollars Of General Obligation Bonds Of Richland County For Public Hos-

pital Facilities If The Election Shall Result Favorably; To Prescribe The Conditions Under Which The Bonds May Be Issued; To Prescribe The Purposes To Which The Proceeds Shall Be Applied; And To Make Provision For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—As an incident to this enactment the General Assembly has made the following findings :

(a) Richland County has owned for many years hospital facilities which are operated under the name of the Columbia Hospital by the Board of Trustees (the Trustees) established by Act No. 638 of the Acts of 1951.

(b) In the year 1964, having found that existing facilities were inadequate and that new facilities at a different location were required, the General Assembly, by Act No. 1346 of the Acts of 1964 (Act 1346) authorized the issuance of general obligation bonds of Richland County in the aggregate principal amount of not exceeding six million dollars for the purpose of permitting the Trustees to acquire a suitable site and construct thereon new hospital facilities. The act provided that bonds might not be issued unless the question posed by the act be submitted to the qualified electors of Richland County at the general election held in November of 1964. The question was duly submitted and resulted favorably. As a result thereof, the Board of Administrators of Richland County (the County Board), as the governing body of Richland County, is now empowered to issue, either as a single issue, or from time to time as several separate issues, general obligation bonds of Richland County in the aggregate principal amount of six million dollars for such purpose.

(c) Following the favorable result of the election, the Trustees made a careful survey to determine an appropriate location for the authorized facilities; and after long and careful studies, determined that a tract of land located at or near the intersection of Colonial Drive and Sunset Drive, Columbia, South Carolina was a site which afforded convenient access to the public. Following negotiations with the owner of the tract, a contract of sale has been made, under the terms of which the county is obligated to purchase this tract for the sum of six hundred thousand dollars. At the same time, architects and consultants were employed by the Trustees to reconsider the needs of the public for hospital facilities. Such studies have been made

and now indicate that the facilities originally planned are inadequate. The county itself has continued to grow and studies indicate that the rate of growth will increase. Medical technology has improved and new and expensive equipment is most desirable. The studies confirm the wisdom of the location of the site selected by the Trustees, but point to a far greater expenditure than that permitted by Act 1346, if the present and future needs of the public of Richland County for medical care are to be adequately met.

(d) Present estimates of cost indicate that as much as twenty million dollars is required if the facilities are to be of the nature recommended by those advising the Trustees.

(e) The General Assembly has for itself considered the problem and the possibility of financing so large an expenditure and has taken note that the special amendment to Section 5 of Article 10 of the Constitution imposes no debt limit upon general obligation bonds issued by Richland County, if the question of their issuance is duly submitted to the electors and results favorably. It is mindful of the fact that if such an expenditure is to be made, at least a part of the cost of the debt service to result from the issuance of bonds should be borne by those who utilize the facilities of the hospital, but at the same time it has taken note of the fact that bonds payable solely from revenues of hospitals are difficult to market with the result that debt service on this type of obligation is excessively expensive.

(f) On the basis of the foregoing findings the General Assembly has determined as follows:

(i) To empower the County Board to issue, in addition to the bonds authorized by Act 1346, fourteen million dollars of general obligation bonds of Richland County, whose proceeds shall be used, together with the proceeds of the bonds authorized by Act 1346, for the purpose of providing public hospital facilities for Richland County.

(ii) To require, as a condition precedent to the issuance of the bonds authorized by this act, that the Trustees impose and thereafter maintain a schedule of fees and charges upon those who make use of the facilities, designed to provide not less than twenty-five per cent of the aggregate debt service on bonds issued pursuant to this act and pursuant to Act 1346.

(iii) To leave in full force and effect Act 1346, both in order that pursuant thereto the County Board may continue with its plan to issue a portion of such bonds to meet the cost of the site which has heretofore been contracted for and to provide further funds for

architectural and other services incident to the project, and in order that additional hospital facilities to the extent possible pursuant to Act 1346 may be acquired if the election required by this act results unfavorably.

SECTION 2. Richland County hospital bond issue authorized if election favorable.—If the election required by this act shall result favorably and if the condition imposed by Section 16 of this act be met in the manner therein prescribed, then, in order to provide funds, in addition to those which may be raised through the issuance of bonds pursuant to Act 1346, which shall be used in constructing public hospital facilities for Richland County, the County Board, upon the written request of the trustees, is hereby authorized to issue and sell, either as a single issue or from time to time, as several separate issues, not exceeding fourteen million dollars of general obligation bonds of Richland County.

SECTION 3. Election prescribed.—In order to determine if the County Board may issue bonds pursuant to this act, the County Board is hereby authorized to order the submission of the question of the issuance of bonds in a special election to be held on a date fixed by the County Board. To that end, the County Board may adopt a resolution directing that the question set forth in Section 5 be submitted to the qualified electors of Richland County in such special election. Following action by the County Board, certified copies of its resolution shall be transmitted to the Commissioners of Election for Richland County, who are hereby directed to conduct the special election and to provide that the question prescribed by this act shall be on all voting machines used in such election, or if no voting machines shall be used, upon printed ballots to be made available to all qualified electors who present themselves to vote in polling places. Both the County Board and the Commissioners of Election are fully empowered to take such further action as shall be necessary to fully implement the directive of this act requiring the submission of the question.

SECTION 4. Notice of election.—The County Board shall cause an appropriate notice as to such question and election to be published in one or more newspapers published in Richland County on at least three occasions, the first of which is to be not more than twenty-one days nor less than fifteen days prior to date set for such special election. The notice shall contain the following information:

1. The question to be voted upon,

2. The qualifications imposed upon persons voting, and
3. Such other information as may be required to fully apprise all persons of the nature of the question to be voted upon.

SECTION 5. Form of question.—The form of the question to be submitted and which shall be set forth on all voting machines that may be used, or upon the printed ballot in the polling places where there are no voting machines, shall be substantially as follows:

Shall the Board of Administrators of Richland County be empowered to issue, in addition to the six million dollars of general obligation bonds of Richland County authorized by Act No. 1346 of 1964, either as a single issue or from time to time as separate issues, general obligation bonds of Richland County in the amount of not exceeding fourteen million dollars whose proceeds shall be used to acquire new public hospital facilities for Richland County?

Appropriate instructions shall be given apprising those who favor the issuance of bonds that they shall pull the voting lever or mark the printed ballot in such way as to reflect approval to the issuance of bonds, and apprising those who oppose the issuance of bonds that they shall pull the voting lever or mark the printed ballot in such a way as to reflect their opposition to the issuance of the bonds.

SECTION 6. Declaration of election results.—Upon the receipt of the returns of the election from the Commissioners of Election for Richland County, the County Board shall by resolution declare the results thereof and may provide for the filing of a certified copy of such resolution declaring the results of the election in the office of the Clerk of Court for Richland County. In such event the results of the election, as declared by resolution of the County Board so certified and filed, shall not be open to question except by suit or proceeding instituted within thirty days from the date of the filing thereof.

SECTION 7. Maturity.—All bonds issued pursuant to this act shall mature in such annual series or installments as the County Board shall provide, except that:

1. The first maturing bonds of any issue shall mature within three years from the date as of which they may be issued;
2. Not less than two per cent of the aggregate of any issue shall mature in each year; and
3. No bonds shall mature later than twenty-five years from the date of which they may be issued.

SECTION 8. Prior redemption.—Bonds may be issued with provisions providing for their redemption prior to their stated maturities at par and accrued interest, plus such redemption premium as may be prescribed by the County Board, but no bond shall be redeemable before maturity unless it contains a statement to that effect. In the proceedings providing for the issuance of each issue, provision shall be made specifying the extent to which bonds of such issue are redeemable, the occasions of redemption, and the notice thereof that must be given.

SECTION 9. Form.—The bonds shall be issued in the form of negotiable coupon bonds, payable to bearer, with the privilege to the holder of having them registered as to principal on the books of the Treasurer of Richland County, and the principal thus made payable to the registered holder, unless the last registered transfer shall have been to bearer, upon such conditions as the governing body may prescribe. Unless registered, such bonds shall have all the qualities of negotiable instruments.

SECTION 10. Denomination — place of payment.—The bonds shall be in such denominations and shall be payable at such places, within or without the State, as the County Board shall provide.

SECTION 11. Execution.—The bonds and the coupons annexed thereto shall be executed in the manner provided for by the County Board.

SECTION 12. Advertisement.—The bonds shall be sold at public sale, after advertisement thereof in a newspaper having general circulation in South Carolina, or in a financial publication published in the City of New York, or in the discretion of the governing body, in both such publications. The advertisement shall appear not less than ten days prior to the occasion set for such sale. The bonds may be disposed of at private sale if there are no bids received or if all bids are rejected. The provisions of this section shall not prevent a sale at private sale to the United States of America or any agency thereof.

SECTION 13. Sale.—All such bonds shall be sold at a price of not less than par and accrued interest to the date of delivery.

SECTION 14. Credit pledged.—For the payment of the principal and interest on all bonds issued pursuant to this act, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of Richland

County shall be irrevocably pledged, and there shall be levied annually by the County Auditor and collected by the County Treasurer, in the same manner as other county taxes are levied and collected, a tax, without limit, on all taxable property in Richland County sufficient to pay the principal and interest of such bonds as they respectively mature, and to create such sinking fund as may be necessary therefor. Such ad valorem tax shall be reduced to the extent of monies raised from the schedule of fees and charges required by Section 16, that are actually in the hands of the Treasurer of Richland County on the occasion in each year that the tax levy is determined by the County Auditor.

SECTION 15. Condition precedent.—Prior to the issuance of bonds pursuant to this act, the Trustees shall agree with the County Board to place in effect and to revise from time to time when required, a schedule of fees and charges to take effect upon a date to be fixed by the County Board, designed to produce revenues sufficient to raise in each year, after the effective date of the agreement, not less than twenty-five per cent of the average annual debt service requirements of all bonds issued pursuant to this act and pursuant to Act 1346. All monies raised pursuant to such charge are intended as additional security for the payment of principal and interest of bonds issued pursuant to this act and bonds issued pursuant to Act 1346 and the obligation between the Trustees and the County Board herein required shall constitute an obligation of the contract between Richland County and those who may from time to time be the holders of bonds issued pursuant to this act and to those who may from time to time be the holders of bonds issued pursuant to Act 1346. The condition imposed by this section shall be a condition precedent to the issuance of bonds issued pursuant to this act but a finding by the County Board that a satisfactory contractual arrangement has been made between it and the Trustees shall, insofar as those who may purchase or may thereafter hold bonds pursuant to this act, fully discharge such condition.

SECTION 16. Tax exempt.—Bonds issued pursuant to this act and all interest to become due thereon shall be exempt from all State, county, municipal, school district and other taxes or assessments, direct or indirect, general or special, whether imposed for the purpose of general revenue or otherwise, except inheritance, estate or transfer taxes.

SECTION 17. Use of proceeds.—The proceeds derived from the sale of the bonds issued pursuant to this act shall be delivered to the Treasurer of Richland County and shall be expended and made use of as follows:

(a) Any accrued interest shall be applied by the treasurer to the payment of the first installment of interest to become due thereon.

(b) Any premium shall be applied by the treasurer to the payment of the first installment of principal of the bonds.

(c) The remaining proceeds shall be expended upon the order or warrant of the trustees, to pay the cost of the issuance of the bonds, and to pay costs and expenses incurred by providing public hospital facilities for Richland County.

SECTION 18. Powers additional.—Nothing in this act shall in any way limit or restrict the powers now vested in the County Board to issue bonds pursuant to Act 1346.

SECTION 19. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R415, H1769)

No. 846

An Act To Authorize The Board Of Trustees Of School District No. 1 Of Saluda County To Issue Not Exceeding Two Hundred Forty-Eight Thousand Dollars Of General Obligation Bonds Of The School District, To Prescribe The Conditions Under Which The Bonds May Be Issued, To Prescribe The Purposes For Which The Proceeds Of The Bonds Shall Be Expended And To Make Provision For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Saluda School District 1 may issue bonds.—The Board of Trustees of Saluda School District No. 1, of Saluda County, is hereby authorized and empowered to issue and sell general obligation bonds of the school district in an amount not to exceed two hundred forty-eight thousand dollars.

SECTION 2. Issues — denominations — interest — maturity — redemption.—Such bonds may be issued as a single issue or from

time to time as several separate issues. Bonds issued pursuant to this act shall be in such denomination or denominations, bear such rate or rates of interest, be payable annually or semiannually, as may be provided for in the resolutions of the trustees, and shall be payable, both as to principal and interest, in lawful money of the United States of America at such place or places as may be fixed by resolution of the trustees; such bonds shall mature in such series or instalments as the trustees shall provide. Any bond issued pursuant to this act may, at the discretion of the trustees, contain a provision permitting its redemption prior to its stated maturity at premium figures. The bonds may be issued with the privilege to the holder of having them registered as to principal on the books of the Treasurer of Saluda County, and the principal thus made payable to the registered holder (unless the last registered transfer shall have been to bearer) upon such conditions as the trustees may prescribe.

SECTION 3. Sale.—The bonds shall be sold by the trustees at public sale after publication of a notice of sale at least once not less than ten days before the time fixed for the opening of bids, in a newspaper of general circulation in South Carolina. In offering the bonds for sale, the trustees may reserve the right to reject any and all bids, but if all bids are rejected the bonds shall be readvertised for sale in the manner provided for the original offer. If a second call for bids shall produce results unsatisfactory to the trustees, the trustees shall be empowered to effect a private sale at a price not less than the best bid received on the previous offerings.

SECTION 4. Execution.—The bonds shall be executed in the name of the Saluda School District No. 1 by the chairman of the Board of Trustees of the School District, and countersigned by the clerk or secretary of the board under the corporate seal of the school district; *provided*, that the signature of the chairman and the clerk or secretary may be lithographed or engraved upon the coupons attached to the bonds and such lithographed or engraved signatures thereon shall be sufficient signing thereof.

SECTION 5. Exempt from taxes.—The bonds, both principal and interest, shall have the tax exempt status prescribed by Section 65-4.1 of the 1962 Code.

SECTION 6. Payment.—For the payment of the bonds and interest thereon, as the same mature, the full faith, credit and resources of the

school district are hereby irrevocably pledged, and the Auditor and Treasurer of Saluda County, respectively, are hereby authorized and directed to levy and collect, annually, a tax upon all the taxable property within the school district, sufficient to pay the bonds and interest as they respectively mature, the tax levy to be reduced to the extent of monies actually on hand and available to retire the obligations herein authorized, each year, from year to year.

SECTION 7. Proceeds.—The proceeds derived from the sale of the bonds shall be deposited with the Treasurer of Saluda County. Any sum received by way of accrued interest shall be applied to the payment of the first instalment of interest to become due. Any premium received shall be applied to the payment of the first instalment of principal to become due. The remaining proceeds, after the payment of all costs and expenses of the issue and sale of these bonds, shall be expended for the purpose of constructing and equipping school buildings in the school district; *provided*, always, that the purchasers of any of the bonds authorized by this act shall be in no way liable for the proper application of the proceeds thereof.

SECTION 8. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R427, H1800)

No. 847

An Act To Authorize The County Board Of Commissioners Of Saluda County To Issue Not Exceeding Two Hundred Seventy-Five Thousand Dollars Of General Obligation Bonds Of Saluda County; To Prescribe The Purposes For Which The Bonds Shall Be Issued And To Make Provision For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Bond issue authorized.—In order to obtain funds to defray the cost of constructing a county nursing home and a county airport, the County Board of Commissioners of Saluda County, established by Chapter 57, Title 14, Code of Laws of South Carolina, 1962, as amended, (the county board) is hereby authorized and empowered to issue and sell general obligation bonds of Saluda County in an

aggregate principal amount not exceeding two hundred seventy-five thousand dollars.

SECTION 2. Issues.—The bonds authorized by this act may be issued as a single issue, or from time to time as several separate issues.

SECTION 3. Maturity.—The bonds shall mature in such annual series or installments as the county board shall provide for, except that the last maturing bonds shall mature not later than twenty years from the date as of which the bonds shall be issued.

SECTION 4. Redemption.—The bonds issued pursuant to this act may be issued with a provision for their redemption prior to their stated maturity at par and accrued interest, plus such redemption premium as may be prescribed by the county board, but no bond shall be redeemable before maturity unless it contains a statement to that effect. If bonds are made subject to redemption, provision shall be made in the proceedings authorizing the issuance of the bonds, specifying the manner of call and the notice thereof that must be given.

SECTION 5. Negotiability.—The bonds shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Saluda County, upon such conditions as the treasurer may prescribe. Except when so registered, all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 6. Where payable.—The bonds issued pursuant to this act shall be made payable at such places, within or without the State, as the county board shall prescribe.

SECTION 7. Interest.—Bonds issued pursuant to this act shall bear interest at rates determined by the county board.

SECTION 8. Execution.—The bonds, and the coupons to be thereunto attached, shall be executed in such manner as the county board shall prescribe.

SECTION 9. Sale.—Bonds issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold after public advertisement

of their sale in a newspaper of general circulation in South Carolina. The published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 10. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of Saluda County shall be irrevocably pledged, and there shall be levied annually by the Auditor of Saluda County, and collected by the Treasurer of Saluda County, in the same manner as county taxes are levied and collected, a tax without limit, on all taxable property in Saluda County, sufficient to pay the principal and interest of such bonds as they respectively mature, and to create such sinking fund as may be necessary therefor.

SECTION 11. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Section 65-4.1, Code of Laws of South Carolina, 1962.

SECTION 12. Proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Saluda County, and shall be deposited in a Bond Account Fund, and shall be expended and made use of as follows:

(a) Any accrued interest shall be applied to the payment of the first installment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first installment of principal of such bonds.

(c) The remaining proceeds shall be expended on the warrant of the county board to defray the cost of issuing the bonds authorized hereby, and (i) with other funds available from Federal grants or otherwise, to construct and equip a county nursing home and (ii) to construct and equip a county airport, including acquisition of a site; and the county board shall determine the amounts to be expended for each such purpose, provided the amount to be expended from the bond proceeds to construct, equip and acquire a site for a county airport shall not exceed forty-five thousand dollars.

(d) If any balance remain, it shall be held by the Treasurer of Saluda County in a special fund and used to effect the retirement of bonds authorized hereby.

SECTION 13. Powers to be additional.—The powers and authorizations hereby conferred upon the county board shall be in addition

to all other powers and authorizations previously vested in the county board.

SECTION 14. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R428, H1801)

No. 848

An Act To Repeal Sections 5 and 6 Of Act. No. 1391 Of 1966, Authorizing The Saluda County Nursing Home Board To Borrow Certain Funds.

Whereas, the General Assembly finds that by Act No. 1391 of 1966 the Saluda County Nursing Home Board was created and authorized to borrow not to exceed one hundred thirty-three thousand dollars to defray the cost of planning, constructing and equipping a nursing home. None of the borrowing so authorized has been effected and it has been determined that additional funds will be needed for such purposes and can better be obtained by the issuance of county bonds authorized by legislation enacted or to be enacted. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Repeal.—Sections 5 and 6 of Act No. 1391 of 1966 are repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R699, H2051)

No. 849

An Act To Authorize The Trustees Of Spartanburg County School District No. 1 And The Treasurer Of Spartanburg County To Borrow Not Exceeding Four Hundred Thousand Dollars To Be Used For General School Purposes And To Provide For The Payment Of Such Loan.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Spartanburg County School District 1 authorized to borrow.—The Board of Trustees of School District No. 1 of Spartanburg County, and the county treasurer, are hereby authorized to borrow not exceeding four hundred thousand dollars from the Division of General Services or any other lending agency at the lowest interest rate available, for general school purposes. The amount borrowed shall be evidenced by notes to be executed by each member of the board of trustees of the school district and by the county treasurer. The interest shall be paid annually and the principal shall be paid in not exceeding five equal, annual installments with the right to anticipate payment thereof at any annual interest paying period.

SECTION 2. Grant pledged.—For the payment of the notes the board of trustees of the school district and the county treasurer shall pledge the annual grant from the State Educational Finance Commission for the repayment of the loan and the interest thereon.

SECTION 3. Credit pledged.—As additional security for the loan, in the event the annual grant to the school district by the State Educational Finance Commission shall be insufficient to pay the principal and interest on the loan, the county auditor shall levy, and the county treasurer shall collect, an annual tax upon all of the taxable property of School District No. 1 sufficient to retire the loan and the interest due thereon, and the entire proceeds of such levy shall be applied to the payment of the notes, inclusive of interest, in full, at which time the levy provided herein shall be terminated. In the event the school district may receive or have on hand any funds not otherwise pledged nor designated for a particular use, such funds may be used for payment of the loan and interest thereon. Should the monies be borrowed from the Division of General Services and should there be default in any payment, the State Treasurer is directed to withhold any funds accruing to the county and to transmit such funds to the Division of General Services. The full faith, credit and taxing power of the county are irrevocably pledged for payment of the loan.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R785, H2030)

No. 850

An Act To Provide For The Levy Of Taxes For Saluda County For School And County Purposes For The Fiscal Year Beginning July 1, 1967; To Provide For The Expenditure Thereof; And To Provide For Other County Purposes.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. A tax of mills as is necessary to raise the amount of money hereinafter appropriated is hereby levied on all taxable property in Saluda County for school and county purposes for the fiscal year July 1, 1967, to June 30, 1968, for the amounts and purposes hereinafter mentioned:

Item 1. (a) Roads and Bridges:

Maintenance of roads and bridges, tractor force
and convicts and purchase of concrete pipe . . . \$ 50,000.00

(b) Miscellaneous expenses 975.00

All bills presented shall be paid promptly by checks signed by the Chief Commissioner and by at least one member of the Saluda County Legislative Delegation; *provided*, that no voucher shall be paid without a bill marked "Paid" and signed by the vendor unless the same shall have been previously authorized by the Chief Commissioner and at least one member of the Saluda County Legislative Delegation in writing.

Any balance that might be in Item 1 at the end of the fiscal year (June 30, 1967) shall be transferred to Item 1 for the new fiscal year 1967-1968, and shall be in addition to the amount set forth in Item 1.

Total, Item 1 \$ 50,975.00

Item 2. Salaries, payable monthly:

Treasurer (county's part) \$ 1,000.00

Auditor (county's part) 1,000.00

Clerk for Auditor's office 3,400.00

Provided, the clerk will also furnish typing and other minor clerical duties to the probate judge and sheriff.

Chairman, Board of Commissioners, for full time	5,200.00
Chief Commissioner's expense	1,600.00
Telephone expense, Chief Commissioner	150.00
Two County Commissioners @ \$500.00 each, and expenses @ \$550.00 each	1,000.00
Clerk of Board	1,100.00
Superintendent of Education, salary	3,800.00
Travel expense	900.00
Magistrate at Courthouse	650.00
Constable at Courthouse	2,400.00
Travel for Constable at Courthouse	900.00
Magistrate at Ridge Spring	500.00
Constable at Ridge Spring, to be deputized by Sheriff, at Sheriff's discretion	1,350.00
Two Magistrates @ \$675.00 each	800.00
Two Constables to Magistrates @ \$375.00 each	1,350.00
Coroner and his deputy	750.00
Clerical help, \$15.00 for each case	800.00
Travel expense	150.00
Janitor, full time at Courthouse, Jail, Agricultural Building and grounds at \$180.00 per month	700.00
County Attorney	2,160.00
County Physician	300.00
<i>Provided</i> , that the County Physician shall act as one of the examining physicians in each lunacy case and assist in all post mortems, without extra compensation.	
Clerical help for Clerk of Court's office	480.00
Asst. help for Clerk of Court's office	3,800.00
<i>Provided</i> , that such help shall be employed by the Clerk of Court.	
Treasurer's expenses	2,446.40
Auditor's expenses	450.00
Clerk of Court's expenses	600.00
Rental of Xerox machine, Clerk of Court's office	850.00
Two Deputy Sheriffs (to be appointed by the Sheriff) :	270.00
Deputy Sheriff, living at Saluda	5,100.00

Deputy Sheriff, living at Ward:

Salary	3,500.00
Expenses	1,600.00

Total, Item 2	\$ 51,056.00
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Item 3. Salaries, payable monthly:

Clerk of Court	\$ 1,325.00
Probate Judge	3,250.00
Sheriff	3,950.00
Sheriff's expenses	1,600.00

Provided, that the Judge of Probate shall receive in addition to the above all fees collected by him for the issuance of marriage licenses. The fee for each such application and marriage license issued by him shall be \$2.50.

Provided, that the Sheriff and his family shall have the right to occupy the living quarters of the jail and shall have full use of the county property therein, including the payment for lights and water.

Provided, further, that the Sheriff shall receive in addition to the above all fees collected in his office.

Sheriff's and Deputies' clothing @ \$200.00 each	600.00
Sheriff's Department—gas, oil and maintenance	3,000.00

Provided, it shall be the duty of each of the deputies to assist the tax collector in collecting delinquent taxes by serving notice of executions or otherwise as directed by the tax collector. The deputies shall receive \$3.50 for each execution served. The Sheriff or deputy sheriffs shall transfer all lunatics to the asylum free of all costs, except actual expenses.

Provided, further, that the deputy sheriffs shall work under the direction of the Sheriff and shall devote their entire time to the duties of the office. The Sheriff or deputy sheriffs shall act as Constable for the Magistrate for Saluda Courthouse. *Provided*, that the Tax Collector shall clear his records of all personal property delinquent taxes,

including automobiles, etc., one year from date of executions from the Treasurer's office.

Provided, the county officials of Saluda County are hereby directed to collect the fees allowed them by laws as a part of their salaries. The county treasurer shall retain twenty-five cents additional out of every tax execution fee collected and the tax collector shall retain one dollar and fifty cents out of every such execution.

Provided, that each of the county officials provided for under this item shall have the right to notify the Saluda County Legislative Delegation of his intention to waive all fees and salary and receive in lieu thereof the following as full compensation:

Sheriff	5,200.00
Sheriff's expense	1,600.00
Clerk of Court	5,200.00
Clerk of Court, expense	1,600.00
Probate Judge	5,200.00
Probate Judge, expense	1,600.00

In the event either of the county officials herein designated shall elect to waive all fees and salary and receive in lieu thereof the above salary and expense allowance, such official shall within thirty days from the effective date of this act file a statement with the chairman of the Board of Commissioners of his intention to do so, and thereafter such official and his successors shall remain hereunder, and all fees collected by such officials or for services of such officials shall be paid to the Treasurer of Saluda County and shall become a part of the miscellaneous contingent fund.

Provided, further, that in the event the Sheriff elects to waive fees and salary, the following fees are hereby established and required to be charged before the Sheriff shall serve any civil paper or writs:

1. Service of process upon a resident defendant..	3.00
<i>Provided</i> , that travel to and from the courthouse shall be charged at the rate of 10¢ per mile.	
2. Claim and delivery, distress warrant and attachments	7.00
<i>Provided</i> , that all expense of storage, moving and protection shall be additional.	
3. Serving warrant not signed by the Sheriff or other officer of law	3.00
4. Serving warrant for bad checks, disposing of property under lien	3.00
<i>Provided</i> , no cost shall be taxable in any case in any court in Saluda County unless the fees have been paid to Saluda County and all papers have been served by the Sheriff or his deputies.	
<i>Provided</i> , further, that in the event the Clerk of Court elects to waive all fees and salary and elects to be paid under these provisions, the fees charged by the Clerk shall be as specified under the general law, except as follows:	
1. Recording regular deed, real estate mortgage..	2.50
2. Recording plat (without copy)	1.50
3. Recording plat (with copy)	1.00
4. Chattel mortgages	1.00
5. Default judgment	7.50
6. Civil action	7.50
Additional for divorce and adoption	5.00
Additional if tried by jury	7.50
7. Miscellaneous papers, per page	1.00
8. Assignments50
9. Extra dower or probate, each50
10. Satisfaction of mortgage judgment50
11. Unusual papers, per page	1.00
<i>Provided</i> , further, that in the event the Probate Judge elects to waive all fees and salary and elects to be paid under these provisions, all fees, including fees for marriage licenses, presently being paid herein shall be paid to Saluda County as hereinafter provided.	

The Saluda County Legislative Delegation shall have the authority to change any fee charged for services or to designate any additional service and provide for such fee as shall be charged by the County of Saluda for any service by any county official by certifying the same and filing a copy in the office of the Clerk of Court for Saluda County.

Provided, that in the event any of the county officials provided for in this section shall elect to waive all fees and salary and receive the designated alternate salary, as is provided herein, the fees previously paid to such official shall be paid directly to the Treasurer of Saluda County, who shall issue receipts therefor in duplicate, one receipt to be retained by the person paying such fee and one to be delivered to the office for which such fee is appropriate. The Treasurer shall maintain a list of such funds received and deposit the same in the Miscellaneous Contingent fund.

Each official shall retain all such duplicate certificates in his office for a period of two years.

Provided, further, that no official or clerk shall perform any service of process, file any paper or otherwise perform any duty for which a fee is provided without first receiving a receipt as provided herein.

Total, Item 3	\$ 13,725.00
Item 4. Board of Assessors and Equalization, if so much be necessary	\$ 1,500.00

Provided, that each member of the board of assessors shall receive compensation in the sum of thirty dollars annually; and *provided*, further, that the county board of equalization shall meet upon the call of the county auditor for not exceeding three days in any one year and shall

receive per diem of ten dollars per day for not exceeding three days.

Tax assessment and equalization program 26,955.00

Total, Item 4 \$ 28,455.00

Item 5. Jail expenses, including dieting of prisoners at one dollar and fifty cents per day each, and bedding, less lights \$ 2,700.00

Jurors and witnesses 2,800.00

Water and fuel—Courthouse and Agricultural Building 2,100.00

Lights for Courthouse square 112.00

Lights for Jail, Agricultural Building, Courthouse and County Farm 3,200.00

Saluda Chamber of Commerce, industrial developments 1,800.00

National Guard Unit 1,200.00

Telephones located as follows: one in Treasurer's office, one in Commissioner's office, one in Judge of Probate's office, one in Civil Defense office, one in County Jail, one in Auditor's office, one in Superintendent of Education's office, one in Clerk of Court's office, one in Magistrate's office, one at County Home, and one in Sheriff's office, and long distance calls 2,100.00

For Sheriff's travel expense outside Saluda County 100.00

Courthouse supplies and Agricultural Building (including janitor and two telephones for Agricultural Building) 3,175.00

Twelve months' rent, lights, fuel for Welfare Department, at \$45.00 per month 540.00

Twelve months' rent for Unemployment Board 180.00

Vital Statistics 125.00

Saluda Standard—printing county reports 150.00

Miscellaneous office expenses, if so much be necessary:

Clerk of Court 1,800.00

Sheriff 125.00

Judge of Probate, office equipment 550.00

Treasurer	400.00
Office expense for tax billing machine	895.00
Superintendent of Education	75.00
Auditor	275.00
Commissioner's office	275.00
Magistrate's office, printing necessary blanks ..	150.00
<i>Provided</i> , that the bills for printing herein au- thorized shall be paid upon separate bills ren- dered by any county officer.	
<i>Provided</i> , magistrates' jurors shall receive as compensation one dollar per day.	
<i>Provided</i> , the above office expense appropria- tions shall be excepted from the provisions of Section 5.	
Auditing county officers' books	600.00
Agricultural Department:	
4-H Boys' Club	50.00
4-H Girls' Club	50.00
F.F.A. Boys' Club, Saluda	75.00
J.H.A. Girls' Club, Saluda	75.00
F.F.A. Boys' Club, Hollywood	75.00
J.H.A. Girls' Club, Hollywood	75.00
F.F.A. Boys' Club, Ridge Spring	75.00
J.H.A. Girls' Club, Ridge Spring	75.00
N.H.A., Riverside	75.00
N.F.A., Riverside	75.00
County Agent	75.00
Home Demonstration Agent	100.00
Supplement to present County Agent's salary ..	500.00
Supplement to present assistant County Agent's salary	420.00
Travel expense	1,200.00
Welfare Board	648.00
Travel expense, forest fire wardens, two at \$350.00 each	700.00
Supplement for Welfare Department, to be dis- bursed at the discretion of the Welfare Board ..	1,000.00
Health Center	6,000.00
Historical Commission	500.00
Mental health	3,200.00

Civil defense	3,600.00
Night communicator	420.00
Saluda County's part for operation of Piedmont Technical Education Center	1,785.00
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Total, Item 5	\$ 46,275.00

Item 6. Miscellaneous Contingent:

Provided, that the Saluda County Board of Commissioners may issue vouchers against this fund for the items herein specified and not exceeding the amounts set forth for the year 1954-1955:

All court expenses as may be incurred in excess of the specified appropriations in this act. Coroner's jurors shall receive three dollars each and ten cents per mile for each case of court. Mileage shall be paid for the distance from home to place of inquest one way only.

Post mortems, inquests and lunancies

Transportation to State Hospital

Insurance on officers' bonds

Saluda County's proportional expense of S. C.

Retirement System and withholding tax

Insurance and Sinking Fund

Insurance on county employees

Any funds paid out of the general miscellaneous contingent fund account, not approved in the county appropriations act, must be approved by the Saluda County Legislative Delegation.

GRAND TOTAL	\$190,486.00
Less estimated revenue, other than taxes:	
Gas tax	\$ 65,000.00
Income tax	32,000.00
Other revenue	13,000.00
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Total	\$110,000.00
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TO BE RAISED BY TAXATION	\$ 80,486.00

SECTION 2. The fee that may be charged by the Clerk of Court for Saluda County for the recording, filing, indexing or registering of any mortgage or other instruments conveying an interest in, or creating a lien on, the crops growing or to be grown, or on personal property, made to any corporation under the Act of Congress known as the Farm Credit Corporation of 1933, if and as amended, a Regional Agricultural Credit Corporation, a Federal Intermediate Credit Bank, or any other corporation which rediscounts notes or other obligations with or procures loans from the Federal Intermediate Credit Bank, the Reconstruction Finance Corporation or the Government of the United States or any department, agency, instrumentality or officer thereof, shall be one dollar; and a copy or duplicate of such instrument shall be furnished to the recording officer; *provided*, that Saluda County is specifically excepted from the provisions of Section 27-61 of the 1962 Code. Notwithstanding the provisions of Section 27-96 of the 1962 Code, the clerk of court shall charge one dollar and seventy-five cents for recording a deed and one dollar and seventy-five cents for recording a mortgage on real estate.

SECTION 3. In anticipation of the collection of 1967 taxes, the county board of commissioners and the treasurer are hereby authorized to borrow an amount sufficient to meet the expenses of the county government for this fiscal year and pledge the taxes for 1967 in payment thereof, and the full faith, credit and taxing power of Saluda County are hereby pledged for the payment of such note or notes as are issued under the authority of this section.

SECTION 4. The above accounts shall be kept separate and distinct and expended only for the purposes for which appropriated; *provided*, no bill or claim shall be approved or paid unless the same shall state fully what it is for, giving the kind and quantity of the thing or commodity which it represents in addition to the amount and time when furnished. Any note or contract made by any officer of the county or county board in excess of the levy and appropriation herein shall be null and void insofar as the county is concerned; *provided*, however, that any officer or employee who disregards any of the provisions herein without the written consent of the Saluda County Legislative Delegation in the General Assembly, as kept on file in the office of the county treasurer, shall be guilty of malfeasance in office and subject to removal upon complaint of the Saluda County

Legislative Delegation, in addition to the punishment now provided by law.

SECTION 5. All county officers shall make a complete report to the county treasurer of all fees, fines and monies received and disbursed by them, and file copies thereof with the Clerk of Court of Saluda County for the periods ending June 30, 1967, September 30, 1967, December 31, 1967, March 31, 1968 and June 30, 1968, and such reports shall be furnished not later than the tenth of the following month. Without further notice, such reports shall be public records and subject to inspection by the people of the county. Any person who fails to file his report will not be paid his salary until the report is filed and he may be removed from office, in the discretion of the legislative delegation.

SECTION 6. All county officers shall be paid monthly and such payment shall not exceed one-twelfth of the amount appropriated. Not more than one-sixth of the amount of Item 1 shall be paid out in any one month, except in case of emergency, and if it be necessary and by consent of the delegation.

SECTION 7. As soon as the total amount or property for taxation has been ascertained for the year 1967, the auditor and treasurer, jointly, are authorized to increase or decrease the levy hereinbefore made to meet the appropriations herein provided, taking into account all other funds on hand for the purpose, gas tax as estimated, and other indirect revenues.

SECTION 8. The chairman of the board of commissioners has entire care and supervision of all county buildings and grounds, and he shall employ a janitor and shall have supervision over the janitor at all times. The chairman may designate someone to assist him during his absence.

SECTION 9. Any balance in any item, except Item 1, unexpended at the beginning of the fiscal year 1967-1968, shall be placed in the contingent account. All fines, forfeitures and forfeited land sales collected shall be placed in the contingent fund.

SECTION 10. The treasurer is hereby authorized and required to place the money coming from whiskey, wine and beer tax in the fiscal year 1967-1968 in a separate fund to be known as "General School Fund," and this fund may be used in the discretion of the county superintendent of education by and with the consent of the county board of education.

SECTION 11. If, for any cause, the office of the chairman of the board of county commissioners, or either of the two commissioners, shall become vacant, the Governor shall, upon the recommendation of the Saluda County Legislative Delegation, appoint his successor.

SECTION 12. All offices of the courthouse may be closed at 12:30 o'clock p.m. every Saturday afternoon and every Wednesday afternoon.

SECTION 13. The expenditure of any funds from the State surplus coming to the county treasurer for school purposes or otherwise must be approved by the county delegation.

SECTION 14. The county farm shall be managed by the chairman of the board of county commissioners in cooperation with other members of that board, to the end that the farm may supplement the funds provided for the county chain gang.

SECTION 15. A reasonable rent shall be charged Federal agencies renting county-owned property. Such monies as are received from this source shall be placed in a special agricultural fund to be used for improvements on such buildings as are rented pursuant to the terms of this section, or for other purposes in the discretion of the legislative delegation.

SECTION 16. No tax levy for school purposes shall be effective unless approved by the legislative delegation of the county.

SECTION 17. All magistrates of the county shall be bonded in the sum of one thousand dollars in a bonding company approved by the board of county commissioners and such premiums as may be required shall be paid from funds of the county.

SECTION 18. The court crier and bailiffs for the county shall receive the same compensation as provided by law for petit jurors of the circuit court.

SECTION 19. All county notes shall remain with the treasurer when paid and shall not be transferred to any other office or officer.

SECTION 20. All county offices shall be closed each year on the following days: January first, July fourth, the first Monday in September, Thanksgiving Day and December twenty-fifth and twenty-sixth.

SECTION 21. If any section of this act shall be found to be unconstitutional, it shall not be construed to affect the validity of any other section hereof.

SECTION 22. The county legislative delegation shall have the right at any time to alter any of the salaries or appropriations herein; *provided*, the alteration shall be in the form of a letter addressed to the proper authorities and signed by both members of the delegation.

SECTION 23. All vehicles owned by the County of Saluda shall be used exclusively for county purposes; *provided*, that the Sheriff's department and the Chief Commissioner are authorized to use the vehicles provided for travel to and from work.

SECTION 24. Any funds presently held by the Treasurer and any such funds hereafter received by reason of confiscation of property, forfeiture or otherwise shall be expended by voucher signed by the Sheriff and one member of the Saluda County Legislative Delegation.

SECTION 25. This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R92, H1233)

No. 851

An Act To Amend Act No. 1122, Acts And Joint Resolutions Of South Carolina, 1960, Act No. 135, Acts And Joint Resolutions Of South Carolina, 1953, As Amended, And Act No. 525, Acts And Joint Resolutions Of South Carolina, 1953, Relating To Bond Issues For School Districts No. 1, 2 And 3 Of Spartanburg County, So As To Modify The Provisions Relating To The Interest On And The Maturity Date Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 2 of Act 1122 of 1960 amended—maturity—interest—denominations.—Section 2 of Act No. 1122 of 1960 is amended on line two by striking "ten" and inserting "twenty" and on lines three and four by striking "a rate not exceeding four and one-half per cent per annum" and inserting "the best available rates". The section when amended shall read as follows :

"Section 2. Any bonds issued pursuant to this act shall mature not more than twenty years from date thereof, and shall bear interest from date at the best available rates, payable annually or semiannually, as the trustees may elect, and shall be in such denominations as the trustees may elect."

SECTION 2. Section 2 of Act 135 of 1953 amended—maturity—interest—denominations.—Section 2 of Act No. 135 of 1953, as amended by Act No. 756 of 1954, is further amended on line two by striking "ten" and inserting "twenty" and on line three by striking "rate not exceeding four per cent per annum" and inserting "the best available rates". The section when amended shall read as follows:

"Section 2. Any bonds issued pursuant to this act shall mature not more than twenty years from date thereof, and shall bear interest from date at the best available rates, payable annually or semiannually, as the trustees may elect, and shall be in such denominations as the trustees may elect."

SECTION 3. Section 2 of Act 525 of 1953 amended—maturity—interest—denominations.—Section 2 of Act No. 525 of 1953 is amended on line two by striking "ten" and inserting "twenty" and on lines three and four by striking "rate not exceeding four per cent per annum" and inserting "the best available rates". The section when amended shall read as follows:

"Section 2. Any bonds issued pursuant to this act shall mature not more than twenty years from date thereof, and shall bear interest from date at the best available rates, payable annually or semiannually, as the trustees may elect, and shall be in such denominations as the trustees may elect."

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of March, 1967.

An Act To Amend Act No. 657, Acts And Joint Resolutions Of South Carolina, 1951, Relating To The Issuance And Sale Of Bonds Of School Districts 1, 2, 3, 4, 5, 6, 8, 9, 10, 11 and 12 Of Spartanburg County, So As To Modify The Rate Of Interest On Such Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 2 of Act 657 of 1951 amended—maturity—interest—denominations.—Section 2 of Act No. 657 of 1951 is amended on lines three and four by striking “a rate not exceeding four (4%) per cent per annum” and inserting “the best available rates”. The section when amended shall read as follows :

“Section 2. Any bonds issued pursuant to this act shall mature not more than twenty years from the date thereof, and shall bear interest from date at the best available rates, payable annually or semiannually, as the trustees may elect, and shall be in such denominations as the trustees may elect.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of March, 1967.

(R95, H1286)

No. 853

An Act To Direct The Board Of Control Of Spartanburg County To Make A Deed To Vest Title To Property Formerly Underlying Mill Street In The Lyman Community Of Spartanburg County In The Owner Of The Property Abutting Thereon.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings.—(a) By deed of dedication and gift dated December 30, 1953, recorded in Deed Book 20-B, page 513, in the office of the Register of Mesne Conveyance for Spartanburg County, Pacific Mills dedicated and gave to the County of Spartanburg certain streets and roads in the Lyman community of Spartanburg County for the use of the citizens and residents of Spartanburg County and of the public generally.

(b) Among the streets and roads so given and dedicated was :
“*Mill Street* from Upland Road to Pacific Street 40' x 675'.”

(c) By resolution of the Board of Control of Spartanburg County dated April 27, 1966, which resolution was concurred in by the Supervisor of Spartanburg County, it was provided :

“That Mill Street between Upland Road and Pacific Street in Lyman Community now being 40 ft. wide and extending a

distance of 675 ft. through the parking area near the Lyman Printing and Finishing plant of M. Lowenstein & Sons, Inc., be, and the same hereby is, relocated from its present location to the western edge of the parking lot so that the new location of said street shall be along and parallel to the right-of-way of the railroad spur track now serving said industrial plant."

(d) The former right-of-way of Mill Street passes through the middle of the parking lot of M. Lowenstein & Sons, Inc., the successor in title to Pacific Mills, and since Mill Street has now been relocated, M. Lowenstein & Sons, Inc., should have legal title to the property formerly lying within the right-of-way.

SECTION 2. Spartanburg County to deed certain street.—The Board of Control of Spartanburg County is directed to make a deed to Mill Street from Upland Road to Pacific Street, 40' x 675', conveying the property underlying the street to M. Lowenstein & Sons, Inc., which is the owner of the property abutting on both sides thereof.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of March, 1967.

(R344, H1742)

No. 854

An Act To Authorize The Spartanburg County Board Of Control To Issue And Sell Not Exceeding Six Hundred Thousand Dollars Of Coupon Bonds Of Spartanburg County, The Proceeds Thereof To Be Used For The Construction And Equipping Of Three Vocational High Schools And Facilities For Higher Education, And To Provide For A Tax To Pay The Bonds And Interest Thereon.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Bond issue authorized.—The Spartanburg County Board of Control is hereby authorized to issue bonds of Spartanburg County to finance the construction and equipping of three vocational high schools, for the purpose of equalizing educational opportunities in all school districts in the county, and also facilities for higher education in Spartanburg County. The aggregate principal amount of the

bonds shall not exceed six hundred thousand dollars. The bonds shall be issued all at one time or from time to time and shall be issued in such denominations and shall bear such rate of interest, payable semi-annually, as may be determined by the county board. They shall be serial bonds maturing in annual series, or installments, of one or more bonds each, the first of which series, or installments, shall be due and payable not more than one year after the date of the bonds and the last not more than twenty years after such date. Such annual series, or installments, may be equal or unequal in amount, but none shall be greater than twice the amount of any previously maturing series, or installment. The principal and interest of the bonds may be made payable within or without the State of South Carolina, and in such medium of payment as may be indicated on the face of the bonds.

SECTION 2. Issuance and execution.—The bonds shall be issued as coupon bonds, payable to bearer, but may be issued with the privilege to the holder of having them registered as to principal on the books of the county treasurer, and the principal thus made payable to the registered holder, unless the last registered transfer shall be to bearer, upon such conditions as the Spartanburg County Board of Control may prescribe. The bonds shall be signed by the members of the county board, or a majority thereof, and countersigned by the clerk of the Spartanburg County Board of Control, and the seal of the Spartanburg County Board of Control shall be affixed to, or impressed on, each bond; but the coupons of the bonds need not be authenticated otherwise than by a facsimile signature of the county treasurer.

SECTION 3. Proceeds—sale.—The proceeds from bonds authorized by this act shall be disbursed by the Treasurer to the school districts which have affiliated for the purpose of developing a vocational education program and the Spartanburg County Commission for Higher Education as follows: (a) two hundred thousand dollars for School Districts Nos. 3 and 7; (b) one hundred fifty thousand dollars for School Districts Nos. 4, 5 and 6; (c) one hundred twenty thousand dollars for School Districts Nos. 1 and 2; and (d) one hundred thirty thousand dollars for the Spartanburg County Commission for Higher Education. The bonds shall be sold by the county board to the highest bidder for cash upon such advertisement as the county board shall deem proper. The county board may reject any and all bids which in their judgment would not be to the best interests of the county.

SECTION 4. Exempt from taxes.—The bonds shall be exempt from all State, school and municipal taxes.

SECTION 5. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the county shall be irrevocably pledged, and there shall be levied annually by the Auditor of Spartanburg County, and collected by the Treasurer of Spartanburg County, in the same manner as county taxes are levied and collected, on all taxable property in the county, a tax sufficient to pay the principal and interest of the bonds as they respectively mature and to create such sinking fund as may be necessary therefor. *Provided*, that notwithstanding the provisions of Section 65-1570 of the 1962 Code, as amended, no property owned by any industrial or manufacturing establishment shall be exempt from the levy herein provided.

SECTION 6. Deposit of proceeds.—The proceeds of the sale of the bonds shall be paid to the county treasurer and deposited in a special account until disbursed in the amounts and for the purposes stated in Section 7 by the county treasurer on warrants drawn jointly by the affiliated school districts or the Spartanburg County Commission for Higher Education upon properly itemized and sworn statements.

SECTION 7. Application of proceeds.—The school districts receiving the proceeds of the bonds as set forth in Section 2 above shall apply the same to the construction and equipping of a vocational school to be operated jointly by the affiliated districts. The Spartanburg County Commission for Higher Education shall apply the proceeds it receives to the construction and equipping of facilities for higher education in Spartanburg County or land acquisition therefor.

SECTION 8. Saving clause.—The sections and provisions of this act are separable and not matters of mutual essential inducement, and it is intended to confer the whole or any part of the powers herein provided for; and if any of the sections or provisions or parts thereof are for any reason declared unconstitutional, it is intended that the remaining sections and provisions or parts shall remain in full force and effect.

SECTION 9. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 10th day of May, 1967.

(R432, H1820)

No. 855

An Act To Empower A Special Purpose District, Known As Cowpens Water District In Spartanburg County, Operating A Water Distribution System To Transfer And Convey The District To The Commissioners Of Public Works Of The City Of Spartanburg, To Authorize Such Acquisition By The Commissioners Of Public Works Of The City Of Spartanburg, To Prescribe The Terms And Conditions Under Which Such Transaction May Be Effected And To Provide For A Referendum Prior To The Transfer And Conveyance Of Such System.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that there is a special purpose district in Spartanburg County known as the Cowpens Water District, hereinafter known as the district, which operates a water distribution system within such district. The district obtains water from the waterworks system of the City of Spartanburg, operated by the Commissioners of Public Works of the City of Spartanburg (hereinafter known as the commissioners), which is the only large dependable source of water supply in Spartanburg County. The water distribution system of the district was financed by bonds, many of which are now outstanding. In addition, revenues derived from the operation of such system are pledged to additionally secure the outstanding bonds. The General Assembly finds that those served by the water distribution system of the district would receive improved service and that the taxes levied for the payment of the bonds would be considerably reduced and ultimately eliminated if the water distribution system of the district was transferred and conveyed to the commissioners and incorporated into the waterworks system of the City of Spartanburg. Such action would enable the commissioners to expand the city's system, as thus enlarged, into areas not now served by a public waterworks system. On the basis of these findings, the General Assembly has determined to authorize the Commissioners of the Cowpens Water District, under whose supervision and direction the water distribution system in the district is now being operated, to transfer and convey the system to the commissioners and to authorize them to acquire the water distribution system owned by the district under the terms and conditions of this act. The General Assembly is mindful that it may not adversely affect the obligation of the contract

between the district and its bond holders but believes that the authorization of this act does not have that effect.

SECTION 2. Cowpens Water District to transfer system to City of Spartanburg—conditions.—The Commissioners of the Cowpens Water District, which district owns and operates a water distribution system within the district and obtains its water supply from the municipal waterworks system of the City of Spartanburg, operated by the commissioners, are hereby authorized and empowered to transfer and convey such system to the commissioners on such terms and conditions as have been heretofore mutually agreed upon ; *provided*, that the commissioners acting on behalf of the City of Spartanburg shall assume, to the extent provided by Section 3 of this act, the payment of the principal and interest on all outstanding bonds and any other indebtedness of the district pertaining to its water distribution system. Nothing in this act shall impair the obligation between the holders of the bonds of the district and the district, nor the obligation of the district to levy and collect taxes of the district, nor the obligation to segregate and apply the revenue from its water distribution system to the payment of its bonds, except that so long as its bonds are promptly paid by the commissioners the obligation of the district shall be suspended. If the commissioners shall assume the payment of the principal and interest of the bonds of the district for whose payment all or any part of the revenues of the water distribution system have been pledged, in such event it shall become the duty of the commissioners to faithfully abide by the terms and conditions of such pledge and honor it in all respects.

SECTION 3. Acquisition of property—conditions.—Upon agreement by the City Council of the City of Spartanburg for assumption of payment of the outstanding bonds and other indebtedness of the district by the commissioners, the commissioners shall be fully authorized and empowered to acquire the water distribution system of the district, on such terms as have been heretofore agreed upon, and no approval of the assumption of the outstanding bonds and indebtedness or of the transfer and conveyance shall be required of the qualified registered electors of the City of Spartanburg by way of election. If the commissioners shall cause to be deposited with a corporate trustee a sum equal to not less than the maximum annual principal and interest requirements of the bonds of the district, whose payment shall be assumed by the commissioners in the acquisition of such water distribution system, as security for the

payment of the principal and interest thereof, then under such circumstances the commissioners shall be empowered to prescribe that the obligation to meet the payment of the principal and interest of the bonds of the district shall at all times be junior and subordinate to:

(a) Any bonds of the City of Spartanburg now outstanding which are payable from the revenues of the waterworks system of the City of Spartanburg; and

(b) All bonds hereafter issued by the City of Spartanburg payable from the revenues of its waterworks system, which are issued as bonds on a parity with any issue of waterworks system revenue bonds of the City of Spartanburg now or hereafter to be outstanding.

SECTION 4. Conditions further.—The acquisition of the water distribution system of the district by the commissioners under this act shall be made without any duty or obligation whatsoever on the part of the commissioners or of the City of Spartanburg to provide, extend or maintain sewer facilities or provide for the collection and disposition of garbage or provide fire protection to any area of the district.

SECTION 5. Tax levy.—Upon transfer and conveyance of the water distribution system of the district to the commissioners, the tax levy for the payment of outstanding bonds of the district shall be, on all taxable property located within the district boundaries as presently constituted, for the year 1967 at the rate of thirty-four mills and for the year 1968 shall be reduced to fifteen mills and shall thereafter be annually reduced at least one mill each year for a period of eight years and after the end of the calendar year 1976 there shall be no further levy of taxes for the payment of the outstanding bonds of the district. The commissioners, beginning with the year 1969, are hereby authorized and empowered to advise the proper county officials of the amount of such tax levy during each year of the eight-year period above-referred to. The annual taxes shall be collected by the same officers and in the same manner as is provided for the collection of taxes for county purposes in Spartanburg County. Upon transfer and conveyance of the water distribution system of the district to the commissioners, thereafter the taxes so collected shall be transmitted, at such times as collections are normally apportioned, by the Treasurer of Spartanburg County to the commissioners, which funds shall be applied to the payment of the principal and interest of the outstanding bonds of the district.

SECTION 6. Discontinuance of district.—After the end of the calendar year 1976, the district shall cease to exist except for the purpose of discharging its obligations to the bonds of the district then outstanding.

SECTION 7. Office of commissioners abolished.—Upon the transfer and conveyance of the water distribution system of the district to the commissioners, the Commissioners of the Cowpens Water District thereafter shall have no further powers, duties or authority and the offices heretofore held by them are hereby abolished.

SECTION 8. Property not to be transferred until election held.—Before any transfer and conveyance may be made by the Commissioners of the Cowpens Water District of the water distribution system of the district, the matter shall first be submitted to the qualified electors of the district.

SECTION 9. Conduct of election.—The Commissioners of the Cowpens Water District shall make provision for the holding of such election on or prior to June 27, 1967. The election shall be conducted by the Commissioners of Election for Spartanburg County who shall give notice of the election by publication once each week for three successive weeks prior thereto in a newspaper of general circulation within the district, stating the question to be submitted to the qualified electors of the district. The election shall be conducted at the several voting precincts in the district as they are now established by law. The question submitted shall show on its face the purpose of such election and the question shall be submitted in substantially the following form:

“Shall the water distribution system and assets of the Cowpens Water District be sold to the Commissioners of Public Works of Spartanburg in consideration of the partial assumption by the Commissioners of Public Works of Spartanburg of the district’s obligations and bonded indebtedness, such assumption being subordinate to the Spartanburg Waterworks System revenue bonds now outstanding or hereafter to be issued?

Yes

No”

The ballot shall contain suitable instructions advising the voter that if he favors the transfer and conveyance of the water distribution system he shall mark through the word “No”, and that if he is opposed to the transfer and conveyance of the water distribution system

he shall mark through the word "Yes". The manager of election at each precinct shall count the ballots and forthwith return the result of the election together with the original ballots and tally sheets to the Commissioners of Election of Spartanburg County who shall declare the result of the election.

SECTION 10. Property to be transferred if election favorable.

—If the Commissioners of Election of Spartanburg County determine that a majority of those voting in the election voted in favor of the transfer and conveyance of the water distribution system, the Commissioners of the Cowpens Water District shall then, prior to August 1, 1967, proceed to take any and all steps necessary to transfer and convey the water distribution system of the district, including all assets owned by the district, to the commissioners. The Commissioners of the Cowpens Water District shall be fully authorized and empowered to execute in behalf of the district any and all documents which may be required to effectuate such transfer and conveyance. If the Commissioners of Election of Spartanburg County determine that a majority of those voting in the election shall be against the transfer and conveyance of such water distribution system, then and in that event the Commissioners of the Cowpens Water District shall not transfer and convey the water distribution system of the district as authorized by this act.

SECTION 11. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1967.

(R440, H1743)

No. 856

An Act To Amend Act No. 556 Of 1929, Act No. 935 Of 1954 And Act No. 1225 Of 1962, Relating To The Payment Of Both Principal And Interest Of Bonds Issued By The Spartanburg Metropolitan District, So As To Provide For The Levy, Collection And Disbursement Of Taxes To Retire Such Bonds.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Acts amended—tax levy.—Sections 7 of Act No. 556 of 1929, Act No. 935 of 1954 and Act No. 1225 of 1962, are amended so as to further provide for the levy, collection and dis-

bursement of taxes and to provide for the transfer by the treasurer of the taxes so collected to the Governing Commission of the Spartanburg Metropolitan District by striking them in their entirety and inserting in lieu thereof the following:

“Section 7. Until the principal and interest of all bonds issued by the Spartanburg Metropolitan District shall be fully paid, there shall be levied annually on all taxable property in Spartanburg Metropolitan District a tax sufficient to pay such interest as it becomes due, to provide a sinking fund sufficient to pay the principal at the date or dates of its maturity and to defray cost of maintenance and operation of the system based upon estimates to be made annually by the Commission. The annual tax shall be levied and collected by the same officers and in the same manner as is provided for the levy and collection of taxes for county purposes in Spartanburg County. The monies so collected shall be transmitted, at such times as collections are normally apportioned, by the Treasurer of Spartanburg County to the Governing Commission of the Spartanburg Metropolitan District, and the Treasurer of Spartanburg County is hereby authorized and directed to transmit all funds on hand as of July 1, 1967, belonging to the Spartanburg Metropolitan District, whether capital funds or operating funds, to the Governing Commission of the Spartanburg Metropolitan District. The Governing Commission of the Spartanburg Metropolitan District is hereby authorized and empowered to deposit all funds at any time received by the district in such bank accounts as it deems necessary so as to provide for the payment of the principal and interest of any outstanding bonds at any time of the Spartanburg Metropolitan District as they respectively mature and for the cost, maintenance, operation and improvements of the sewerage plants and system owned by the district and to disburse such funds for the above stated purposes. The Governing Commission of the Spartanburg Metropolitan District is directed annually to have the books, records and affairs of the district audited by a certified public accountant and it shall file a copy of such audit with the Spartanburg County Board of Control. The Governing Commission of the Spartanburg Metropolitan District is also authorized and empowered to invest from time to time any funds of the district in obligations of the Government of the United States of America.”

SECTION 2. Time effective.—This act shall take effect July 1, 1967.

Approved the 31st day of May, 1967.

(R480, S493)

No. 857

An Act To Authorize The Trustees Of Spartanburg County School District No. 4 And The Treasurer Of Spartanburg County To Borrow Not Exceeding Two Hundred Seventy-Two Thousand Dollars To Be Used For General School Purposes And To Provide For The Payment Of Such Loan.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Loan authorized.—The Board of Trustees of School District No. 4 of Spartanburg County, and the county treasurer, are hereby authorized to borrow not exceeding two hundred seventy-two thousand dollars from the Division of General Services or any other lending agency at the lowest interest rate available, for general school purposes. The amount borrowed shall be evidenced by notes to be executed by each member of the board of trustees of the school district and by the county treasurer. The interest shall be paid annually and the principal shall be paid in not exceeding five equal, annual installments with the right to anticipate payment thereof at any annual interest paying period.

SECTION 2. Payment.—For the payment of the notes the board of trustees of the school district and the county treasurer shall pledge the annual grant from the State Educational Finance Commission for the repayment of the loan and the interest thereon.

SECTION 3. Payment further.—As additional security for the loan, in the event the annual grant to the school district by the State Educational Finance Commission shall be insufficient to pay the principal and interest on the loan, the county auditor shall levy, and the county treasurer shall collect, an annual tax upon all of the taxable property of School District No. 4 sufficient to retire the loan and the interest due thereon, and the entire proceeds of such levy shall be applied to the payment of the notes, inclusive of interest, in full, at which time the levy provided herein shall be terminated. In the event the school district may receive or have on hand any funds not otherwise pledged nor designated for a particular use, such funds may be used for payment of the loan and interest thereon. Should the monies be borrowed from the Division of General Services and should there be default in any payment, the State Treasurer is directed to withhold any funds accruing to the county and to transmit such funds to the Division of General Services. The full faith, credit

and taxing power of the county are irrevocably pledged for payment of the loan.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R509, H1695)

No. 858

An Act To Empower The Commissioners Of Public Works Of The City Of Spartanburg As The Governing Commission Of Spartanburg Metropolitan District To Issue Not Exceeding One Million Three Hundred Thousand Dollars Of General Obligation Bonds Of Spartanburg Metropolitan District, To Prescribe The Conditions Under Which Such Bonds Shall Be Issued And The Purposes For Which Their Proceeds Shall Be Expended, And To Make Provision For The Payment Of The Principal And Interest Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Findings of General Assembly.—The General Assembly finds that further sewage facilities are needed by the Spartanburg Metropolitan District, and has therefore determined to empower the Commissioners of Public Works of the City of Spartanburg (hereinafter in this act referred to as commissioners), upon whom were devolved the duties, powers and authority formerly exercised by the Commissioners of the Spartanburg Metropolitan District (by Section 59-180.1, Code of Laws of South Carolina, 1962) to undertake the construction of such facilities. It therefore empowers the commissioners to undertake the construction of such further sewage facilities as in the opinion of the commissioners is necessary.

SECTION 2. Bond issue authorized.—In order to provide funds for the undertakings authorized by Section 1, the commissioners may issue, either as a single issue or from time to time as several separate issues, not exceeding one million three hundred thousand dollars of general obligation bonds of Spartanburg Metropolitan District.

SECTION 3. Denomination — date — maturity — interest — redemption.—All bonds issued pursuant to the authorizations of

this act shall be in such denomination and bear such date or dates as the commissioners shall determine, and the bonds of any issue or series shall mature in such equal or unequal annual installments as may be determined by the commissioners, except that the first maturing bonds of any issue or series shall mature not later than three years from their date and the last maturing bonds of any issue or series shall mature not later than thirty years from their date. They shall be made payable at such place or places as the commissioners shall prescribe, one of which shall be a bank having an office in the City of Spartanburg, South Carolina, and they shall bear interest at such rate (payable on such occasions) as the successful bidder at any sale thereof shall name; *provided*, that no rate of interest borne by any bond shall be in excess of five per cent per annum. The bonds may be issued with the privilege to the holder of having them registered as to principal on books at the office of such bank as is the Spartanburg, South Carolina, paying agent, and the principal thus made payable to the registered holder (unless the last registered transfer shall have been to bearer) upon such conditions as the commissioners may prescribe. Any bond issued pursuant to the provisions of this act may be made subject to redemption prior to its stated maturity on such terms and conditions and with such redemption premium as the commissioners shall prescribe.

SECTION 4. Sale.—All bonds issued pursuant to this act shall be sold at not less than par and accrued interest to the date of their respective deliveries, at public sale, and at least ten days prior to any sale, notice, announcing the intention to receive bids for the sale of any bonds authorized by this act, shall be published in a daily newspaper published in Spartanburg County and in a financial publication, published in the City of New York. In offering the bonds for sale the commissioners may reserve the right to reject any and all bids, but if all bids are rejected, the bonds shall be readvertised for sale in the manner of the original notice. If a second call for bids shall produce results unsatisfactory to the commissioners, they shall be empowered to effect a private sale at a price not less than the best bid received on the occasion of the two public offerings.

SECTION 5. Exempt from taxes.—All bonds issued pursuant to this act and all interest thereon shall have the tax-exempt status as prescribed by Section 65-4.1 of the Code of Laws of South Carolina, 1962.

SECTION 6. Execution.—All bonds issued pursuant to this act shall be executed in the Spartanburg Metropolitan District by the chairman and the secretary of the commissioners, under the seal of the commissioners. The coupons attached to the bonds shall be authenticated by the facsimile signatures of the chairman and the secretary of the commissioners who are in office on the date of such bonds. The delivery of any bonds so executed and authenticated shall be valid notwithstanding any changes in officers or seal occurring after such execution or such authentication.

SECTION 7. Payment.—For the payment of the bonds, both principal and interest, as they respectively mature, the full faith, credit, resources and taxing power of Spartanburg Metropolitan District shall be pledged and there shall be levied annually an ad valorem tax without limit as to rate or amount on all taxable property in Spartanburg Metropolitan District sufficient to pay the principal of and interest on the bonds as they become due. The annual tax shall be levied and collected by the same officers and in the same manner as is provided for the levy and collection of taxes for county purposes in Spartanburg County. The monies so collected shall be transmitted, at such times as collections are normally apportioned, by the Treasurer of Spartanburg County to the commissioners.

SECTION 8. Proceeds.—The proceeds derived from the sale of bonds issued pursuant to this act shall be deposited with the commissioners in a separate and special fund and shall be expended upon the warrants or orders of the commissioners for the purposes for which the bonds are issued; *provided*, that the purchasers of any bonds, or any subsequent holders thereof, shall be in no wise responsible for the proper application of such proceeds.

SECTION 9. Powers to be additional.—The power and authority hereby conferred shall be in addition to all presently existing power and authority and not in abrogation thereof.

SECTION 10. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R553, H1946)

No. 859

An Act To Amend Act No. 713, Acts And Joints Resolutions Of South Carolina, 1965, Empowering The Spartanburg County Board Of Control To Issue Not Exceeding Two Million Three Hundred Thousand Dollars Of General Obligation Bonds Of The County For Hospital Facilities, So As To Change The Final Date For Issuing Such Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act 713 of 1965 amended—date changed.—Section 12 of Act No. 713 of 1965 is amended on line three by striking “1970” and inserting “1967”. The section when amended shall read as follows:

“Section 12. The power to issue bonds pursuant to the authority granted in this act shall cease on July 1, 1967.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R697, H2047)

No. 860

An Act To Repeal Act No. 1402 Of The Acts And Joint Resolutions Of The General Assembly Of 1966 Appropriating The Sum Of Fifty Thousand Dollars For The Spartanburg Mental Health Clinic.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act No. 1402 of 1966 repealed — Spartanburg Mental Health Clinic.—Act No. 1402 of the Acts and Joint Resolutions of the General Assembly of 1966 appropriating the sum of fifty thousand dollars for the Spartanburg Mental Health Clinic is repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R698, H2050)

No. 861

An Act To Make Supplemental Appropriations For Spartanburg County For The Fiscal Year 1966-67 From The General Fund Of The County And To Authorize The Spartanburg County Board Of Control To Lend From The County Farm Account The Sum Of Twenty-Six Thousand Dollars To School Districts 4, 5, And 6, And The Sum Of Twenty-One Thousand Five Hundred Dollars To The Spartanburg County Commission On Technical Education.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. There is hereby appropriated from the General Fund of Spartanburg County, as a supplemental appropriation for the fiscal year 1966-1967, the following:

ITEM 1—ADMINISTRATIVE

Lunacy Examinations	\$ 300.00
Insurance on County Owned Cars	200.00
Operation and Upkeep, County Owned Cars	3,000.00
Stationery and Supplies	12,000.00
Telephones	4,000.00
Spartanburg General Hospital Survey and Report..	7,100.00

ITEM 2—JUDICIAL

Travel Domestic Relations Court \$25.00 per month each	\$ 1,500.00
Court of Common Pleas and General Sessions, Jurors, Witnesses and Bailiffs	4,000.00
County Court, Jurors, Witnesses and Bailiffs	1,500.00
Full Time Secretary	
Coroner, Circuit Solicitor and County Solicitor, "C" Classification	\$ 3,994.80
Less Funds Authorized From:	
Circuit Solicitor	
Stenographer	\$ 693.00
Transcripts of Inquests...	1,500.00
County Solicitor	
Stenographer	727.65
	<hr/>
	2,920.65
	\$ 1,074.15
Jurors, Civil Court	\$ 700.00

ITEM 3—LAW ENFORCEMENT

Medicine County Jail	\$ 300.00
Additional Magistrates' Salaries. Median Countywide Magisterial Case Load established at 350 cases each fifty cases or fraction over Median. \$25.00 to be paid.	
Supplemental amount needed.	1,500.00

ITEM 3A—COUNTY JAIL

Dieting Prisoners and Expenses	\$ 3,000.00
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ITEM 5—PUBLIC HEALTH AND WELFARE

Charity for General Hospital	\$ 12,000.00
Additional Mountainview Home Care of the Aged indigent and chronically ill	12,000.00

ITEM 7—PUBLIC BUILDINGS

Supplies	\$ 3,500.00
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ITEM 9—DEBT RETIREMENT

Interest and Commission due on Hos-
pital General Obligation Bonds issued
9/1/66, 4½% due 3/1/67

Interest	\$ 13,500.00
Commission	12.00

Issued 12/1/66, 4%, due 6/1/67

Interest	20,000.00
Commission	20.00

\$ 33,532.00

Less: Accrued Interest and Premium
on above Hospital Bond Issues as au-
thorized in Bond Act authorizing the
issue of Bonds

6,740.33

Net Amount of Supplement \$ 26,791.67

Final Payment on Note, Funds bor-
rowed from Sinking Fund Property
Division for Purchase of lot for new
National Guard Armory Building....

3,744.00

TOTAL \$ 98,209.82

SECTION 2. The Spartanburg County Board of Control is authorized to lend from the County Farm Account of the county twenty-six thousand dollars to School Districts 4, 5 and 6 to be repaid in sixty days. Such indebtedness shall be evidenced by negotiable promissory notes providing for no interest and jointly signed by the chairmen of the boards of trustees of the districts..

SECTION 3. The Spartanburg County Board of Control is authorized to lend from the County Farm Account twenty-one thousand five hundred dollars to the Spartanburg County Commission on Technical Education to be repaid in sixty days. Such indebtedness shall be evidenced by a negotiable promissory note providing for no interest and signed by the chairman of the commission.

SECTION 4. This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R793, H2077)

No. 862

An Act To Authorize The Spartanburg County Board Of Control To Issue Not Exceeding Two Million Eight Hundred Forty Thousand Dollars Of General Obligation Bonds Of Spartanburg County To Provide Funds For Expansion Construction And Renovation Of The Spartanburg General Hospital And Hospital Equipment Purchases; For Construction Of A Long-Term Care Facility At The Spartanburg County Mental Health Clinic; For The Construction Of A New Home For The Aged And Chronically Ill To Be Known As Mountain View Home; To Prescribe The Terms And Conditions Under Which The Bonds May Be Issued; And To Make Provision For The Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Spartanburg County Board of Control authorized to issue bonds.—The Spartanburg County Board of Control is authorized to issue not exceeding two million eight hundred forty thousand dollars of general obligation bonds of the county, two million of which shall be used for construction and renovation of the Spartanburg General Hospital and hospital equipment purchases; fifty thousand dollars of which shall be used for the construction of a

long-term care facility at the Spartanburg County Mental Health Clinic; and seven hundred ninety thousand dollars of which shall be used for the construction of a new home for the aged and chronically ill, to be known as Mountain View Home.

SECTION 2. Maturity.—The bonds shall be issued either as a single issue or from time to time as separate issues. Negotiable notes may be issued in anticipation of the sale of such bonds which notes shall mature within one year from their date and may be renewed for periods not exceeding one year but the last note shall become due within three years from the date of the original note.

SECTION 3. Maturity and form.—Such bonds shall be in such denominations and shall mature in such annual series or installments as the county board of control shall provide for, except that the last maturing obligations thereof shall mature not later than twenty years from the date as of which the obligations shall be issued.

SECTION 4. Redemption.—Obligations issued pursuant to this act may be issued with a provision for their redemption prior to their stated maturities at par and accrued interest, plus such redemption premium as may be prescribed by the board, but no bond or note shall be redeemable before maturity unless it contains a statement to that effect. If bonds or notes are made subject to redemption, provision shall be made in the proceedings authorizing the issuance thereof, specifying the manner of call and the notice thereof that must be given.

SECTION 5. Form.—The bonds shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Spartanburg County, upon such conditions as the board may prescribe. Except when so registered, all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 6. Place of payment.—The obligations issued pursuant to this act shall be made payable at such place, within or without the State, as the board shall provide.

SECTION 7. Interest.—Obligations issued pursuant to this act shall bear interest at rates determined by the board.

SECTION 8. Form and execution.—The bonds or notes, and the coupons to be thereunto attached, if any, shall be in such form and executed in such manner as the board shall by resolution provide.

SECTION 9. Sale.—Bonds issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina. The published notice shall appear not less than ten days prior to the occasion set for opening bids. *Provided*, that if notes are issued no public advertisement shall be required.

SECTION 10. Credit pledged.—For the payment of the principal and interest of all obligations issued pursuant to this act, as they respectively mature, and for the creation of such sinking funds as may be necessary therefor, the full faith, credit and taxing power of Spartanburg County shall be irrevocably pledged, and there shall be levied annually by the county auditor and collected by the county treasurer, in the same manner as other county taxes are levied and collected, a tax without limit on all taxable property in the county sufficient to pay the principal and interest of such obligations as they respectively mature, and to create such sinking fund as may be necessary therefor.

SECTION 11. Tax exempt.—The principal and interest of any bonds or notes issued pursuant to this act shall have the tax exempt status prescribed by Section 65-4.1 of the 1962 Code.

SECTION 12. Use of proceeds.—The proceeds derived from the sale of any obligations issued pursuant to this act shall be paid to the county treasurer and shall be disposed of as follows:

(a) Any accrued interest shall be applied to the payment of the first installment of interest to become due thereon.

(b) The premium, if any, shall be applied to the payment of the first installment of principal.

(c) The balance remaining shall be expended, on the warrant of the board, for all costs and expenses incurred in connection with the issuance and sale of such obligations.

(d) Two million dollars shall be used to pay costs incurred in expansion construction and renovation of the Spartanburg General Hospital and hospital equipment purchases.

(e) Fifty thousand dollars shall be used to pay the cost for construction of a long-term care facility at the Spartanburg County Mental Health Clinic.

(f) Seven hundred ninety thousand dollars shall be used to pay the cost for construction of a new home for the aged and chronically ill, to be known as Mountain View Home.

Provided, obligations to raise the amount allocated in item (f) shall not be issued unless and until funds are made available by the federal government under the provisions of the Hill-Burton Act and irrevocably committed for the purposes provided in this item and the authority to issue bonds for such purposes shall be restricted to one-half of the amount committed under the Hill-Burton Act and shall be further reduced by such sums as may be committed from any other source. The receipt of a letter or letters by the county board from the administrator, hospital construction for the South Carolina State Health Officer (or successor officer) advising that the funds have been made available by the Federal Government under the provisions of the Hill-Burton Act and have been irrevocably committed or ear-marked, or letter or letters from other appropriate agencies advising that sums have been committed from any other source, may be accepted by the county board and shall conclusively establish the amount standing irrevocably committed for such purpose under the Hill-Burton Act or from any other source. *Provided*, further, if and when the county board issues any of these bonds, it may be conclusively presumed by any purchaser or subsequent holder of any of the bonds that conditions precedent to issuance have been met and that the amount of the first and all subsequent issues does not exceed the amount authorized hereunder for any separate issue.

SECTION 13. Gift acceptance authorized.—The Spartanburg County Board of Control shall have the authority to accept gifts, grants, donations, devices or bequests for this purpose from any source.

SECTION 14. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

An Act Relating To The Fiscal Affairs Of Spartanburg County, Making Appropriations Therefor, And Levying Taxes For The Fiscal Year Ending June 30, 1968.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. A tax levy of thirty-one mills is hereby levied on all taxable property in Spartanburg County for county and school purposes for the fiscal year beginning July 1, 1967, and ending June 30, 1968, for the amounts and purposes hereinafter mentioned and set forth herein :

ITEM 1. ADMINISTRATIVE DEPARTMENT

(A) 1. Auditor's Office

Salary, Auditor\$ 4,673.00

The annual salary of the County Auditor shall be paid from the State and County funds and shall not exceed \$9,250.00, and the appropriation for County Auditor shall be adjusted accordingly.

Travel and Official Expenses, Auditor 250.00

Assistant Auditor (A) 5,631.07

Senior Clerk (C) 4,045.60

Senior Clerk (C) 4,045.60

Senior Clerk (C) 4,045.60

Recording Clerk (D) 3,690.02

Map Book Clerk (one-half salary) (D) 2,231.62

The clerk who maintains the property map installed in the office of County Auditor shall also verify all automobile registrations. The paying of such clerk is contingent upon the City of Spartanburg paying an equal amount.

Automobile Registration Cards 150.00

Mailing Tax Returns 1,600.00

Total, Section (A) 1\$ 30,362.51

(B) Treasurer's Office

Salary, Treasurer\$ 6,423.00

The annual salary of the County Treasurer to be paid from State and County funds shall not exceed \$11,000.00 and the appropriation for County Treasurer shall be adjusted accordingly. The Treasurer shall sell documentary stamps.

Assistant Treasurer (A) 5,631.07

Receiving-Paying Teller (B+) 5,631.07

Receiving-Paying Teller (B+)	5,631.07
Receiving Teller (B)	4,668.75
Receiving Teller (B)	4,668.75
Senior Clerk (C)	4,045.60
Senior Clerk (C)	3,746.97
Outside Tax Collector No. 1	5,631.07
Outside Tax Collector No. 2	4,620.00
Travel and Official Expense, Treasurer	600.00
Bank Charges	100.00
Extra Help	1,650.00
Travel-Outside Tax Collectors Travel to be paid for at the rate of nine cents per mile upon duly itemized and sworn statements.	
Total, Section (B)	\$ 53,047.35
(C) Clerk of Court's Office	
Salary, Clerk of Court	\$ 9,250.00
Deputy (A)	5,284.57
Chief Clerk (B)	5,069.87
Senior Clerk (C)	4,045.60
Clerk-Stenographer (D)	3,281.46
Clerk-Stenographer (D)	3,145.28
Clerk-Stenographer (D) (Pending Board Approval)	3,145.28
New Indexing Supplies	1,300.50
Total, Section (C)	\$ 34,522.56
(D) Office of Register Mesne Conveyance	
Salary, Register Mesne Conveyance	\$ 9,250.00
Deputy Clerk (A)	5,631.07
Senior Clerk (C)	4,194.54
First Clerk (E)	3,553.83
Index Clerk (E)	3,553.83
Photo Copy Machine Operator (C)	4,194.54
Microfilm Operator (C)	4,194.54
Recording Clerk (D)	3,553.83
Recording Clerk (D)	3,553.83
Recording Clerk (D)	3,690.02
Recording Clerk (E)	3,553.83

Reader-Printer	3,200.00
Equipment to comply with Commercial Code	800.00
Total, Section (D)	\$ 52,923.86
(E) Office of County Board	
County Board Members 3 @ \$2,400.00	\$ 7,200.00
Executive Administrative Assistant of County Board	9,250.00
Junior Clerk	7,140.00
Travel, Clerk and Secretary	1,029.00
Assistant Clerk (A)	5,631.07
Chief Clerk (B)	5,069.87
Clerk-Stenographer (C)	3,896.10
County Board Contingent	2,500.00
Annual instalment reassessment contract	130,000.00
County Attorney	5,965.00
County Physician	2,120.71
The appropriation for the County Physician for medical work at the County Jail and Farm includes V.D. treatment of county prisoners at County Jail.	
Examination of the Mentally Ill	4,200.00
<i>Provided</i> , no physician shall be paid in excess of ten dollars for any one examination.	
Insurance-County Owned Cars	650.00
Operation and Upkeep-County Owned Cars	9,000.00
Workmen's Compensation Insurance	7,000.00
Stationery and Supplies for all County Offices	48,000.00
Data Processing-Contractual Services (Auditor and Treasurer's Office)	19,770.00
Convention & Incidental Expenses for County Department Heads, to be disbursed on voucher of person attending	2,500.00
Bonds of Officers and County Officials	1,650.00
Office Equipment	8,000.00
Telephone Service	18,000.00
P.B.X. Operator (C)	3,896.29
P.B.X. Operator (C)	4,045.60
Salaries-Voting Machine Service	1,212.75

Voting Machines-Maintenance and Transportation

600.00

Provided, the salary to be paid annually to those employees trained and responsible for the maintenance and operation of the voting machines and that the County Board shall collect for the servicing and the use of machines for municipal elections held in Spartanburg County and that the same shall be placed in the general fund of Spartanburg County. *Provided*, further, that no voting machine shall be assigned or transported to any precinct at a primary election if the officers of the precinct and the box managers file with the executive committee of the party a written statement signed by all such officers and box managers that in their opinion a majority of the registered voters of their precinct do not desire to vote on a voting machine. As to general elections, a similar statement shall be signed by all of the precinct officers of all parties and all of the box managers and filed with the county election commission, upon which no voting machine shall be assigned or transported thereto. The County Board of Control shall mail the necessary forms for declining a voting machine to the president or presidents of the precincts to which a voting machine would otherwise be assigned at least sixty days before the primary or general election and the precinct declining such voting machine shall file the signed statement with the appropriate body at least thirty days before the election.

Group Health Insurance-County Employees 16,500.00

Total, Section (E) \$324,826.39

(F) Superintendent of Education

Salary, Superintendent of Education \$ 3,527.69

The total amount of salary for the Superintendent of Education from any State or

County source shall not exceed \$9,250.00 and the above appropriation shall be adjusted accordingly.

Travel-Superintendent of Education	915.00
The travel allowance for the Superintendent of Education is for travel within the county. Expenses for travel outside the county shall be approved by the County Board of Education. One months' salary and travel, assistant superintendent of finance and purchasing	
Assistant Superintendent of Education	550.00
Clerk (B)	5,284.57
Clerk-Stenographer (D)	4,838.87
Clerk-Typist (D)—County contribution	3,690.02
Visiting Teacher—Chief	2,108.19
Travel-Visiting Teacher—Chief	1,672.44
Visiting Teacher	800.00
Travel-Visiting Teacher	5,397.21
Adult Education	600.00
Practical Nursing-Clerical Assistant	10,000.00
Practical Nursing-Nutrition Instruction	450.00
Practical Nursing-Books and Periodicals ...	600.00
Supplement:	400.00
School Lunch Supervisor	
Assistant School Lunch Supervisor	1,575.00
Training and Workshops	945.00
Pilot educational program for retarded and handicapped	605.48
	2,500.00

Total, Section (F)	\$ 46,459.47
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(G) Office of Special Auditor

Salary, Special Auditor	\$ 9,250.00
Mileage	200.00
Assistant Special Auditor (A)	5,631.07
Chief Clerk-Vital Statistics (B)	5,069.87
Chief Clerk (B)	4,668.75
Verification of Highway Fines	200.00
Vital Statistics	25.00

Total, Section (G)	\$ 25,044.69
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(H) 1. Assessor's Office

Salaries, subject to adjustment in accordance with Section 16 of this act	\$ 29,300.00
Vehicle operations and expense	2,750.00
<i>Provided</i> , county-owned automobiles shall be used exclusively for county purposes.	
Travel, education, professional organizations	3,300.00
Contractual services, rentals, equipment, supplies and contingencies	5,350.00
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Total, Section (H) 1	\$ 40,700.00

(H) 1. A. <i>Provided</i> , further, that the Tax Assessment Board of Control and Appeals Board will draw \$10.00 per diem plus mileage at 9¢ per mile per trip not to exceed two meetings per month	\$ 3,600.00
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Total, Section (H) 1. A. \$ 3,600.00

(H) 2. Block Map Office

Salaries, subject to adjustment in accordance with Section 16 of this act	\$ 23,769.00
Contractual services, rentals, equipment, supplies and contingencies	2,300.00
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Total, Section (H) 2	\$ 26,069.00

(J) Spartanburg County Planning and Development Commission

1. Industrial, Economic Development

Mobilization for Economic Development Program. Total Cost for staff assistance, secretarial, office, telephone, supplies, etc.	\$ 12,000.00
Travel	1,000.00
Special Projects—Brochures, Special studies	2,000.00
Water Resources Study (Matching funds with U. S. Geological Survey for third year of four-year contract)	6,000.00
Contingency (unanticipated requirements for industrial, economic development programs)	5,000.00
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Total, Section (J) 1 \$ 26,000.00

2. Planning Program

First year, Technical Staff

Director of Planning	\$ 12,000.00
Planner-Technician	7,500.00
Draftsman	4,800.00
Secretarial	3,900.00
Services—Special projects (available for 701 matching grants)	6,000.00
Supplies, Miscellaneous	
Supplies, Materials	1,800.00
Postage-Telephone	800.00
Travel	1,000.00
Reproduction	1,200.00
Equipment—Furniture	2,500.00
General Expense	2,000.00

Provided, all positions for Technical Staff in the "Planning Program" are tentative and the salaries estimated, and all positions and salaries are subject to final written approval of a majority of the County Legislative Delegation, including a majority of the Senators. *Provided*, further, all claims must be itemized and approved by a majority of the commission, including the chairman.

Total, Section (J) 2\$ 43,500.00

Total, Section (J)\$ 69,500.00

TOTAL, ITEM 1\$707,055.83

ITEM 2. JUDICIAL DEPARTMENT

(A) Court of Common Pleas and General Sessions,
Seventh Judicial Circuit Jurors, Witnesses

and Bailiffs	\$ 30,000.00
Assistant Solicitor	5,600.00
Court Bailiff—Circuit and County Courts ...	3,183.47
Circuit Court Stenographer	323.39
Printing Bar Roster	800.00
Law Library Services	2,400.00

Subscriptions, Publications and Equipment..	2,400.00
<i>Provided</i> , that the Spartanburg County Bar Association pay the sum of \$600.00 to the support of the Spartanburg County Law Library. Secretary, to serve as Court Reporter for Coroner and Secretary to Solicitors	
	4,830.00

Total, Section (A)\$ 49,536.86

(B) County Court

Salary, County Judge	\$ 13,500.00
Jurors, Witnesses and Bailiffs	22,500.00
Salary, Solicitor	6,600.00
Court Stenographer	5,093.55
The County Court Stenographer is authorized to charge the same rate for requested transcripts as the Circuit Court Stenographer charges and such revenue shall accrue to the County Court Stenographer.	

Total, Section (B)\$ 47,693.55

(C) Juvenile and Domestic Relations Court

Salary, Juvenile and Domestic Relations Court Judge	\$ 13,000.00
Chief Probation Officer	6,685.29
Travel	1,500.00
Assistant Probation Officer	6,082.65
Travel	1,500.00
Assistant Probation Officer	6,082.65
Travel	1,500.00
Assistant Probation Officer	5,723.55
Travel	1,500.00
Court Reporter	5,093.55
Clerk (B)	4,668.75
Clerk (C)	3,746.97
Clerical Worker (C)	3,448.34
Constable	5,457.73
Travel	3,000.00
Court Expense	4,600.00

Family Counselor	5,903.10
Travel	1,500.00
Total, Section (C)	\$ 80,992.58
(D) Civil Courts of Spartanburg	
Salary, Judge of Civil Court	\$ 7,800.00
Salary, Judge of Civil Court	7,800.00
Three Constables @ \$5,457.73	16,373.19
Travel, Three Constables @ \$2,400.00	7,200.00
Salary, Clerk-Stenographer (C)	4,194.54
Clerk-Stenographer (C)	4,194.54
Clerk-Stenographer (C)	3,746.97
Clerk-Stenographer (C)	4,194.54
Clerk-Stenographer (C)	3,448.34
(D)(A) Compensation for Magistrates and Constables	36,000.00
Jurors for Civil Courts	600.00
<i>Provided</i> , each juror is paid \$3.00 per day.	
<i>Provided</i> , that one of the above clerks listed under the heading of "Civil Courts of Spartanburg" shall work every other week in the office of each of the Civil Judges.	
<i>Provided</i> , the Three Constables of the Civil Courts shall be placed under the jurisdiction and control of the County Board of Control.	
<i>Provided</i> , further, the County Board of Control shall employ a third constable for duties in the civil courts of Spartanburg. The salary of such constable shall be in conformity with the provisions of this act. The county board of control shall have direct supervision and control of the three constables employed by the civil courts of Spartanburg and shall require such mileage forms and work sheets as shall be required. The county board of control shall also prescribe hours of employment of the constables which may vary from time to time from the normal work hours at the courthouse.	
Total, Section (D)	\$ 95,552.12

(E) Judge of Probate Office

Salary, Judge of Probate	\$ 11,000.00
Assistant to Judge of Probate (A)	5,631.07
Chief Clerk (B)	4,838.87
Senior Clerk (C)	4,045.60
Recording Clerk (D)	3,553.83
Recording Clerk (D)	3,417.66
Recording Clerk (D)	3,553.83

When the Probate Judge directs a lunacy case or cases to be carried to the State Hospital or similar institution in the State, it shall be the duty of the Sheriff to convey such prisoners in a county-owned car. The Judge of Probate shall not engage in the private practice of law.

Total, Section (E)	\$ 36,040.86
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(F) Master's Office

Salary, Master	\$ 10,000.00
Assistant to Master (A)	5,631.07
Clerk-Stenographer (C)	3,448.34
Clerk-Stenographer (C)	3,746.97

Total, Section (F)	\$ 22,826.38
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TOTAL, ITEM 2	\$296,642.35
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ITEM 3. LAW ENFORCEMENT DEPARTMENT

(A) Office of Sheriff

Personnel and Trial

Sheriff's Salary	\$ 11,800.00
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Civil Division

Deputy Sheriff	7,518.00
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(Annual salary range \$7,371 to \$7,518.42)	
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Assistant Deputy Sheriff	7,091.70
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(Annual salary range \$6,552 to \$7,091.99)	
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Chief Clerk (B)	4,668.75
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(Annual salary \$4,668.75)	
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Criminal

Captain of Detectives	7,533.75
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(Annual salary range \$7,098 to \$7,532.34)	
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(3) Detectives	19,158.00
(Annual salary range \$6,279 to \$6,532.62)	
Records Clerk and Matron	6,533.10
(Salary range same as detective)	
Assistant Records Clerk (D)	3,553.83
<i>Rural Police</i>	
Chief	7,371.00
Area Lieutenant	6,683.25
(Annual salary range \$6,552 to \$6,683.04)	
(20) Territory Men	113,400.00
(Annual salary range \$4,914 to \$6,373.73)	
<i>Jail</i>	
(3) Jailors	17,325.00
(Annual salary range \$5,460 to \$5,909.90)	
(2) Radio Operators	11,130.00
(Annual salary range \$5,460 to \$5,569.20)	
Bookkeeper-Cashier	5,680.50
(Annual salary range \$5,460 to \$5,680.50)	
<i>Jail Patrol</i>	
(2) Lieutenants	13,104.00
(Annual salary \$6,552.00 each)	
(9) Territory Men	51,030.00
(Annual salary range \$4,914 to \$6,373.73)	
(5) Travels and Expenses for Sheriff, Deputy Sheriff, Assistant Deputy Sheriff, Chief of Rural Police and Captain of Detectives, not to exceed \$2,400.00 each	12,000.00
21 Travels (2,800 miles x 12 mo. x 9¢ per mile \$3,024.00)	63,504.00
<i>Provided</i> , all appropriations for travel for the office of Sheriff, including all Rural Policemen and Detectives, shall be paid on the basis of nine cents a mile for travel on official business upon duly itemized sworn statements filed with the County Board of Spartanburg County each month. Travel allowance for which payment is to be made for any one month shall not exceed more than 2,800 miles. <i>Provided</i> , further, no mileage payment or expense is allowed if payment is made un-	

der any other appropriation contained herein. The County Board is authorized to pay any policeman who uses his own car that portion of the insurance premium which is charged to such officer by reason of the extra hazardous employment clause, such amount to be paid out of the general funds of Spartanburg County upon duly approved claims. *Provided*, further, Spartanburg County is limited to paying only the liability and collision damage insurance.

Vacation Pay for One Week 5,000.00

Provided, for the employees who qualify. Subject to verification by the County Board of Control.

Other Expenses

Identification Work, etc.\$ 1,500.00

For special work, identification and sundry expenses payable on demand of Sheriff.

Clothing allowances for 39 Uniform Rural Police 9,165.00

Provided, not in excess of \$235.00 shall be allocated to any one uniform policeman in any one year.

Clothing Allowances for 8 Plainclothesmen and 3 Civil Court Constables and 1 Juvenile Domestic Relations Court Constable 2,400.00

Provided, not in excess of \$200.00 shall be allocated for any plain clothes officer or constable during the year.

Expenses for attending F. B. I. School 1,500.00

Provided, the officer attending the school shall furnish the County Board an itemized statement of expenditures.

Expenses for Training Police Officers 1,000.00

Expense for Target Range 500.00

Those serving as detectives, Deputy Sheriff and other plain clothes officers shall not receive in excess of two hundred dollars each for clothes allowance. Such uniforms and clothes shall be paid for by the County Board

upon receipt of an order approved by the Sheriff. All such uniforms, clothes, equipment and supplies furnished by the Sheriff's Office to the rural policemen, jailors, and deputy sheriff shall be returned to the Sheriff's office immediately after such officer shall cease to be employed by the county, upon demand by the Sheriff.

Repairs—Police Radios	1,200.00
Conveying Prisoners	3,600.00

Provided, there may be paid from the above appropriation meals, lodging, incidental expenses and travel to the extent necessary in the discharge of the duties of the office of Sheriff; *provided*, further, this appropriation shall be disbursed at the rate of nine cents a mile upon itemized sworn statements filed with the County Board and approved by the Sheriff.

Prison Clothes	500.00
Dieting Prisoners not confined at the county jail not to exceed fifty cents per meal subject to approval of payment by Sheriff	500.00
Arsenal replacement and shotguns	800.00
Decals for Patrol Cars	100.00
Medicine, County Jail	600.00
Dieting Prisoners and Expenses	15,000.00

The Sheriff shall file with the County Board on the first day of each calendar month duly itemized and sworn to a statement giving the name of each prisoner each day and number of meals served.

The County Board of Spartanburg County is hereby directed to formulate plans for the operation of the county jail pertaining to the purchasing of all food and supplies and the payment of bills. Such expenditures shall be paid out of the above appropriation for dieting and expenses.

Provided, the Sheriff is authorized and directed to manage and control the county jail.

Provided, further, the Sheriff shall have custody and control of all prisoners in the county jail.

Constables :

Constables at Mills, 4 @ \$1,191.52 Enoree, Chesnee, Fairforest, Greer	4,766.08
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Provided, such constables are deputized by the Sheriff of Spartanburg County.

Constables at Mills, 7 @ \$1,191.52 Jackson Mill, Startex, Pacolet, Arcadia, Pelham, Apalache and Arkwright	8,340.64
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Engineer and Maintenance City-County

Police Radio	10,213.50
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Provided, the county pays \$10,213.50 and the city pays \$10,213.50 for the City-County police radio. *Provided*, further, the above appropriation shall be expended according to the budget submitted by the City of Spartanburg not to exceed a total amount of \$20,427.00 for county and city.

Provided, the operation of the City-County Radio and the Radio Engineer of the City-County Radio System shall be under and subject to the administrative control of the Sheriff of Spartanburg County insofar as county affairs are concerned; *provided*, further, the County Board of Spartanburg County is hereby directed to pay no claim from this appropriation until same is itemized and approved by the Sheriff. The Sheriff's office shall collect, by checks payable to the Spartanburg County Treasurer, a fee of one dollar for each inquiry concerning the record or reputation of a person in regard to violation of the laws of the United States and of this State relating to liquor.

Radio Engineer-Repair parts for Volunteer Fire Departments	650.00
New radio, light and siren—E. Greer Territory	650.00
Installation of partitions in two patrol cars ..	245.00

For replacement of four county-owned police vehicles at 50,000 miles	10,000.00
Rent for Police Radio Communication Facilities located on "Hogback" @ \$25.00 per month X 12	300.00

Total, Section (A)\$447,615.10

(B) Coroner's Office

Salary, Coroner	\$ 6,115.00
Travel	1,143.00
Coroner's Jury	1,500.00
Ambulance Service	100.00
Burial of Paupers	500.00
No pauper's coffin shall exceed twenty dollars.	
Post Mortems	2,500.00
No physician shall be paid in excess of fifteen dollars for an autopsy or five dollars for a post mortem.	

Total, Section (B)\$ 11,858.00

(C) 13 Magistrates and Constables

Thirteen Magistrates (salaries by Districts)	\$ 21,700.00
District 1	2,200.00
District 2	1,650.00
District 3	1,500.00
District 4	1,600.00
District 5	1,500.00
District 6	2,200.00
District 7	1,600.00
District 8	1,500.00
District 9	1,700.00
District 10	1,500.00
District 11	1,700.00
District 12	1,550.00
District 13	1,500.00

21,700.00

Expense \$300.00 each	3,900.00
Thirteen Constables for the County Magistrates at 727.65 each per year	9,459.45

Each Magistrate in Spartanburg County shall have authority to appoint one constable for each magisterial district, all such constables to serve at such salaries as may be set in the annual appropriations act for Spartanburg County. In addition to the salaries appropriated in the annual appropriations act for Spartanburg County, the constable for each Magistrate in Spartanburg County and the constable or constables for the Civil Courts of Spartanburg shall receive such fees and costs and mileage as are set forth in Sections 43-1017 and 43-1018 of the 1962 Code. The County Board of Spartanburg County is authorized and directed to investigate the adequacy of the office space now used or to be used by the Magistrates of Spartanburg County. In such cases as the County Board deems necessary to rent an office for a Magistrate in order that he may more efficiently discharge his duties, the County Board may pay not in excess of \$35.00 per month rent from the general funds of the county. This rent is to be paid to the owner of the property by county warrant and such payment is not to accrue to such Magistrate.

Provided, there is hereby appropriated for clerical work the sum of \$75.00 per month for the Magistrate at Greer 900.00

Total, Section (C)\$ 35,959.45

(D) Parole-Probation

Senior Clerk (B)\$ 4,498.62

Provided, this appropriation for parole-probation clerk shall be reduced to the extent of any revenue from the State or any other source applicable to this work.

Total, Section (D)\$ 4,498.62

TOTAL, ITEM 3\$499,931.17

ITEM 4. ROADS AND BRIDGES

Total appropriations for the item are
as follows:

Salaries:

(To be adjusted, and longevity increases computed according to classification schedule for Supervisor's Department)

Supervisor	\$ 9,250.00
Clerk (A)	5,098.04
1 Diesel Mechanic (Annual base pay ranges from \$4,777.50 to \$6,006.00)	5,985.00
2 Truck Mechanics (Annual base pay ranges from \$4,504.50 to \$5,733.00)	11,466.00
1 Electric Welder (Annual base pay ranges from \$5,323.50 to \$6,415.50)	6,944.34
1 Tire and Yard Man (Annual base pay ranges from \$3,958.50 to \$5,460.00)	5,460.00
1 Asst. Clerk and Warehouseman (Annual base pay ranges from \$3,958.50 to \$5,460.00)	5,460.00
1 Bridge Foreman (Annual base pay ranges from \$5,323.50 to \$6,415.50)	6,415.50
1 Asst. Bridge Foreman (Annual base pay ranges from \$3,958.50 to \$5,460.00)	5,460.00
5 Camp Foremen (Annual base pay ranges from \$4,777.50 to \$6,006.00)	30,030.00
11 Truck Drivers (Annual base pay ranges from \$3,958.50 to \$4,777.50)	57,750.00
1 Crane Operator (Annual base pay ranges from \$4,777.50 to \$6,006.00)	6,501.09

13 Machine Operators (Annual base pay ranges from \$3,958.50 to \$5,460.00)	67,200.00
30 Guards (Annual base pay ranges from \$3,412.50 to \$4,777.50)	123,900.00
1 Superintendent Surface-Treating Department (Annual base pay ranges from \$5,323.50 to \$6,415.50)	6,930.00
5 Extra Weekend Guards @ \$975.16 annually	4,875.78
<hr/> Total Salaries	<hr/> \$358,725.75
Dieting Prisoners: Average number of prisoners, 200	\$ 31,000.00
Clothing Prisoners: Stripes, shoes, socks, underwear, jackets, blankets, mattress covers, sheets, towels	10,000.00
Doctors and Medicine	4,200.00
<i>Provided</i> , the County Health Department is directed to do the dental work of the prisoners of the County Highway Department.	
Supplies: Includes tires, tubes, recapping, disinfectants, matches, smoking and chewing tobacco, soap, soap powder, cleaning compound, mops, brooms, signs, sledge hammers, nails, picks, shovels, axes, swing blades, beds and mat- tresses	42,000.00
Repairs to machinery, equipment, trucks, and cars: Includes 50 pieces of heavy equipment and machinery, 65 trucks and 3 cars	48,000.00
Gasoline, Motor Oil, Fuel Oil, Diesel Oil and Grease	48,500.00
Office Supplies	750.00
South Carolina Sales Tax: Additional sales tax not charged on invoices by out-of-state companies	300.00

Miscellaneous Expense:

Liability Insurance, License Tags, power, water, telephone, expenses conveying prisoners, Workmen's Compensation Insurance and freight	18,000.00
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Clothing allowance for employees	7,100.00
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Provided, no employee shall receive in excess of \$100.00 per annum.

Surface Treatment and/or recapping of roads:

Stone and Asphalt and Labor	200,000.00
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Pipe and Bridge Material	40,000.00
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Machinery and Equipment:

3 Motor Graders	19,791.45
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Signs and Paint	5,000.00
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1 Power Broom	1,500.00
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1 Equipment Trailer	2,000.00
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5 Dump Trucks	20,000.00
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1 Pick-up Truck	2,000.00
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Provided, the remainder of the county's share of the gasoline tax received from the State, after using so much thereof as shall be necessary to pay interest and principal installments coming due from the fiscal year 1967-68 on bonds issued or to be issued providing for surface treatments for the county, shall go into the general funds of Spartanburg County. The road tax shall also go into the general funds of the county. The above appropriation is inclusive of the gas tax and the road tax. The County Board shall have the right and authority and it shall be its duty to allocate, segregate and set apart and use or cause to be used so much of the sum appropriated above as it deems wise for the purpose of grading and preparing highways and expenses incident thereto for surface treatment. The County Board may, by written agreement, use a reasonable amount of any appropriation for Highway Department to match or secure any Federal aid available for highway work but such

authority is not construed to affect, in any way, the operation and carrying out of the details provided for under the respective appropriations made for the department; but such authority is given in order that funds or grants may be received as a supplement to the items appropriated for.

Any balances unexpended in the accounts of the County Highway Department on June 30, 1967, may be used to purchase stone, asphalt, culverts, and bridge material except funds previously appropriated for land fill purpose, which shall be carried over for that purpose. Any expenditure carried over from previous appropriations, for the establishment of land filling areas and equipping same and providing salaries for the operation shall continue for that purpose and be approved by a majority of the Spartanburg County Legislative Delegation, including the Senators. *Provided*, that with the approval of the Spartanburg County Board of Control ten per cent of the foregoing appropriations for the Highway Department for supplies and materials may be transferred to any of the other items for supplies, materials, doctors and medicine.

\$500,141.45

TOTAL, ITEM 4\$858,867.20

ITEM 5. PUBLIC HEALTH AND WELFARE

(A) Charity Hospitalization and Hospital Improvements

1. For In-Patient Charity Care at Spartanburg General Hospital and Woodruff Hospital ..\$ 525,000.00

Provided, this appropriation is hereby reduced to the extent of any funds received from the State Income Tax and allocated to Spartanburg County for hospital and charity service. All stenographic and clerical employees of the

General Hospital shall be paid at a rate not in excess of equally rated employees in other departments of the county government where salaries are set by the terms of this act. The above appropriations shall include the operating expenses of the Woodruff Hospital as the trustees of the General Hospital shall deem necessary for the proper operation of the Woodruff Hospital. The Woodruff Hospital is hereby authorized and directed to take care of charity patients at the discretion of the trustees of the Spartanburg General Hospital. *Provided*, further, that the above appropriation for charity patients at the Spartanburg General Hospital and the Woodruff Hospital shall be disbursed at the rate of \$33.92 per adult charity patient day and \$11.14 per day for charity nursery care. Spartanburg County is to pay this amount subject to the approval of the Charity Investigator. If the funds above provided become exhausted in meeting payments for in-patient charity care then the County Board of Control may expend from the general funds of the county an amount sufficient to continue payments for in-patient charity care with the approval of the chairmans of the Senate and House Delegations.

2. Out-Patient Charity Care	50,000.00
<i>Provided</i> , this sum shall be expended at the rate of \$7.00 per out-patient visit as certified by the Charity Investigator.	
3. Emergency Room Charity	20,000.00
<i>Provided</i> , this sum shall be expended at the rate of \$6.00 per out-patient visit as certified by the Charity Investigator.	
4. Spartanburg General Hospital Charity Investigation:	
Investigator	7,844.07
Travel for Investigator	1,800.00

Clerk (B)	4,668.75
Clerk (C)	3,597.66
	<hr/>
	17,910.48
5. Improvement of Capital Equipment and Physical Plant acquired prior to January 1, 1966.	50,000.00
<i>Provided</i> , no part of the appropriation shall be applied to painting, normal repairs and other expenditures which do not prolong the useful life of the asset or plant and the hospital shall advise to the County Board of Control the proposed application of these funds.	
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Total, Section (A)	\$662,910.48
(B) Spartanburg T. B. Hospital	\$149,000.00
All stenographic and clerical employees shall be paid at a rate not in excess of equally rated employees in other departments of the county government where salaries are set by the terms of this act. Notwithstanding any other provision of this act, the above appropriation may be apportioned monthly as the County Board may direct. Any fees paid by patients in the Spartanburg Tuberculosis Hospital, for medical services of the Director, shall go into the general funds of Spartanburg County effective upon the passage of this act.	
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Total, Section (B)	\$149,000.00
(C) County Health Department	
Salaries and salary adjustments for Federal funds	\$120,000.00
<i>Provided</i> , that all salaries of health department personnel on the county payroll shall be compensated in accordance with the South Carolina State Board of Health plan effective July 1, 1967, copy of which shall be filed with the county board of control which shall maintain audits.	

Travel, incidentals, milk and meat inspection	48,700.00
Dental Health Work	14,885.00
Rabies Control Program	5,537.00
Insect and Rodent Control	13,066.00
Auxiliary Health Centers	6,137.00
T. B. Control	11,152.00

All duties pertaining to the inspection of meat and milk as set forth in the regulations of the State Board of Health shall be performed by the County Health Department for Spartanburg County, including Spartanburg City. *Provided*, the County Board of Health may accept funds from other private or government agencies to employ staff for the purpose of providing additional public health services requested by those agencies.

Total, Section (C) \$219,477.00

(D) Department of Public Welfare

Travel (12) for Child Welfare Workers at \$40.00 each per month	\$ 5,760.00
Children's Home for Boarding Home care, medical, dental and other basic needs	22,500.00
Special Emergency Fund	20,000.00
Medicine	7,000.00
Supplement, County Welfare employees	7,200.00
Social Security and Retirement	784.80
Office and incidental expenses	500.00
Telephone Service	5,500.00

Total, Section (D) \$ 69,244.80

(E) Mountainview Home for the Aged

Maintenance and Improvements and care of aged, indigent and chronically ill \$111,000.00

The County Board is hereby authorized to enter into an agreement with any private eleemosynary corporation for the leasing of the facilities of the County Home at a nominal rental to use the remainder of the above ap-

propriation for the care of the aged, indigent and chronically ill of Spartanburg County in connection with such lease agreement. *Provided*, further, in order to receive these funds, the Home shall file with the County Board a complete accounting in February of each year representing its last accounting period and showing all salaries.

Total, Section (E)\$111,000.00

(F) Mental Health Clinic

Operating expenses, year ending June 30, 1968 (Prorated with Cherokee and Union Counties according to use)\$ 37,967.27

Building appropriation to be used with matching Federal Funds 10,000.00

Total, Section (F)\$ 47,967.27

(G) County Service Office

County Service Officer\$ 7,003.64

Travel-Service Officer 1,543.00

Provided, \$200.00 of travel shall be available on passage of this act.

Secretary (D) 3,417.66

The County Service Officer or his assistant must be a veteran, and the employees shall observe the same working hours as those that prevail at the County Courthouse. Any unused funds in the appropriation for the fiscal year ending June 30, 1968, shall be credited to Public Buildings Account for equipment and service rendered. If the funds provided by the State are not adequate to pay the above appropriations, the excess shall be paid out of the general county funds. The County Service Officer shall be paid nine cents a mile for the number of miles traveled on official business upon an itemized sworn statement submitted to the County Board.

Woodruff Service Officer 500.00

Chesnee Service Officer	500.00
Inman Service Officer	500.00

Total, Section (G)\$ 13,464.30

(H) Speech and Hearing Clinic\$ 25,000.00

Provided, this appropriation is made upon the specific condition that all revenue and contributions to the clinic for the fiscal year ending June 30, 1968, shall be no less than the total receipts for the fiscal year ending June 30, 1967, exclusive of this appropriation.

Total, Section (H)\$ 25,000.00

TOTAL, ITEM 5\$1,298,063.85

ITEM 6. AGRICULTURAL, FORESTRY AND
RELATED AGENCIES

(A) County Farm Agent's Office

County Agent, Salary	\$ 1,386.00
Home Demonstration Agent, Salary	330.00
Assistant County Farm Agents (3) \$660.00 each	1,980.00
Associate County Agent, Salary	990.00
Associate Home Demonstration Agent	360.00
County Farm Agents' Stenographer Salary ..	840.00
Home Demonstration Agent's Stenographer, Salary	198.00
Clerical Help Part Time	1,800.00
Supplies, County Extension Office	700.00
4-H Club Calf Chain	1,250.00
Boys' and Girls' 4-H Club	700.00
FFA Calf Chain	1,250.00

Total, Section (A)\$ 11,784.00

(B) Forestry

Wardens, 3 @ \$55.00 a month each	\$ 1,980.00
Towerman, 1 @ \$27.50 a month	330.00
Tractor driver, 1 @ \$27.50 a month for twelve months	330.00

Ranger, 1 @ \$55.00 a month	660.00
Forestry and Park Needs	500.00

Total, Section (B)\$ 3,800.00

TOTAL, ITEM 6\$ 15,584.00

ITEM 7. PUBLIC BUILDINGS

(A) Department of Maintenance

Superintendent, Maintenance	\$ 5,582.54
Foreman	4,086.18
Foreman	3,773.01
Foreman	3,616.42
Carpenter	4,345.19
Janitor Service	27,000.00
Supplies	6,500.00
Repairs and Miscellaneous Services	5,000.00
Utilities (Heat, Lights, etc.)	24,000.00
Grounds-Upkeep	3,000.00

Total, Section (A)\$ 86,903.34

(B) Insurance

\$ 7,250.00

Total, Section (B)\$ 7,250.00

TOTAL, ITEM 7\$ 94,153.34

ITEM 7-A. SPARTANBURG MEMORIAL
AUDITORIUM

Spartanburg Memorial Auditorium

Commission, Maintenance and Upkeep	\$ 8,000.00
Buildings and Grounds, Equipment	7,000.00
Capital Improvements	10,000.00

Provided, these sums are appropriated contingent upon the appropriation by the City of Spartanburg of equal amounts for maintenance and upkeep.

TOTAL, ITEM 7-A\$ 25,000.00

ITEM 7-B. SPARTANBURG COUNTY LIBRARY

Spartanburg County Library\$135,000.00

This appropriation is for maintenance and operation of the Spartanburg County Library and the purchase of books.

Provided, the above appropriation is made upon the condition that the County Library Board shall adopt a schedule of salaries based upon efficiency and length of service; *provided*, further, this appropriation is in addition to the one mill tax levy as now provided for the library. *Provided*, further, that in the event that Spartanburg County Library becomes a part of a Regional Library such additional qualifying funds may be paid out of the general funds of the county upon approval of a majority of the delegation, including a majority of the Senators.

 TOTAL, ITEM 7-B\$135,000.00

ITEM 7-C. CONSTRUCTION OF REGIONAL LIBRARIES

Local funds for Landrum-Campobello Area..\$ 20,000.00

Local funds for Woodruff-Enoree Area 29,413.00

Provided, the above appropriations, which are to be administered by the Spartanburg County Library Board, are contingent upon State Library funds and Appalachia funds being made available for the construction of the above regional libraries.

 TOTAL, ITEM 7-C\$ 49,413.00

ITEM 8. MISCELLANEOUS APPROPRIATIONS

City of Greer\$ 200.00

This appropriation is to be used for Greer Public Library for the benefit of citizens of Spartanburg County.

Y.M.C.A. for Summer Camp 1,500.00

Volunteer Fire Departments 16,500.00

(1) Portable Hi-Ex Foam Unit	1,821.14
The sum of \$500.00 is hereby appropriated to each volunteer fire department in Spartanburg County which is a member of the South Carolina Firemen's Association which is recognized and classified by the Southeastern Underwriters Association and payments made hereunder shall be for operation and maintenance of the volunteer fire departments from the county treasurer to the commissioners of the various fire districts if there be such, and otherwise to the organization upon approval by the Board of Control; <i>provided</i> , that no payment shall be made to any district until such district shall submit to an audit for the previous year by the Special Auditor. <i>Provided</i> , further, the five hundred dollars allocable to Cherokee Springs Fire District shall be subject to offset to the extent the county advances principal and interest on the District's obligation with respect to financing the purchase of the fire truck.	
Operation and maintenance of fire alarm system	4,550.00
Spartanburg County Commission for Higher Education	500.00
National Guard Units:	
Spartanburg City	750.00
Spartanburg City	750.00
Spartanburg City	750.00
Spartanburg, Medical	750.00
Lyman (1)	750.00
Inman	750.00
Woodruff	750.00
Inman	750.00
Pacolet	750.00
Greer	375.00
The appropriation for Greer is contingent upon Greenville County paying an equal amount.	
Delegation Transferable Fund	10,000.00

Delegation Convention expense—to be disbursed on sworn voucher of person attending	3,500.00
Registration Board	3,988.60
Clerk "C"	4,194.54
Re-registration expenses	50,000.00
Salaries and travel allowance to be approved by County Board of Control.	
Civil Air Patrol, for maintenance and operation of planes and motor equipment	1,500.00
Spartanburg Auxiliary Police Department ..	2,000.00
Civil Defense	11,821.43
<i>Provided</i> , the City of Spartanburg makes an amount equal to thirty per cent of the total local budget available for civil defense; and <i>provided</i> , this appropriation shall be expended upon the approval of a majority of the delegation, including the Senators.	
Piedmont Community Actions, Inc.	14,269.00

TOTAL, ITEM 8 \$133,469.71

ITEM 9. BONDS AND INTEREST

Ordinary County Bonds	\$397,000.00
Interest	165,877.50
Commission	597.87

TOTAL, ITEM 9 \$563,475.37

Any surplus on hand at the close of the fiscal year or period shall be applied to the payment of the principal or interest on bonds maturing in the current year or any subsequent year, thereby reducing the levy proportionately; but the County Board of Spartanburg County may use such surplus funds to meet the payment of items appropriated for until taxes are available for payment of such items and for replacing of surplus funds allocated for payment of bonds and interest. The above appropriation shall include July 1, 1968, principal and interest payments.

Technical Training School bonds and interest maturities payable from one mill special levy and not to be included in appropriation totals.

Principal	\$ 37,000.00
Interest	14,964.00
Commission	86.95
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	\$ 52,050.95

TOTAL, ITEMS 1-9\$4,676,655.82

SECTION 2. The County Board of Spartanburg County is hereby directed to pay out of the general funds of the county travel expense at the rate of nine cents per mile for miles traveled in the performance of duties of all county boards and commissions which do not receive any compensation for services. Payment hereunder shall be made on sworn voucher reflecting daily actual speedometer readings, and acceptance of mileage payments implies consent to periodic verification by the county board.

SECTION 3. The County Board of Spartanburg County shall have full authority to make such regulations and contracts for the purchase of calves from the appropriation of calf chains as it deems necessary and proper for promoting the development of better dairy and beef cattle and swine in Spartanburg County.

SECTION 4. All motor vehicles owned by Spartanburg County shall be marked by a decal with "Spartanburg County Vehicle" or with such words printed on both sides of the vehicle. *Provided*, the county board may exempt certain law enforcement vehicles.

SECTION 5. The appropriations in the annual appropriations act shall cover salaries of officials and shall be in lieu of all fees, costs and other compensations and all fees and costs collected by each of them shall be turned over by them each month to the county treasurer for the benefit of the county as provided by law. All department heads and officials must keep a daily cash book reflecting fees and costs received. All interest earned from funds invested in securities by the county treasurer and all interest on delinquent taxes shall be credited to the general funds of the county by the county treasurer.

SECTION 6. It is hereby directed that all boards of Spartanburg County shall at all times hold open sessions to the public. However,

the right is reserved to all boards to have executive sessions similar to the rights reserved to the General Assembly in the State Constitution.

SECTION 7. The balances shown to the credit of the following departments for the fiscal year ending June 30, 1967, are hereby authorized to be carried forward and added to the appropriation or appropriations for the fiscal year 1967-1968, for necessary maintenance and operations: Mountain View Home for the Aged, Public Buildings, T. B. Hospital, General Hospital, County Highway Department Maintenance and Road Improvement, County Health Department, Spartanburg County Library and Law Library. The appropriation balance for the Block Map System, on June 30, 1967, shall be carried forward for the fiscal year ending June 30, 1968, and shall be expended upon the authorizations of a majority of the legislative delegation, including a majority of the Senators, in the majority. The balance on hand on June 30, 1967, of the Planning and Development Commission, shall be carried forward to the fiscal year 1967-1968. The county board shall make such rules and regulations as they deem proper for the operation and maintenance of the voting machines of Spartanburg County and shall regulate the payment of the appropriations made therefor in such manner as they consider adequate and any unexpended balances or accruals may be carried forward at the end of the fiscal year. The balance on hand June 30, 1967, of the Juvenile and Domestic Relations Court, shall be carried forward in the Court Expense Fund to the fiscal year 1967-1968.

SECTION 8. The County Board of Spartanburg County is hereby authorized to have an audit made of the affairs and doings of the offices, departments and officials of Spartanburg County by a certified public accountant for the fiscal year ending June 30, 1968. The board is authorized to invite bids from qualified certified public accountants for the work to be performed and to accept or reject any and all bids. *Provided*, however, final acceptance of a bid shall be subject to the approval of a majority of the county delegation given at a duly and regularly called meeting thereof.

The person or firm making the audit shall, in addition to the audit itself, be required to make a report of its findings, conclusions and recommendations to the county board with respect to improvement of accounting practices in various offices and departments of the county. The County Board of Spartanburg County is authorized to

investigate and make recommendations to the county delegation concerning any deficiencies in any department of Spartanburg County.

SECTION 9. For the court of general sessions and county criminal court there shall be not more than three bailiffs, who shall receive not in excess of ten dollars each per day. For the court of common pleas and county civil court there shall be not more than two bailiffs, who shall receive not in excess of ten dollars per day. Jurors for the circuit court and the county court shall receive a per diem of ten dollars each per day in addition to the mileage as now provided by law. There shall be appointed by the resident circuit judge a court crier who shall act also as a bailiff at all terms of court. Jurors of the coroner's jury and magistrates of the county shall receive three dollars each per day.

SECTION 10. All expenditures for the operation of the Spartanburg County Technical Training Center shall be on approval of a majority of the legislative delegation, including a majority of the Senators.

SECTION 11. Any contracts or agreements for the expenditure of funds in this appropriation act for the operation of the joint city-county radio station shall not obligate Spartanburg County unless previously approved by the Spartanburg County Delegation.

SECTION 12. Expenditures from the Delegation Transferable Fund and authorizations by the delegation shall be made upon approval of a majority of the delegation, including a majority of the Senators, at a duly and regularly called meeting and upon written certification thereof by the secretary to the county board of control.

SECTION 13. The County Board of Spartanburg County shall make provision for Workmen's Compensation coverage of all employees of Spartanburg County to which it may be applicable. The following departments of Spartanburg County shall keep separate records for Workmen's Compensation Insurance and pay the premiums therefor from their own budgets:

- Spartanburg General Hospital, including Woodruff Hospital
- County Highway Department
- Spartanburg Tuberculosis Hospital
- County Health Department
- The County Board of Spartanburg County
- Spartanburg County Library

The County Board of Spartanburg County shall make such payments as necessary for police retirement under the South Carolina Retirement System and shall also pay employer's portion of social security and retirement for employees of the County Health Department.

SECTION 14. The County Board of Spartanburg County shall disburse all appropriations provided herein for travel for all county employees on sworn itemized statements of the employee that the travel was performed in carrying out the duties of his or her job and on actual business of the county, at the rate of nine cents per mile. *Provided*, further, that sworn vouchers shall reflect daily actual speedometer readings, and acceptance of mileage payments implies consent to periodic verification by the County Board of Control. The Board is further authorized to prescribe such further rules and forms as will carry out the purpose of this section. *Provided*, the amount paid out by the County Board shall not exceed the amount provided by the terms of this act.

SECTION 15. The Bureau of Vital Statistics is hereby authorized to make a search of records and furnish a statement of age or other data without charge. This does not apply to the usual fee for the certification of any record.

For persons born in Spartanburg County since January 1, 1915, certificates of birth are to be issued on a similar basis as the State Board of Health issues certificates. For persons born prior to January 1, 1915, only persons born in Spartanburg County may register their birth with the Vital Statistics Department, and in addition to the items listed in the 1962 Code, documentary proof of age and place of birth must be submitted and such evidence must be over five years old. The above provisions are in addition to the regulations now effective.

The Special Auditor is required to audit only the records of the General Hospital kept by the county.

SECTION 16. The County Board of Spartanburg County is authorized and directed to administer and regulate salaries and wages of employees and clerical help provided for in this act in accordance with the salary schedule classification and policies as set forth in the survey adopted for Spartanburg County. *Provided*, further, that the salary survey made for Spartanburg County by Case and Co. and filed with the County Board of Control of Spartanburg County in May, 1967, may be used as an advisory guide line when employing

future personnel and in conjunction with the regulation of salaries of present employees. The Spartanburg County Board of Control is hereby authorized and directed to prepare a county employee salary schedule using the Case and Company Survey Report and the present salary classification schedule as a guide line and the report be given to the delegation in January, 1968. Salary adjustments in accordance with salary schedule are to become effective from the date of employment and any increase shall be paid out of the general funds of the county. All employees provided for in Items 1 and 2 of Section 1 who have been continuously employed by the county for fifteen or more years and are classified as either "A" or "B+" and Court Reporter for Juvenile-Domestic Relations Court of similar length of employment shall receive an additional three hundred dollars per year as salary over and above that established by the classification schedule, and all employees provided for in Items 1 and 2 of Section 1 who have been continuously employed by the county for fifteen or more years and are classified as "B" shall receive an additional two hundred dollars per year as salary over and above that established by the classification schedule.

The base pay of Probation Officers and Family Counselors in the Juvenile-Domestic Relations Court shall be \$5,280.00 annually, and they shall receive longevity increases at the end of their first, third, fifth, seventh, and tenth years of service at the rate of \$171.00 per year, the same to be accumulative.

This additional amount has been included in the appropriations set forth in Items 1 and 2 of Section 1.

SECTION 16A. Upon receipt of certification of a Certified Public Accountant filed with the County Board of Control certifying that the Spartanburg General Hospital actually funds depreciation according to standard practices recommended by the American Hospital Association using fund accounting and a uniform chart of account, the County Board of Control shall establish a special account for Spartanburg County known as "Sinking Fund for Hospital Depreciation." At the end of the accounting period for the hospital the Certified Public Accountant will certify to the County Board the amount charged to depreciation for each class of paying patients, whereupon the Board will compute a similar depreciation charge for each class of charity patients as certified by the charity investigator for the accounting period. The amount so computed for charity patients will be withdrawn from the general fund of the county and placed in

the Sinking Fund, and this fund will only be used to replace or improve capital assets acquired since January 1, 1966. The Spartanburg County Board of Control is further authorized and empowered to transfer to the General Hospital a sum not exceeding nineteen thousand dollars to provide group insurance for hospital employees, *provided*, a sufficient number of employees avail themselves of this group insurance and pay fifty per cent of the cost.

SECTION 16B. The County Board of Spartanburg County is hereby authorized to pay any interest on county and school expense notes out of the general funds of Spartanburg County; also, any expense of issuing bonds.

SECTION 17. In all instances wherein a federal agency occupies space in any public building owned by Spartanburg County, and all of its administrative or operating costs may be paid by the federal government or any department thereof, the County Board of Spartanburg County shall charge and collect the sum of \$0.835 per annum for each square foot of space occupied by such agency, the same to be applied to the maintenance and utility costs of such public building. Further, in all instances wherein a state, area, district or county association, committee, board or organization may receive, either directly or indirectly, all of its administrative or operating costs from the federal government or any department thereof, the County Board of Spartanburg County shall charge and collect the sum of \$0.835 per annum for each square foot of space the agency, association, committee, board or organization occupies in the public building. The above stated amount shall be charged and collected if the entire administrative or operating costs of the agency, association, committee, board or organization may be ultimately borne by the federal government or any department thereof, and without regard to who actually administers the federal funds at any stage. The above charges and collections shall be collected either monthly or quarterly. *Provided*, the county board is authorized to provide rules and regulations governing the occupancy of the new courthouse and the use of the county courthouse parking lots.

SECTION 18. Each and every full time official and employee of Spartanburg County is prohibited from receiving any compensation or reimbursement whatsoever from any individual, person, firm or corporation in addition to the amounts appropriated or provided for in this act.

The County Board of Spartanburg County, subject to the same limitations as are imposed upon the purposes for which taxes may be levied or bonds issued by Article X, Section 6 of the Constitution, is authorized and directed to make any contracts deemed necessary and advisable for the furnishing of services, information, use of equipment, labor of officials and employees and materials to such persons or agencies as may be determined from time to time by the county board. The charges for such shall not be less than the actual costs to the county for services, time involved, materials and use of equipment as may be determined by the county board. *Provided*, however, the county board shall not contract to furnish any service that was not being furnished on the effective date of this act without prior approval of the majority of the county legislative delegation. Each and every county official and employee is hereby authorized and directed to comply with and perform any such contracts and agreements as may be entered into by the county board from time to time.

This provision shall apply when any county records or information or the time of any official or employee is used or furnished.

All revenue from all work, materials and use of equipment authorized by the county board shall be remitted to the county treasurer and credited by the county treasurer to the general fund of Spartanburg County.

SECTION 19. The county board shall not employ any expert or contract to pay for any study or survey without approval by a majority of the county legislative delegation.

SECTION 20. The county board of control is hereby authorized and directed to execute and deliver a deed or deeds, under such terms and conditions as the legislative delegation may approve in writing, to all of that real estate now occupied and used by the Spartanburg County Freezer Locker Plant and/or the Spartanburg Curb Market, which properties are located on the Asheville Highway and Kennedy Street, respectively. The funds so received shall be placed in the general fund with the county farm land money. The funds now on hand in this act shall also be credited to the general funds of the county.

SECTION 21. The County Board of Spartanburg County is hereby authorized and empowered to provide for group insurance for county employees; *provided*, a sufficient number of employees avail themselves of this group insurance and pay fifty per cent of the cost.

SECTION 22. The County Board of Spartanburg County is authorized and directed to administer and regulate salaries and wages of law enforcement officers and other employees of the sheriff's department (other than those classified under Section 16 of this act) in accordance with the classification system for that department dated February 24, 1966, as amended July, 1967, which is on file with the county board.

Salary adjustments, to the extent they may not be provided for by the specified appropriations herein made, shall be paid out of the general funds of the county.

Salary adjustments in accordance with the pay prescribed for each job in the classification system are to become effective from the date of employment with credit for additional service as set forth in the plan for classification.

SECTION 23. The County Board of Spartanburg County is authorized and directed to administer and regulate salaries and wages of the Spartanburg County Supervisor's Department (other than those classified under Section 16 of this act) in accordance with the classification system for that department dated May 9, 1966, as amended July, 1967, which is on file with the county board.

SECTION 24. The County Board of Spartanburg County is hereby authorized and directed to transfer from the general funds of Spartanburg County a sum not exceeding twenty-five thousand dollars, at one time or in installments, as necessary, to the Spartanburg County Technical Education Center in order that payrolls may be met from July 1, 1967, to such time as the collection of taxes of the said center is available for repayment of this advance to the general funds of the county.

SECTION 25. The director of the Spartanburg Area Civil Defense shall file each month with the County Board of Spartanburg County itemized statements of all expenditures of this department.

SECTION 26. There shall be filed in the office of the County Board of Spartanburg County eighteen copies of the minutes of each agency and department of Spartanburg County. Copies shall be made available for each member of the legislative delegation at the county board office, Spartanburg, South Carolina.

SECTION 27. With the prior approval of the Spartanburg County Board of Control, the county treasurer may waive collection of penalties and interest in the following circumstances:

(a) When payment of taxes has been timely tendered but erroneously declined by the treasurer;

(b) When the taxed property has been properly returned but was erroneously omitted from the auditor's tax digest;

(c) When there has been an increase in the assessed value of the taxed property by the South Carolina Tax Commission after the taxpayer has timely paid his taxes on the original assessment.

Further, the treasurer may accept partial payment of taxes on personal property from former residents of the county who have removed the property from the State.

SECTION 27A. The following magisterial districts shall hereafter encompass the jurisdiction as shown following the district number:

District No. 1. Arlington, East Greer, Vista Mills and Ballenger;

District No. 2. Duncan, Lyman, Wellford, Jackson Mill and Startex;

District No. 3. Woods Chapel, Pelham, Deyoung, Reidville, Poplar Springs, Fairmont Mills and Berry Shoals;

District No. 4. Woodruff, Abney Mill, Mills Mill, Switzer and Crescent;

District No. 5. Enoree, Cross Anchor, Hobbysville, Antioch and Cavins;

District No. 6. Cunningham, Fairforest, Arcadia, Johnson City, Hayne Shop, Una, Hilltop, Saxon and Powell Knitting Mill;

District No. 7. Cowpens, Clifton No. 1, Clifton No. 2, Converse, Cannon's Camp Ground, Mt. Olive and Zion Hill;

District No. 8. Pacolet, Pacolet Mills, Whitestone and Glendale;

District No. 9. Pauline, Walnut Grove, Glenn Springs, Moore, Bishop, Roebuck and Canaan;

District No. 10. Landrum, Campobello, Swain, New Prospect and Motlow Creek;

District No. 11. Boiling Springs, Valley Falls, Campton and Berry;

District No. 12. Chesnee, Mayo, Chesnee Mill, Cherokee Springs, Mayo Mills, Fingerville, Cooley Springs, Arrowood and Brooklyn; and

District No. 13. Inman, Inman Mills, Gramling and Holly Springs.

All city precincts, plus Whitney, Drayton, Bearmont, Ben Avon, Cedar Springs and Woodland Heights shall be under the jurisdiction of the two civil judges with offices at the courthouse.

The magistrates in Spartanburg County shall have magisterial jurisdiction over the precincts as listed beside their name. They shall try all cases occurring within the boundaries of their respective precincts. No magistrate shall try any case, either criminal or civil, which occurs outside his magisterial jurisdiction as set forth above.

If any person is convicted either by trial or plea of guilty by any magistrate and it appears that the case was made outside the magisterial jurisdiction, the same shall be void and jeopardy shall attach.

This provision shall not affect the countywide jurisdiction of the civil courts of Spartanburg.

SECTION 28. Estimated Revenue, Spartanburg County, South Carolina, for year ending June 30, 1968.

State Aid:

Gasoline Tax	\$ 631,000.00	
Less: Road Bonds	147,900.00	\$ 483,100.00
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Alcoholic Liquor Tax	\$ 244,500.00	
Bank Tax	\$ 36,100.00	
Beer and Wine	58,900.00	
Income Tax	458,100.00	
Insurance License Tax	186,300.00	\$ 983,900.00
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Net State Aid		\$ 1,467,000.00

Local Sources:

Miscellaneous	\$ 50,000.00	
Interest on Invested Money	80,000.00	
Fines & Licenses	240,000.00	
Fees & Costs	110,000.00	
Delinquent Taxes	100,000.00	
Costs & Interest Delinquent Taxes	50,000.00	
<hr/>		
Total Local Sources		\$ 630,000.00

Ad Valorem Tax:

31 Mills (81,000,000) 95%		
Collection	\$ 2,385,450.00	
Less Abatements	134,000.00	\$ 2,251,450.00
		<hr/>
Total Estimated Revenues		\$ 4,348,450.00
Less: Special Acts		90,000.00
		<hr/>
		\$ 4,258,450.00

End of Part I

PART II

Permanent Provisions

After the effective date of this act, as regards Spartanburg County, in any statute the words "majority of the legislative delegation, including the Senator" shall mean a majority of the legislative delegation, including a majority of the Senators.

End of Part II

This act shall take effect upon approval by the Governor.

Approved the 17th day of July, 1967.

(R109, S196)

No. 864

An Act To Authorize The Trustees Of School District No. 17 Of Sumter County To Borrow Not Exceeding One Hundred Twenty Thousand Dollars For Additional Public School Facilities; To Provide For The Payment Thereof; And To Repeal Act No. 1415 Of 1966, Relating To A Bond Issue For School District No. 17 Of Sumter County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. School District 17 of Sumter County may borrow money.—The Trustees of School District No. 17 of Sumter County are hereby authorized to borrow from any bank or lending agency not exceeding the sum of one hundred twenty thousand dollars for the purpose of constructing and equipping additional public school facilities, including additions and improvements to existing

facilities, within the district. The loan shall be evidenced by a note of the school district in such form and executed in such manner as the trustees shall prescribe. The principal of the note may mature not later than four years from its date, or, in the discretion of the trustees, in such annual installments as they may prescribe. The trustees may reserve the privilege of redeeming the note or portions thereof in such manner, on such occasions, and under such conditions as they shall determine. The note shall bear interest at such rate and be payable on such occasions as the trustees shall prescribe.

SECTION 2. Payment.—For the payment of the principal and interest of the indebtedness authorized by this act, the full faith, credit and taxing power of the school district are hereby irrevocably pledged, and there shall be levied by the Auditor of Sumter County and collected by the Treasurer of Sumter County an annual tax upon all taxable property in the school district to meet the payment of the principal and interest of the indebtedness as it shall fall due. Due notice shall be given to the auditor and treasurer by the trustees and upon receipt of such notice, it shall be the duty of the auditor and treasurer to place into effect the required tax levy.

The trustees may pledge as additional security for the payment of the principal and interest of the indebtedness all or any part of the annual grants made by the State Educational Finance Commission to the district pursuant to Article 2 of Chapter 10, Title 21, Code of Laws of South Carolina, 1962, and to the extent that moneys from this source shall be received and be on hand at or prior to the occasion in each year when the ad valorem tax otherwise required by this act is to be levied, the ad valorem tax may be reduced or omitted.

SECTION 3. Act 1415 of 1966 repealed.—Act No. 1415 of the Acts and Joint Resolutions of 1966 is repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 8th day of March, 1967.

(R734, H1930)

No. 865

An Act To Provide For A Levy Of Taxes For School And County Purposes For Sumter County For The Fiscal Year Commencing July 1, 1967; To Direct The Expenditure Thereof; To Fix The Salaries Of Certain Officers; And For Other County Purposes; And To Repeal Section 14-3441, Code Of Laws Of South Carolina, 1962, And Amend Section 14-3431, Code Of Laws Of South Carolina, 1962, So As To Transfer Duties Relating To Economic Opportunity Commission And Rural Fire Control Functions To Other Existing Agencies.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The Auditor of Sumter County is hereby authorized to levy on all taxable property in the County of Sumter so much as may be necessary, but not in excess of fifteen mills, for general county purposes.

Item 1. Roads and Bridges :

A-70	General Fund—Roads and Bridges	\$125,000.00
A-72	Salary—County Engineer	11,576.00
A-73	Salary—Road Superintendent	8,544.00
A-75	Salary—Yard Superintendent	4,332.00
A-80	Salary—Gang Guards and Employees	68,884.00
A-81	Salary—Extra Help	1,400.00
A-90	Gang Buildings—Upkeep and Repairs	1,000.00

Total, Item 1—Roads and Bridges

\$220,736.00

Item 2. Public Buildings :

A-101	Repairs and Maintenance of Buildings	\$ 3,500.00
A-101A	Expense—Maintenance Truck	250.00
A-103	Repairs and Maintenance—Furniture, Equipment	2,000.00
A-104	Insurance—Storm, Fire, Hazard	3,000.00
A-105	Heat, Lights, Water, Sanitary Supplies	15,000.00
A-106	Salary—Maintenance Supervisor	4,600.00
A-107	Salary—Account Clerk I	3,228.00
A-108	Salary—Switchboard Operators	3,228.00
A-110	Care of Public Grounds	2,000.00

Total, Item 2—Public Buildings

\$ 36,806.00

Item 3. Court Costs :

A-120	Jury Pay and Court Expense	\$ 28,000.00
A-121	Court Stenographer Supplies	240.00
A-123	Law Library	2,000.00
A-125	Salary—Clerk of Court	9,724.00
A-126	Salary—Deputy Clerk of Court	5,784.00
A-127	Salary—Account Clerk II	3,730.00
A-128	Salary—Account Clerk II	3,566.00
A-129	Salary—Account Clerk II	3,396.00
A-140	Salary—Coroner	3,969.00
	Expense—Coroner	1,200.00
A-145	Coroner's Juries, Inquests, etc.	1,000.00
A-150	Salary—Magistrate 3rd District	4,350.00
A-151	Salary—Clerk-Stenographer	3,744.00
A-152	Salary—Clerk-Stenographer	3,396.00
A-155	Salary—Magistrates other than 3rd District	12,690.00
A-160	Office Rent—Master	240.00
A-164	Salary—Judge of Probate	7,500.00
A-165	Salary—Clerk-Stenographer, Judge of Probate ..	3,552.00
A-175	Mental Health Examinations	2,000.00
A-180	Salary—Judge, Domestic Relations Court	11,576.00
A-182	Salary—Probation Counsellor	6,696.00
A-183	Mileage—Probation Counsellor	1,200.00
A-186	Salary—Clerk-Stenographer, Domestic Relations Court	3,936.00
A-187	Salary—Clerk-Stenographer, Domestic Relations Court	3,744.00
A-188	Salary—Account Clerk I	3,084.00
A-191	Court Expense—Civil and Domestic Relations Court	7,000.00
Total, Item 3—Court Costs		\$137,317.00

Item 4. Jail :

A-200	Jail—Food Only	\$ 5,000.00
A-200A	Jail—Expense other than Food	7,000.00
A-201	Salary—Jailer	3,744.00
A-203	Salary—2 Assistant Jailers	4,649.00
Total, Item 4—Jail		\$ 20,393.00

Item 5. Poor and Needy:

A-210	Relief—General and Emergency	\$ 250.00
A-211	Charity Coffins	1,000.00
A-212	Child Health and Welfare	1,200.00
A-220	Department of Public Welfare	600.00
A-222	Travel—Child Welfare Worker	500.00
A-225	Hospitalization—Tuomey Hospital Only	35,000.00
A-228	Outpatients—Other Hospitals and Homes	3,000.00
A-241	Recreation and Nursing Center	240.00
A-244	Clothing—Needy School Children	2,000.00
A-247	County Health Department	39,560.00
A-250	Salary—County Service Officer	4,950.00
A-252	Salary—Clerk-Stenographer to Service Officer	3,396.00
A-271	Mental Health Board	15,246.63

Total, Item 5—Poor and Needy\$106,942.63

Item 6. Law Enforcement:

A-275	Salary—Sheriff	\$ 10,072.00
A-285	Deputy Sheriffs—Salary Expense	82,000.00
A-290	Extra Police Help	10,000.00
A-292	Salary—Clerk-Typist to Sheriff	3,396.00
A-295	Extra Help—Sheriff's Office	2,000.00
A-298	Uniforms and Supplies	3,000.00
A-299	Arms, Ammunition, Technical Supplies	750.00
A-300	Expense—Patrol Cars	24,000.00
A-301	Rural Police Radio Expense	3,500.00
A-302	Transportation of Prisoners	750.00
A-303	Secret Service and Rewards	1,000.00
A-304	S. C. Police Officers' Retirement System	14,000.00
A-310	Expense—Solicitor	600.00
A-311	Salary—Clerk-Stenographer to Solicitor	3,396.00
A-315	Salary—County Attorney	1,000.00
A-316	Legal Expense—County Attorney	1,000.00

Total, Item 6—Law Enforcement\$160,464.00

Item 7. Administration:

A-320	County Board of Commissioners—Per diem, salary and travel	\$ 8,500.00
A-323	Salary—Executive Secretary to Board	8,986.00
A-325	Salary—Deputy Clerk to Board	5,508.00

A-330	Contingent Fund—County Board	20,000.00
A-335	Part Salary—Auditor	4,005.00
A-336	Salary—Deputy Auditor	5,508.00
A-337	Salary—Account Clerk I to Auditor	3,238.00
A-338	Salary—Account Clerk II to Auditor	3,566.00
A-339	Salary—Account Clerk II to Auditor	3,566.00
A-341	Per Diem—Tax Assessors and Appeals Board	250.00
A-344	Part Salary—Treasurer	3,589.00
A-346	Salary—Deputy Treasurer (Account Clerk II)	4,332.00
A-347	Salary—Account Clerk I to Treasurer	3,396.00
A-355	Salary—Tax Collector	6,384.00
A-355A	Mileage—Tax Collector	800.00
A-356	Salary—Assistant Tax Collector II	3,744.00
A-357	Account Clerk I to Tax Collector	3,238.00
A-360	Salary and Mileage—Assistant Tax Collectors I (Riders)	9,960.00

Total, Item 7—Administration \$ 98,570.00

Item 8. Miscellaneous:

A-365	Expense—Rural Fire Control	\$ 40,000.00
A-370	Telephone and Telegraph	11,000.00
A-371	Postage, Stationery, Office Supplies	17,000.00
A-372	General Election Expense	100.00
A-374	Annual Audit	3,800.00
A-375	Advertising—Tax Sales, Bids, Notices, etc.	3,000.00
A-377	Employees' Group Insurance Premiums	9,000.00
A-378	Registration Board—Per diem, mileage	15,000.00
A-380	Officials' and Employees' Bond Premiums	100.00
A-382	Workmen's Compensation Tax	500.00
A-383	State Retirement—County's Share	13,000.00
A-384	Social Security—County's Share	15,000.00
A-385	Rabies Control—Salary and Expense	1,400.00
A-386	County Planning Board	9,493.00
A-387	Sumter Chamber of Commerce	1,000.00
A-389	Sumter County Development Board	7,500.00
A-390	Maintenance—Sumter City Streets	70,000.00
A-391	General Fixed Assets	60,000.00

Total, Item 8—Miscellaneous \$276,893.00

Item 9. National Defense:

A-392	Sumter Armory Maintenance	\$ 1,000.00
A-392A	Civil Defense Expense	2,500.00
A-395	Armed Services YMCA	1,980.00
Total, Item 9—National Defense		\$ 5,480.00

Item 10. Insect and Pest Control:

A-397	Sumter County Fly and Mosquito Control	5,900.00
A-398	City DDT Campaign	1,500.00
Total, Item 10—Insect and Pest Control		\$ 7,400.00

Item 11. Education:

A-402	Per Diem—County Board of Education	\$ 570.00
A-405	Salary—Superintendent of Education	2,326.00
A-406	Salary—Account Clerk II, Superintendent of Education	3,744.00
A-407	Salary—School Attendance Supervisor	1,879.00
A-408	Salary—Clerk-Stenographer, School Attendance Supervisor	3,552.00
A-409	County Board of Education—Dues	100.00
A-410	Adult Education	1,500.00
A-412	Future Homemakers of America	200.00
A-415	Part Salary—Home Demonstration Agent	480.00
A-416	Part Salary—Assistant Home Demonstration Agent	360.00
A-417	Salary—Stenographer to Home Demonstration Agent	900.00
A-418	Home Demonstration Supplies	400.00
A-420	Sumter County Council of Farm Women	100.00
A-430	Part Salary—Farm Agent	2,110.00
A-431	Part Salary—Associate Farm Agent	729.00
A-432	Part Salary—Associate Farm Agent	729.00
A-433	Part Salary—Stenographer to Farm Agent ...	1,625.00
A-435	Travel—Farm Business Research	200.00
A-436	Farm Agent—Long Distance Telephone Expense	200.00
A-445	Part Salary—Assistant Farm Agent	729.00
A-446	Part Salary—Assistant Home Demonstration Agent	360.00

A-447	Salary—Clerical Help, Assistant Farm Agent and Assistant Home Demonstration Agent . . .	900.00
A-462	Salary—Stenographer to Soil Conservation Director	1,200.00
A-465	Sumter County Fair Association	1,300.00
A-470	Part Salary—Forest Ranger	240.00
A-481	Game Wardens' Expense	720.00
Total, Item 11—Education		\$ 27,153.00
GRAND TOTAL		\$1,098,154.63

SECTION 2. Before any new county employee is employed by any department, the county board of commissioners shall first approve the salary or compensation to be received by such new employee, which salary or compensation shall not exceed that as set forth in the prevailing salary schedule.

SECTION 3. The amount herein provided for the salary of the sheriff, treasurer, judge of probate and clerk of court shall be in lieu of all fees collected pursuant to the laws of the State of South Carolina and the amounts herein provided shall be the salaries of such officers for all their services for the fiscal year commencing July 1, 1967.

SECTION 4. The above accounts shall be kept separate and expended for the purposes for which appropriated; and the county board of commissioners shall not expend or contract to expend under any general item any sum greater than the amount for such general item herein appropriated, except with the approval of a majority of the county delegation, and no account against the county shall be approved or paid except a properly authorized expenditure by the county board.

SECTION 5. In the purchase of equipment, or articles needed in the operation of any branch of the county government, or in the employment of any person, firm or corporation, for any article or service to be rendered to the County of Sumter, price and quality being equal, preference shall be given to citizens, firms or corporations of Sumter County, if available, but if not available within the county, then preference on same basis shall be given to persons, firms or corporations of the State of South Carolina, and where not available within the county or State, they may be procured to best

advantage from other sources. All county supply purchases (except for schools) shall be made through the office of the county board of commissioners and on purchases amounting to one hundred dollars, or more, bids from two or more vendors shall be called for.

SECTION 6. The Treasurer of Sumter County is hereby authorized, empowered and directed to pay any sum of money from such fund or funds and for such purposes as she may be directed in writing by a majority of the Sumter County Legislative Delegation.

SECTION 7. The expense of the following items, while herein fixed at amounts of estimated needs, may vary in accordance with the fixed charges payable under such items as required by law, and by reason thereunder may not be sufficient :

- A-120 Jury Pay and Court Expense
- A-191 Court Expense—Civil and Domestic Relations Court
- A-383 State Retirement—County's Share
- A-384 Social Security—County's Share
- A-304 S. C. Police Officers' Retirement
- A-375 Advertising—Tax Sales, Bids, Notices, etc.
- A-402 Per Diem—County Board of Education
- A-145 Coroner's Juries, Inquests, etc.
- A-175 Mental Health Examinations
- A-341 Per Diem—Tax Assessors and Appeals Board
- A-380 Officials' and Employees' Bond Premiums
- A-382 Workmen's Compensation Tax

The Treasurer of Sumter County is authorized to pay such sums as may be necessary to meet the fixed expenses of the items mentioned in this section in excess of the amount appropriated therefor.

SECTION 8. The county board of commissioners shall publish, in at least one newspaper published in the county, a consolidated statement of all receipts and disbursements annually, as of July first of each year.

SECTION 9. The Treasurer of Sumter County is directed to pay to the City of Sumter one-fourth of all amounts received from the tax on gasoline which is designated for general county purposes, to be used for the maintenance of streets in the City of Sumter.

SECTION 10. The county auditor shall deliver the tax books to the county treasurer not later than September first of each year.

SECTION 11. Notwithstanding the provisions of Section 64-151 of the 1962 Code, in Sumter County only National Thanksgiving Day, all general election days, the twenty-fifth and twenty-sixth days of December, the first day of January, the fourth day of July, and the first Monday in September shall be legal holidays.

SECTION 12. No levy for school purposes shall be made in any district unless approved by the county board of education and a majority of the legislative delegation.

SECTION 13. Notwithstanding the provisions of Section 42-644 of the 1962 Code, the board of the Sumter County Public Library shall submit its annual budget to the county legislative delegation for approval.

SECTION 14. All boards and commissions receiving funds from the county shall send a copy of the minutes of each meeting and shall annually submit financial reports to the county legislative delegation and the county board of commissioners.

SECTION 15. Salaries provided herein for the sheriff, the clerk of court, the auditor, the treasurer, the judge of probate, and the county superintendent of education are appropriated for the present holders of the aforesaid offices and in the event vacancies occur in any of these offices the beginning salaries and appropriations therefor shall be determined by the county legislative delegation.

SECTION 16. Section 14-3441 of the 1962 Code, which created the Sumter County Economic Opportunity Commission, whose duties and responsibilities are now devolved upon the Sumter County Economic Opportunity Corporation, is hereby repealed.

SECTION 17. Section 14-3431 of the 1962 Code is amended by striking the entire section and inserting:

“Section 14-3431. Effective July 1, 1967, and for a period extending until December 31, 1968, the responsibility for rural fire control is devolved upon the Sumter County Board of Commissioners and all references in this article to the Board shall refer to the Board of Commissioners. Beginning January 1, 1969, rural fire control shall devolve upon the Sumter County Commission which shall have all powers and duties authorized in Sections 14-3432 and 14-3433, and such other powers as may be necessary to operate an effective program of rural fire control pursuant to its authority as the governing body of the county.”

SECTION 18. This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R551, H1943)

No. 866

An Act To Appropriate Money For The Ordinary Operating Expenses Of Union County For The Fiscal Year Beginning July 1, 1967, And Ending June 30, 1968, And To Appropriate Money For Certain Other Purposes And To Provide A Tax Levy Therefor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Subject to the terms and conditions of this act, the several sums of money hereinafter designated, if so much be necessary, are hereby appropriated to defray the ordinary operating expenses of Union County during the fiscal year beginning July 1, 1967, and ending June 30, 1968, and to provide for other purposes hereinafter stated :

Item 1. Auditor's Office :

A. Salaries:

1. Auditor (County's part)	\$ 2,280.00
2. Clerk, 2 @ \$3,700.00 each	7,400.00
B. Travel in taking tax returns	500.00

Total, Item 1

\$ 10,180.00

Item 2. Circuit Courts:

A. Expenses of Regular Terms	\$ 5,000.00
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Provided, that the Grand Jurors and Petit Jurors shall be paid at the rate of ten dollars per day and shall receive mileage at the rate of ten cents per mile one way; the Court Crier and Bailiffs shall receive not exceeding eight dollars per day; the jury boy shall receive not exceeding five dollars per day. The Sheriff of Union County shall not employ more than five Bailiffs or other attendants, exclusive of the Court Crier, at any terms of Court of General Sessions, and more than four Bailiffs or other

court attendants, exclusive of the Court Crier, at any term of Court of Common Pleas for Union County. The Clerk of Court shall employ an attendant or janitor during the session of court and such attendant or janitor shall receive eight dollars per day for his services.

Total, Item 2	\$ 5,000.00
Item 3. Civil and Criminal Court of Union, and Juvenile and Domestic Relations Court:	
A. Salaries:	
1. Judge	\$ 7,400.00
2. Solicitor	4,000.00
3. Court Reporter	3,700.00
B. Expenses, Regular Term:	
Court Sessions	3,000.00
<i>Provided</i> , that the Grand Jurors and the Petit Jurors shall be paid at the rate of ten dollars per day and shall receive mileage at the rate of ten cents per mile one way; the Court Crier and Bailiffs shall receive not exceeding eight dollars per day. The Sheriff of Union County shall not employ more than three Bailiffs or other attendants, exclusive of the Court Crier, at any term of the court. The Clerk of Court shall employ an attendant or janitor during the session of the court and such attendant or janitor shall receive eight dollars per day for his services. <i>Provided</i> , further, the Judge shall order the payment of the expenses of the court. (Exempted from Section 8 and Section 16.)	
Total, Item 3	\$ 18,100.00
Item 4. Clerk of Court's office:	
A. Salaries:	
1. Clerk of Court	\$ 6,400.00
2. Deputy Clerks, 3 @ \$3,700.00 each	11,100.00
3. Microfilming	275.00
4. Supplies and Fixtures	4,000.00
Total, Item 4	\$ 21,775.00

Item 5. County Governing Board and Supervisor's Office:

A. Salaries:

1. Township Commissioners, 8 @ \$1,100.00 each	\$ 8,800.00
<i>Provided</i> , that they shall meet regularly at Union County Courthouse on the first Monday and third Friday of each and every calendar month during the fiscal year.	
2. Supervisor	6,400.00
Official Expense Allowance	400.00
3. County Bookkeeper	5,260.00
4. Chain Gang Captain	5,473.00
Per Diem (Yearly)	195.00
Assistant Chain Gang Captain	4,212.00
Per Diem (Yearly)	195.00
5. 1 Special Night Guard	1,450.00
6. Week-end Guards, 2 @ \$900.00 each	1,800.00
7. Chain Gang Guards, 12 @ \$3,672.00 each	44,064.00
Per Diem (Yearly) 12 Chain Gang Guards @ \$195.00	2,340.00
8. Mechanic	4,357.20
Per Diem (Yearly)	195.00
9. Janitor for Courthouse	2,900.00
10. County Doctor	869.37
11. Farmer at County Farm	3,700.00
12. Practical Nurses at County Home, 2 @ \$2,100.00 each	4,200.00
13. Night Nurse	1,830.00

B. Materials, Supplies and Repairs:

1. Maintenance and repair of road machinery, trucks	15,000.00
a. For purchase of new road machinery, if so much be necessary	18,000.00
<i>Provided</i> , that the Supervisor shall cause to be kept an accurate record of the operating and repair costs with respect to each truck and/or machine.	
2. Bridges and Bridge Repairs	3,000.00
3. Top Soil and gravel for dirt road maintenance	2,000.00
4. Feeding, clothing and housing convicts	14,000.00
<i>Provided</i> , the Captain of the Chain Gang shall make a monthly report in writing to County	

Supervisor of all food produced and the use made thereof at the County Chain Gang.

5. Gasoline, oil and grease 12,000.00

6. Public buildings—Repairs, heat, lights, power, water and telephone 10,000.00

Provided, that telephones in county offices shall not be used for long distance calls except on county business; and *provided*, further, that \$1,000.00 of the above figures is set aside exclusively for maintenance or repairs on the courthouse, and is to be paid out only on order and approval of the Union County Legislative Delegation.

7. Books, stationery and office supplies 5,000.00

Provided, the different county officers in the Union County Courthouse may purchase the books, stationery and office supplies for their respective offices. (Exempted from Section 8 and Section 16.)

8. Materials for maintenance of surface-treated roads 15,000.00

Provided, that any moneys in excess of \$2,500.00 shall be approved by unanimous order of the Union County Legislative Delegation.

C. 1. Surface-treating county roads, including necessary road preparation 5,000.00

Provided, that the plans and methods and any contracts for surface-treating roads shall first be approved by the Governing Board, and the Governing Board shall designate the roads to be surface-treated, with unanimous approval of the Union County Legislative Delegation.

D. County Home 12,000.00

Provided, the Superintendent of the County Home shall make a monthly report in writing to the County Supervisor of all food produced and the use made thereof on the County Farm and at the County Home.

E. Miscellaneous Items:

1. Premiums for insurance on public buildings ... 3,000.00

2. Workmen's Compensation Insurance Premiums 2,000.00

3. County's required contribution under Retirement System and Social Security	9,000.00
4. Post mortems and lunacies	1,000.00
5. Insurance for county employees	5,000.00
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Total, Item 5	\$229,640.57
Item 6. Magistrates and Constables:	
A. For Magistrates' jurors @ \$2.00 each, if such amount is needed	500.00
B. Magistrates' Reporter, Registration Clerk, General Clerk	3,700.00
<i>Provided</i> , that the costs of transcribing testimony in a civil case shall be paid by the party requesting same and the costs shall likewise be paid in all criminal proceedings unless it is proven to the magistrate that the defendant is indigent. Such fees shall be paid directly to the Treasurer of Union County and go in the general fund.	
C. Magistrate at Buffalo	1,100.00
Magistrate at Carlisle	1,100.00
Magistrate at Cross Keys	1,100.00
Magistrate at Goshen Hill	1,100.00
Magistrate at Jonesville	1,100.00
Magistrate at Lockhart	1,100.00
Magistrate at Santuc	1,100.00
Magistrate at Union Courthouse	6,400.00
Constable at Buffalo	830.00
Constable at Carlisle	830.00
Constable at Cross Keys	830.00
Constable at Goshen Hill	830.00
Constable at Jonesville	830.00
Constable at Lockhart	830.00
Constable at Santuc	830.00
<hr/>	
Total, Item 6	\$ 24,110.00

Item 7. Probate Judge and Master's Office:

A. Salaries:

- | | |
|---|-------------|
| 1. Probate Judge and Master | \$ 6,400.00 |
| 2. Clerk to Probate —Judge and Master | 3,700.00 |

Total, Item 7	<u>\$ 10,100.00</u>
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Item 8. Sheriff's Office:

A. Salaries:

- | | |
|--|-------------|
| 1. Sheriff | \$ 6,400.00 |
| 2. Official expense allowance for Sheriff | 1,350.00 |
| 3. Twelve Deputy Sheriffs @ \$5,200.00 each | 62,400.00 |
| Per Diem (Yearly) 12 Deputy Sheriffs @ | |
| \$260.00 | 3,120.00 |
| 4. Clerk to Sheriff | 3,700.00 |
| 5. Salary, Maintenance of radio system | 642.00 |
| 6. Radio Supplies, if so much be necessary | 2,500.00 |
- Provided*, that no funds shall be paid from this account unless approved by the County Radio Technician.

B. Supplies:

- | | |
|---------------------------------|----------|
| 1. Dieting jail prisoners | 4,000.00 |
|---------------------------------|----------|
- Provided*, the Sheriff shall receive \$1.50 per day per prisoner, for dieting, if so much be necessary.
- | | |
|--|----------|
| 2. Jail expenses, miscellaneous | 1,200.00 |
| 3. Gasoline, oil and repairs for patrol automobiles and radio system | 4,000.00 |
- Provided*, the Sheriff and his deputies shall be furnished with such gasoline and oil, which gasoline and oil shall be used only in discharge of their official duties or official business. The Sheriff and each deputy sheriff, upon receipt of such gasoline and oil, shall sign a ticket therefor, which ticket shall set forth the name of the officer receiving same, the amount received and the date thereof. Such ticket shall be transmitted to the county bookkeeper monthly and a permanent record of the monthly totals received by each official shall be kept by the bookkeeper and charged to this item.

4. Payment for two patrol cars to be purchased ..	3,500.00
<i>Provided</i> , purchases shall be approved by the Governing Board and Legislative Delegation.	
Courthouse Custodian	600.00
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Total, Item 8	\$ 93,412.00
Item 9. Tax Collector and Assessor	\$ 6,400.00
Clerk	3,700.00
A. Board of Equalization	4,000.00
<i>Provided</i> , that each member of the Board of As- sessors shall receive \$8.00 per day for services actually performed.	
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Total, Item 9	\$ 14,100.00
Item 10. Treasurer's Office:	
A. Salaries:	
1. Treasurer (County's part)	\$ 2,280.00
2. Clerk to Treasurer	3,700.00
B. Travel in collecting taxes	500.00
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Total, Item 10	\$ 6,480.00
Item 11. Miscellaneous Appropriations:	
A. Coroner's Salary	\$ 2,300.00
Travel Expense	400.00
B. Clerk	1,150.00
C. Health Officer's Salary (County's part)	904.59
D. Premiums on Officers' Bonds	1,000.00
E. Audit of Union County's books to be made un- der the direction of the Grand Jury of Union County	2,500.00
F. Contingent Fund for Union County Legislative Delegation to meet unforeseen requirements ..	20,000.00
G. Adult Education	1,500.00
H. To be expended as high school textbook rental for children whose parents or guardians are receiving public welfare funds for support, <i>provided</i> , Union County Public Welfare Depart- ment and Union County Public Schools shall certify entitlement	500.00

I. Union Carnegie Library	12,000.00
Total, Item 11	\$ 42,254.59
Item 12. Pensions and Contributions:	
A. Hope Hospital	\$ 5,000.00
B. Wallace Thomson Hospital (payable monthly)	37,000.00
C. Salvation Army	900.00
D. Union County Tuberculosis Clinic	900.00
E. American Legion:	
1. Buffalo Post	100.00
2. Jonesville Post	100.00
3. Lockhart Post	100.00
4. Union Post	100.00
F. Veterans of Foreign Wars	100.00
F. (2) Disabled American Veterans	100.00
G. National Guards:	
1. Co. A 218th Infantry (Union)	800.00
2. Troop A, 53rd Cavalry Div. (Lockhart)	900.00
3. Hdq. Co., 1st Battalion (Union)	800.00
4. Heavy Motor Company, 218th Infantry (Jonesville)	900.00
Where companies are combined, the combined units shall share pro rata in the combined funds.	
H. Jonesville Chapter, Future Farmers of America	200.00
I. Union Community Hospital (payable monthly)	1,500.00
<i>Provided</i> , however, that any hospital established through grant or by foundation shall file with the Clerk of Court of Union County and each member of the Union County Legislative Dele- gation a copy of their audit for the current fiscal year in order to receive funds appropriated in this act.	
J. Union County Soil Conservation Committee ..	300.00
<i>Provided</i> , payment of this item shall be made on Delegation order.	
K. Civil Air Patrol	750.00
L. Fire Departments:	
1. Buffalo Fire Department	200.00
2. Monarch Fire Department ..	200.00

3. Lockhart Fire Department	200.00
4. Jonesville Fire Department	200.00

Total, Item 12 \$ 51,350.00

Item 13. Supplements for State and Federal Agencies:

A. County Service Officers:

1. Service Officer's Salary	\$ 2,086.00
2. Salary of Assistant to Service Officer	3,700.00
3. Travel for Service Officer	500.00

B. Health Department:

1. General Services	9,685.00
<i>Provided</i> , however, that at least two Public Health Nurses shall be employed at all times.	

C. Home Demonstration Agent's Office—New Federal Building:

1. Agent's Salary	272.85
2. Stenographers' Salaries	600.00
3. Materials, Stamps, Telephone	200.00
4. Associate Home Demonstration Agent's Salary	360.00

D. Agricultural Agent's Office—New Federal Building:

1. County Agent, Salary	759.70
2. Stenographer, Salary	841.50
3. 4-H Club Work	350.00
4. Stamps, Supplies	75.00

E. County Department of Public Welfare:

On and after July 1, 1967, County Supplements of Welfare Department personnel shall be prohibited by State law except in any instance where continued supplementing may be necessary to avoid a reduction in the present salary of any employee.

1. Salary supplements to avoid reduction	2,975.75
2. Board Members, 3 @ \$785.00 each	2,355.00
3. Rent and Miscellaneous Office Expenses	1,000.00

Provided, that one-fourth of this item shall be remitted by the County Treasurer quarterly to the State Department of Public Welfare for matching federal funds for these purposes, and that all items paid out of such funds by the

State Department shall be first approved by the Director of the Union County Department of Public Welfare.

4. State Department of Public Welfare	6,129.57
5. Foster Home Fund	500.00
6. Emergency Relief, to be disbursed by orders of a majority of the Union County Board of Public Welfare after proper investigation	2,500.00
7. Office Expense	1,200.00

F. County Forest Rangers:

1. Ranger	829.25
2. Two Wardens @ \$889.70 each	1,779.40
3. Towerman at Kelly Tower	411.95
4. Tractor Driver	515.20

G. Union County Mental Health Association 5,000.00

H. Probation Officer's Clerk

882.75

I. Civil Defense Director

900.00

1. Clerk

1,732.50

Total, Item 13\$ 48,141.42

Item 14. County Game Warden:

A. Salary	\$ 2,632.20
B. Expenses	600.00

Provided, the County Game Warden shall keep the County Legislative Delegation informed of the status of fish and game resources in Union County.

Total, Item 14\$ 3,232.20

Item 15. To effectuate the registration of voters for the fiscal year 1966-1967 and to be spent in the same manner as ordinary county funds\$ 2,000.00

Total, Item 15\$ 2,000.00

Item 16. Money appropriated and to be expended only upon the written authorization and direction of the Senator and both members of the House of Representatives of the Union County Legislative Delegation to the General Assembly of

South Carolina by unanimous Legislative Order for expenses incurred or to be incurred in the construction of roads or parking lots for indus- trial development in Union County	\$ 35,000.00
Total, Item 16	<u>\$ 35,000.00</u>
GRAND TOTAL	<u>\$614,875.78</u>

SECTION 2. The payment of the respective appropriations contained in each item of Section 1 hereof, except when otherwise expressly provided, shall not exceed one-fourth or twenty-five per cent of the total annual appropriation of such item during any consecutive three months' quarter of the current fiscal year, 1967-1968, commencing July 1, 1967, and on the first day of each successive month thereafter, the last day of each third month being reckoned as the end of such quarter. The foregoing requirement of this section shall not be waived except by written unanimous consent of all members of the Union County Legislative Delegation, and any county official who overspends and disburses any money or monies in excess of one-fourth or twenty-five per cent of the total annual appropriation of any item during three consecutive months' quarter of the current fiscal year, 1967-1968, as aforesaid, except when such requirement has been waived by written unanimous consent of all members of the Union County Legislative Delegation, shall thereby and thereupon forfeit the office and shall immediately vacate the office or be subject to immediate removal from office. The Union County Legislative Delegation may transfer funds from any item or items to any other item or items in the county appropriations act of the fiscal year 1967-1968, by unanimous delegation order in writing.

SECTION 3. For the fiscal year beginning with July 1, 1967, and ending with June 30, 1968, the Auditor of Union County is hereby authorized and directed to levy, and the Treasurer of Union County to collect, as and when other county property taxes are levied and collected, upon all taxable property in Union County, a tax of such millage as will, when added to all other income or revenue received by the county for general purposes during such fiscal year, produce sufficient funds to meet the sums of money appropriated herein or prior thereto; *provided*, that the millage so levied shall be approved in writing by the entire Union County Legislative Delegation.

SECTION 4. The salary of no employee of Union County shall be paid, increased or supplemented from any county funds above the

amount appropriated for such employee in Section 1 hereof, except with the unanimous consent of the Union County Legislative Delegation.

No delegation order authorizing payment of county funds, before now or hereafter, shall be valid beyond the fiscal year in which it was written.

SECTION 5. The county bookkeeper shall, during each month, send to each member of the Union County Delegation an itemized list of all expenditures of the county for the preceding month, and also an itemized list of all obligations incurred and not paid.

SECTION 6. The Grand Jury of Union County shall appoint the auditor to audit the books of Union County, Wallace Thompson Hospital and Union County Schools. *Provided*, however, that the persons or firm so appointed shall be certified public accountants; and *provided*, further, that the schools and the hospitals shall bear the cost of their respective audits. Such auditor shall be paid after the completion of the work and the delivery of the audits. The original of the audits shall be filed with the clerk of court, who shall keep the same on file as public audits, and a copy thereof shall be furnished to each member of the legislative delegation.

SECTION 7. In all matters to be determined under this act by the Union County Delegation, no action shall be valid or binding unless concurred in by all members of the delegation. In the event, however, of the death, resignation or removal of any one or more of the members of the delegation, the remaining members shall have the right to execute any unanimous agreement.

SECTION 8. The Supervisor and Governing Board of Union County shall be the sole purchasing agent for all supplies, equipment, machines, etc., used by any officer, agent or department of Union County, and all purchases in excess of one hundred dollars shall be made on a competitive bid basis after advertisement in the Union Daily Times for a period of ten days prior to such purchases; *provided*, that such advertisement shall be published twice during such ten-day period. No vouchers or warrants for purchases made in violation of this section (except emergency purchases provided for in Section 14 hereof) shall be approved for payment by the supervisor and governing board or paid by the county treasurer. *Provided*, further, this section shall not apply to those items specifically exempted in Section 1 of this act.

SECTION 9. The Sheriff of Union County shall be the custodian of the courthouse and courthouse grounds and shall have supervision over the courthouse janitor. The Union County Legislative Delegation may by unanimous agreement assign office space in the Union County Courthouse.

SECTION 10. All fees and costs collected by any official of Union County shall be turned over to the Treasurer of Union County at least once each month. *Provided*, however, the magistrates shall be allowed to retain their respective costs and fees in all civil matters as a part of their compensation; and the sheriff, as constable for the Magistrate at Union County Courthouse, shall likewise be allowed to retain his costs and fees as a part of his compensation.

SECTION 11. The Supervisor of Union County shall appoint a Superintendent of the County Home and a Captain of the Union County Chain Gang. The Governing Body of Union County shall elect a county mechanic, and eight chain gang guards. The commissioner from each of the respective townships shall recommend with the approval of the captain of the chain gang the election of one of the chain gang guards, and in the event any commissioner or commissioners shall fail or refuse to recommend the election of a chain gang guard or chain gang guards, as hereinbefore provided, within a period of four weeks of a vacancy in such position or positions, then the Governing Body of Union County shall elect a chain gang guard or chain gang guards to fill such vacant position or positions. The Senator and the two members of the House of Representatives, as the Legislative Delegation of Union County, are authorized and empowered to declare a state of emergency concerning any work or affairs or employees of Union County by signing and filing an order with the county supervisor ordering work to be performed on county property, roads and facilities, and requiring work to be done to promote the industrial development of the county and the general welfare. The Union County Legislative Delegation may name a superintendent of surface-treated roads. The superintendent of surface-treated roads may name two convict camp guards from the county at large with approval of the legislative delegation. One of the convict camp guards so appointed shall serve as day yardman at the chain gang camp and the other convict camp guard shall assist with the surface-treating program under the superintendent of surface-treated roads. The Union County Legislative Delegation shall by unanimous delegation order appoint a county attorney and a county bookkeeper.

SECTION 12. The superintendent of surface-treated roads shall requisition the supervisor, county bookkeeper, the Governing Body of Union County, and the captain of the chain gang for the equipment and materials and personnel necessary and required by the superintendent of surface-treated roads to construct, maintain, and repair the surface-treated roads of Union County, including bridges thereon, and driveways, church yards and cemeteries, and all other surface-treated work and projects of Union County, and in the event of any dispute or conflict involving surface-treated roads, bridges thereon, and driveways and church yards and cemeteries, and all other surface-treated work and projects of Union County, or the equipment, materials or personnel used in the construction or maintenance or repair of same, arising between any of the officials or agencies of Union County, such dispute or conflict shall be unanimously resolved in writing by all members of the Union County Legislative Delegation and such unanimous determination and decision by all members of the Union County Legislative Delegation, rendered in writing, shall be final and binding upon all officials and agencies of Union County concerned by the dispute or conflict involving surface-treated roads, bridges thereon, driveways, church yards and cemeteries, and all other surface-treated work and projects of Union County or the equipment, materials or personnel used in the construction or maintenance or repair of the same, or to be used for such purpose or purposes. Otherwise, the captain of the chain gang shall make all job and work assignments at the Union County chain gang, including both employees and prisoners, and, except as otherwise herein provided, shall be in direct and immediate control at all times. All instructions from the Union County Supervisor and the Governing Body of Union County concerning surface-treated roads, bridges thereon, driveways, church yards and cemeteries, and all other surface-treated work and projects of Union County, or the equipment, materials or personnel used or to be used in the construction or maintenance or repair of same shall be transmitted directly to the superintendent of surface-treated roads and all other instructions from the Union County Supervisor or the Governing Body of Union County concerning matters other than matters and affairs related to surface-treated roads as aforesaid shall be transmitted directly to the Captain of the Union County Chain Gang.

SECTION 13. The Supervisor of Union County shall have general supervision of, and be responsible for, all roads and bridges, the county

chain gang and the county home; subject, however, to the emergency powers conferred on the legislative delegation in Section 11 of this act. *Provided*, however, the superintendent of surface-treated roads shall be in immediate charge and control of all equipment, materials and personnel, used or to be used in the construction or maintenance or repair of surface-treated roads, bridges thereon, driveways, church yards and cemeteries, and all other surface-treated work and projects of Union County, and the captain of the chain gang shall be in immediate charge and control of all other persons employed at the Union County Chain Gang, and such persons, with the exception of the superintendent of surface-treated roads, shall be subordinated to the chain gang captain, regardless of their titles or duties, and the captain of the chain gang is hereby empowered to dismiss any such employee or employees, except the superintendent of surface-treated roads. Such suspended or dismissed employee shall have the right to appeal to the county governing board and the county supervisor, who shall jointly hold such hearings as may be deemed necessary to determine the facts and pass on the merits of such dismissal or suspension, and in their discretion may either sustain or reverse such dismissal or suspension; however, to override the action taken by the captain of the chain gang, it shall be necessary for no less than five board members and the county supervisor to so vote. The superintendent of surface-treated roads shall be subject to suspension or dismissal by unanimous action in writing to be signed by all members of the Union County Legislative Delegation.

SECTION 14. The county governing board, by a majority vote of those present at a regular or special meeting thereof, shall have authority and is hereby required to order and direct the supervisor to provide for and cause to be done all proper and necessary repairs and maintenance work on roads and bridges, and may designate the roads and bridges to be repaired or maintained. It shall be the duty of the supervisor to carry out such orders and directions of the board as fully and completely as may be possible, and in the absence of any orders or directions from the governing board, whether this be caused by completion of all work ordered by the board, or by failure of the board to direct a schedule of such work or for any other cause, then it shall be the duty of the supervisor to direct and cause to be performed the proper and necessary repairs and maintenance work on roads and bridges. In cases of emergency, arising from any cause where a county road or bridge has become or is about to become

hazardous, dangerous or impassable to traffic, the supervisor shall take immediate action on his own initiative, even if it be necessary temporarily to stop work that has been ordered or directed by the governing board to meet and overcome such emergency, and he shall cause such work to be done so as to afford traffic reasonable and safe passage over such road or bridge. In order to carry out the orders and directions of the governing board, or to meet emergencies which may arise, the supervisor shall convey instructions and orders for such repair and maintenance work to the captain of the chain gang and should the captain fail or refuse to carry out orders and directions submitted to him by the supervisor, then and in such event the supervisor may suspend or dismiss the captain of the chain gang. *Provided*, that any county officer or employee who shall be suspended, removed or discharged as herein provided shall not be paid for any period during such time of suspension and, in case of removal or discharge, shall not receive pay from any after the date thereof.

The powers and authority enumerated and set forth in this section shall not nullify or diminish or be in derogation of the powers and authority heretofore enumerated and set forth in the preceding sections of this appropriations act concerning the superintendent of surface-treated roads.

SECTION 15. The county supervisor and the Union County Governing Board may authorize the clerk or bookkeeper to make purchases not exceeding one hundred dollars in cases of emergency. The clerk or bookkeeper shall give bond in the sum of one thousand dollars, conditioned for the faithful performance of his duties, the premium for such bond to be paid as the premiums for the bonds of other county officers are now paid.

SECTION 16. All purchases for all supplies, equipment, machines, etc., and goods or services for Union County shall be made upon a written order specifically designating whatever is to be purchased or paid for, signed by the county official or employee requesting same, and approved by the signature of the county supervisor or county bookkeeper endorsed on such order. No vouchers or warrants for purchases or payments made in violation of this section shall be approved for payment by the county supervisor or governing board or paid by the county treasurer. The county supervisor or the county bookkeeper shall have the power of inspection of all purchases and services rendered for Union County at all times. Any county official or em-

ployee who makes any purchase or contract for services other than as herein provided shall be subject to immediate removal from office.

Provided, this section shall not apply to those items specifically exempted in Section 1 of this act.

SECTION 17. The Union County Bookkeeper shall maintain a record of all absences and vacations taken by county employees. Department heads, auditor, treasurer, clerk of court, etc., shall report in writing all such absences and vacations to the county bookkeeper. All county employees shall have an annual noncumulative sick leave of thirty days per year. Employees shall be paid for these thirty days' sick leave, *provided* sickness is properly substantiated by a doctor's certificate.

SECTION 18. It shall be unlawful to sell or offer for sale any wine or beer in Union County between the hours of twelve o'clock Saturday night and sunrise Monday morning. Any person, firm or corporation violating this section shall be punished by a fine of not more than one hundred dollars, or by imprisonment for not exceeding thirty days. The right of any person to sell wine and beer in Union County at any time, under a license issued by the State, shall be forfeited and the license revoked, upon conviction of violating the provisions of this section.

SECTION 19. Any circus, carnival, or other such admission-charging show or amusement that usually exhibits under a tent or outdoors may exhibit in Union County without payment of any license fee or charge. *Provided*, that such exhibition is made under the auspices or sponsorship of a local eleemosynary association or organization and pursuant to a contract requiring such association or organization to pay the license for such exhibition; and *provided*, further, that such exhibition is first approved by and the time and place set by the Executive Secretary and Treasurer of Union County Fair Association.

SECTION 20. No license shall be issued for the practice of fortunetelling or palm reading in Union County.

SECTION 21. The members of the press shall be allowed to attend any meeting where the expenditures of county money, including money allocated to the county from State fund, or from any other sources, is under consideration.

SECTION 22. The salaries and/or supplements to salaries specified in this appropriations act shall be paid every two weeks.

SECTION 23. All appropriations herein made are subject to the right and authority of the Union County Delegation to change, alter, increase, deduct therefrom, or transfer funds from one item and/or account to another at any time, without notice, when in its judgment and discretion such change, alteration, transfer, increase or deduction is necessary to conform with revenue expected during the life of this act for the best interest of the county.

SECTION 24. This act is continuous and of continuous force and continuing into the future until changed by a repealing act of the General Assembly of the State of South Carolina.

SECTION 25. If any section, subsection, paragraph, sentence, phrase, clause, word or provision of this act shall be held unconstitutional or invalid for any reason, the same shall not affect, impair or invalidate any of the remaining sections, subsections, paragraphs, sentences, phrases, clauses, words or provisions of this act.

SECTION 26. The Union County Legislative Delegation may appoint a county development board of three members and appoint a county director for industrial development.

The delegation may authorize the expenditure of the necessary funds to carry out the provisions of this section.

The delegation may by unanimous agreement in writing authorize the expenditure of money for industrial promotion and development.

SECTION 27. The supplemental appropriations for the fiscal year 1966-1967 made from the General Fund of Union County by delegation order are hereby validated.

SECTION 28. The Union County delegation is defined as the two members of the South Carolina House of Representatives from Union County and the Senator of the South Carolina General Assembly residing in Union County, the total of the delegation being three in number.

Any and all references to the Senator in this act shall be construed to mean the resident Senator of Union County.

SECTION 29. This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R506, H1615)

No. 867

An Act To Provide For The Levy Of Taxes For Williamsburg County For The Fiscal Year Beginning July 1, 1967, And Ending June 30, 1968, And To Provide And Direct The Expenditure Thereof; And To Validate Certain Disbursements, Expenditures And Actions.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. There is hereby levied upon all the taxable property of Williamsburg County a sufficient number of mills to be determined by the auditor from assessment of the property therein which, together with fines, forfeitures, gasoline tax, road tax, collected by various officers, and all income of the county, shall raise the amount herein appropriated. For county and school purposes for Williamsburg County for the fiscal year 1967-1968, there is appropriated the following:

Item 1.	Supervisor's Salary	\$ 6,500.00
	Supervisor's Travel	2,000.00
	Clerk to County Supervisor	3,990.00
	County Commissioners' Salary five @ \$1,260.00	6,300.00
	County Commissioners' Travel five @ \$600.00	3,000.00
	Total, Item 1	<hr/> \$ 21,790.00
Item 2.	Roads and Bridges	\$187,000.00
	New Machinery	29,000.00
	Interest on Machinery	2,500.00
	Five per cent salary increase to County Camp Employees—adjustment to Williamsburg County Camp Employees	4,500.00
	<i>Provided, no item of equipment costing in excess of \$5,000.00 shall be purchased by the county commission without the approval of a majority of the Legislative Delegation.</i>	
	Total, Item 2	<hr/> \$223,000.00
Item 3.	Clerk of Court	\$ 6,500.00
	Deputy Clerk	3,990.00
	Clerk	3,570.00
	Two Janitors at Courthouse	3,360.00
	Total, Item 3	<hr/> \$ 17,420.00

Item 4.	Sheriff's Salary	\$ 6,500.00
	Sheriff's Travel	2,000.00
	Law Enforcement	500.00
	Chief Deputy Sheriff's Salary	4,830.00
	Chief Deputy Sheriff's Travel	2,000.00
	Second Deputy Sheriff's Salary	4,410.00
	Second Deputy Sheriff's Travel	2,000.00
	Third Deputy Sheriff's Salary	4,410.00
	Third Deputy Sheriff's Travel	2,000.00
	Fourth Deputy Sheriff's Salary (Jailer)	4,410.00
	Fourth Deputy Sheriff's Travel	1,800.00
	Fifth Deputy Sheriff's Salary	3,990.00
	Fifth Deputy Sheriff's Travel	1,800.00
	Clerk—Sheriff's Office	3,780.00
	Jail Expense (dieting prisoners at \$0.45 per meal on verified statements)	6,000.00
	Liability Insurance—Sheriff's Department	750.00
	Radios and Maintenance—Sheriff's Department	1,000.00
	Uniforms—Sheriff's Department	850.00
	Out of County Travel, Sheriff's Department ...	1,000.00
	<i>Provided, out of county travel requests must be approved by the County Board of Commissioners.</i>	
	Total, Item 4	\$ 54,030.00
Item 5.	County Auditor's Salary	\$ 2,000.00
	<i>Provided, that the total salary paid the county auditor shall be \$6,500.00 and the county's por- tion shall be increased or decreased, as the State's portion is increased or decreased, so as to provide a total of \$6,500.00.</i>	
	Clerk to County Auditor	3,780.00
	Tax Assessment Board	1,800.00
	Total, Item 5	\$ 7,580.00
Item 6.	County Treasurer	\$ 2,000.00
	<i>Provided, that the total salary paid the county treasurer shall be \$6,500.00 and the county's portion shall be increased or decreased, as the</i>	

State's portion is increased or decreased, so as
to provide a total of \$6,500.00.

	Clerk to Treasurer	3,780.00
	Total, Item 6	\$ 5,780.00
Item 7.	Probate Judge	\$ 5,750.00
	Part-time Clerk	1,825.00
	Lunacy Commitments, Doctors' Examinations and Travel	2,250.00
	Total, Item 7	\$ 9,825.00
Item 8.	Clerk to Tax Collector	\$ 3,780.00
	Total, Item 8	\$ 3,780.00
Item 9.	Magistrate at Kingstree	\$ 2,700.00
	Magistrate at Hemingway	1,500.00
	Magistrate at Greeleyville	1,200.00
	Magistrate at Cades	750.00
	Magistrate at Central	750.00
	Magistrate at Morrisville	750.00
	Magistrate at Lanes	750.00
	Magistrate at Earles	750.00
	Magistrate at Hebron	750.00
	Magistrate at Pergamos	750.00
	Magistrate at Nesmith	750.00
	Magistrate's Constable at Kingstree	2,500.00
	Magistrate's Constable at Hemingway	1,100.00
	Magistrate's Constable at Greeleyville	800.00
	Eight Magistrate's Constables: Cades, Morris- ville, Lanes, Earles, Hebron, Pergamos, Nes- smith and Central	3,200.00
	Total, Item 9	\$ 19,000.00
Item 10.	County Attorney	\$ 600.00
	Total, Item 10	\$ 600.00

Item 11.	Coroner's Salary	\$ 1,400.00
	Coroner's Travel	500.00
	Coroner's Clerk	525.00
	Post Mortems, Inquests and Clerical Help	1,000.00
		<hr/>
	Total, Item 11	\$ 3,425.00
Item 12.	Miscellaneous Contingent Fund	\$ 15,000.00
	<i>Provided</i> , the above amount shall be expended only upon the direction and approval of a ma- jority of the members of the Legislative Dele- gation.	
		<hr/>
	Total, Item 12	\$ 15,000.00
Item 13.	Workmen's Compensation	\$ 3,200.00
	Police Officers' Retirement System	3,900.00
	County's portion—Social Security	10,400.00
	County's portion—S. C. Retirement System ..	11,400.00
	County's portion—Hospital Insurance	2,400.00
	Liability Insurance—County Equipment	2,000.00
		<hr/>
	Total, Item 13	\$ 33,300.00
Item 14.	Bonds—County Officials	\$ 950.00
		<hr/>
	Total, Item 14	\$ 950.00
Item 15.	Jurors and Witnesses	\$ 7,000.00
		<hr/>
	Total, Item 15	\$ 7,000.00
Item 16.	Public Buildings	\$ 28,000.00
	Repairs to Public Buildings	14,000.00
		<hr/>
	Total, Item 16	\$ 42,000.00
Item 17.	Printing, Books, Postage, etc.	\$ 8,000.00
		<hr/>
	Total, Item 17	\$ 8,000.00
Item 18.	Vital Statistics	\$ 800.00
		<hr/>
	Total, Item 18	\$ 800.00

Item 19. Department of Public Welfare

Janitor Service	\$ 420.00
Emergency Fund	1,000.00
Charity Certification	1,500.00
Travel, Child Welfare Worker	600.00

Total, Item 19\$ 3,520.00

Item 20. Full-time Clerk for Service Officer\$ 3,200.00

Sup. Salary, Clerk Probation Officer 500.00

Provided, her total salary is no more than
\$3,780.00.

Total, Item 20\$ 3,700.00

Item 21. Tax Reassessment Program\$ 30,000.00

Total, Item 21\$ 30,000.00

Item 22. County Health Department\$ 13,150.00

Charity Hospitalization 8,000.00

Provided, that the sum appropriated for the hospitalization of indigent persons shall be expended only upon approved certificates by the Board of Public Welfare of Williamsburg County, and shall be expended on per diem basis to be fixed by the board, not to exceed \$12.00 per day per patient; such basis shall include the cost of room, board, medicine and anesthetics, etc., and there shall not be expended on any one case a greater sum than one hundred twenty dollars.

Provided, further, that the board may in extreme cases approve further expenditures but the county shall not be liable for additional sums unless authorization by the board is first secured. The appropriation made shall be for the fiscal year 1967-1968.

Total, Item 22\$ 21,150.00

Item 23. County Agent, Salary Supplement\$ 600.00

Steno Service—County Agent & Home Agent 876.00

Boys' & Girls' 4-H Club Work 600.00

Assistant County Agent Supplement 300.00

	Telephone County Agent	150.00
	Extra Steno Help, Home Demo. Agent	280.00
	Demonstration Agent Sup. Salary	240.00
	Telephone	150.00
	Womens' club Work and Demonstration Ma- terials	250.00
	Assoc. Home Agent Part Salary	400.00
	Asst. County Agents' Salary Supplement	400.00
	Clerical Assistance, Home Agent	360.00
	Total, Item 23	\$ 4,606.00
Item 24.	Kingstree National Guard	\$ 750.00
	Hemingway National Guard	750.00
	Junior Homemakers	100.00
	Vocational Rehabilitation	1,500.00
	Williamsburg County Library Com.	3,000.00
	Lanes Airport	1,500.00
	Industrial Development	3,000.00
	Technical Education	1,500.00
	County Ambulance Service Subsidy	14,400.00
	Kingstree Rural Fire Dept. Dues	250.00
	<i>Provided, the applicants for Technical Education shall be first approved by the Superintendent of Education and no applicant shall receive more than one hundred fifty dollars.</i>	
	Total, Item 24	\$ 26,750.00
Item 25.	Williamsburg County Memorial Hospital	\$ 25,000.00
	Total, Item 25	\$ 25,000.00
Item 26.	Drainage Survey	\$ 5,000.00
	Total, Item 26	\$ 5,000.00
Item 27.	County Registration Board	\$ 5,000.00
	Total, Item 27	\$ 5,000.00
	GRAND TOTAL	\$598,006.00
	Less Estimated Revenues	\$413,500.00
	Amount to be raised by taxation	\$184,506.00

SECTION 2. The supervisor and county commissioners are hereby prohibited from issuing any pay checks to any of the magistrates of Williamsburg County until such magistrates have filed with them statements of the names of persons for whom such warrants have been issued during the previous quarter and the disposition of each case, and a receipt from the county treasurer for fines and costs collected by the magistrates during the previous quarter.

SECTION 3. The county attorney shall give legal advice to all county officers, including the Grand Jury, on any subject affecting the county and, should he fail to give such advice, the amount appropriated for his services shall not be paid to him by the county treasurer.

SECTION 4. All revenues accruing to the county not otherwise appropriated shall be deposited or invested by the treasurer as a sinking fund for the payment of principal and interest of the county bonded indebtedness and such investments or deposits shall be guaranteed by bond of indemnity or other adequate security to be passed on by the board of county commissioners.

SECTION 5. The appropriations made in this act shall be for the specific purposes designated herein, and for no other except upon the written consent of a majority of the members of the Williamsburg County Delegation in the General Assembly. No overdrafts shall be made or created in any of the items set forth in this act, and in the event any such overdrafts are created the County of Williamsburg shall not be responsible for such overdrafts and the same shall be void insofar as the county is concerned.

SECTION 6. The salaries paid to the county officers as hereinabove fixed shall be in lieu of all fees, commissions, etc.

SECTION 7. All county officers, before making purchases of books or stationery and all other supplies, shall so notify the county board of commissioners in writing and receive the commissioners' approval. Copies of such requests and their approval shall be kept on file in the respective offices. All supplies of every kind, nature and description whatsoever shall be made only upon competitive bids except purchases at one time which shall cost not more than one hundred dollars. *Provided*, that the county board of commissioners shall not approve payment of any voucher for the purchase of any article of any kind by any agency or department unless such purchase has

first been authorized by authority of the county board of commissioners.

SECTION 8. The road machinery, plows, equipment, etc., to be purchased by the County of Williamsburg, from funds herein appropriated, shall be bought upon competitive sealed bids after two weeks' advertisement for such bids in some newspaper best circulated to give notice to the trade, or by letters to competitive bidders, which also shall designate the time and place at which the bids will be opened, and the bids shall be publicly opened at the time and place designated in such advertisement. The lowest bid meeting the required specifications shall be accepted or all bids rejected.

SECTION 9. The disbursements, expenditures and actions authorized by the Williamsburg County Legislative Delegation during the fiscal year 1966-1967, in connection with the operation of the county departments and agencies thereof, are hereby validated and declared to be legal and binding acts of the officials of the county who acted in pursuance thereof.

SECTION 10. No officials of the county shall obligate the county for the repayment of any loan without the approval of the legislative delegation.

SECTION 11. This act shall take effect upon approval by the Governor.

Approved the 15th day of June, 1967.

(R539, H1859)

No. 868

An Act To Make Supplemental Appropriations For Williamsburg County For The Fiscal Year 1966-1967 From The General Fund Of The County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. There is hereby appropriated from the General Fund of Williamsburg County, as a supplemental appropriation for the fiscal year 1966-1967, the following:

Roads and bridges	\$ 2,000.00
Jurors and witnesses	240.00
Lunacies	800.00

Public buildings—repairs	3,334.84
Books, printing, supplies	500.00
Miscellaneous contingent	5,051.84
Jail—dieting prisoners	1,200.00
Liability insurance—sheriff	38.00
Radio service—sheriff	255.77
Retirement—county's portion	1,400.00
Workmen's Compensation	78.61
Remodel county agent building and portion of magis- trate's office	1,700.00
Total	\$ 16,599.06

SECTION 2. This act shall take effect upon approval by the Governor.

Approved the 20th day of June, 1967.

(R96, H1305)

No. 869

An Act To Make Supplemental Appropriations For York County For The Fiscal Year 1966-1967 From The General Fund Of The County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. There is hereby appropriated from the General Fund of York County, as a supplemental appropriation for the fiscal year 1966-1967, the following :

Item 2—Maintenance of Prison Camp	\$ 5,000.00
Item 4—Maintenance, Jail	2,000.00
Item 6—Jurors and Witnesses	6,000.00
Item 18—Postage and metering machine and photostat machine	1,500.00
Item 20—Retirement Fund, Social Security for county employees and Police Officers' Retirement System	10,000.00
Item 23—Juvenile and Domestic Relations Court of York County Supplies and expenses	2,500.00)
) 2,800.00
Foster Home expenses	300.00)

Item 25—Ambulance service	14,000.00
Item 26—Contingent Fund	10,000.00
	<hr/>
Total	\$51,300.00

SECTION 2. This act shall take effect upon approval by the Governor.

Approved the 1st day of March, 1967.

(R323, H1694)

No. 870

An Act Making Supplemental Appropriations For York County For The Fiscal Year 1966-67.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The following supplemental appropriations are hereby made from the general fund of York County for the purposes shown for the fiscal year 1966-67 :

Maintenance of county roads	\$ 30,000.00
Improvements to parking lot,	
County Court House	3,500.00
Contingent fund	5,000.00
	<hr/>

Total\$ 38,500.00

SECTION 2. This act shall take effect upon approval by the Governor.

Approved the 3rd day of May, 1967.

(R463, H1852)

No. 871

An Act To Increase The Membership Of The Board Of Trustees Of The York County Hospital From Fourteen To Fifteen And To Provide For The Appointment And Term Of The Additional Member.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Membership increased.—Notwithstanding the provisions of Act No. 1155 of 1960, as amended by Act No. 673 of

1961, and in addition to the membership provided by such acts for the Board of Trustees of York County Hospital the Board shall include one additional member.

SECTION 2. Additional member designated.—The additional member shall be Dr. W. R. Sims who shall serve as a lifetime member of the Board.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 7th day of June, 1967.

(R597, H2021)

No. 872

An Act To Authorize The Board Of Trustees Of York School District No. 1 Of York County To Issue General Obligation Bonds Of The School District Within The Applicable Constitutional Debt Limit Of The District For The Purposes Enumerated Herein, To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which The Proceeds May Be Expended, And To Make Provision For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings.—The General Assembly takes note of the continued growth of the school population of York School District No. 1 of York County, the State of South Carolina (hereinafter called the school district) and has therefore determined to empower the Board of Trustees of York School District No. 1 of York County (hereinafter called the trustees) to provide additional public school facilities for the school district to raise therefor such sums as may be needed to defray the costs of acquiring the needed additional public school facilities through the sale of bonds authorized by this act without an election. School facilities shall include portable classrooms, enlarging, remodeling and renovation of present buildings, building sites, new construction and equipment for new and existing buildings.

SECTION 2. Payment.—The trustees are hereby authorized and empowered to issue general obligation bonds of the school district (without the necessity of holding an election) either as a single issue, or from time to time as several separate issues, on such occasions

prior to December 31, 1970, as the trustees shall determine and such amounts as shall, on the occasion of the issuance of any bonds, be within the constitutional debt limitation applicable to the school district, for the purposes set forth in Section 1.

SECTION 3. Payment further.—All bonds issued pursuant to this act shall mature in such annual series or installments as the trustees shall provide for, except that the first maturing bonds of any issue shall mature not later than three years from the date as of which they shall be issued; not less than one per cent of any issue shall mature in any year; and no bond shall mature later than twenty-five years from the date as of which it shall be issued.

SECTION 4. Redemption.—Any bond issued pursuant to this act may be issued with a provision for its redemption prior to its stated maturity at par and accrued interest, plus such redemption premium as may be prescribed by the trustees, but no bond shall be redeemable before maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of the bonds, provision shall be made specifying the manner of call and the notice thereof that must be given.

SECTION 5. Form.—The bonds issued pursuant to this act shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of York County upon such conditions as the trustees may prescribe. When so registered, all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 6. Denominations and place of payment.—The bonds issued pursuant to this act shall be in such denomination and shall be made payable at such places, within or without the State, as the trustees shall prescribe.

SECTION 7. Interest.—Bonds issued pursuant to this act shall bear interest at rates to be determined by the trustees.

SECTION 8. Execution.—The bonds, and the coupons to be thereunto attached, shall be executed in such manner as the trustees shall by resolution prescribe.

SECTION 9. Sale.—Bonds issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their

respective deliveries. All bonds authorized by this act shall be sold at public sale, after public advertisement of the sale in a newspaper of general circulation in South Carolina. The published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 10. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the school district shall be irrevocably pledged and there shall be levied annually by the Auditor of York County, and collected by the Treasurer of York County, in the same manner as county taxes are levied and collected, a tax without limit on all taxable property in the school district sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking funds as may be necessary therefor.

SECTION 11. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Section 65-4.1, Code of Laws of South Carolina, 1962.

SECTION 12. Payment and use of proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of York County, to be deposited in a bond account fund for the school district, and shall be expended and made use of by the trustees as follows:

(a) Any accrued interest shall be applied to the payment of the first installment of interest to become due on the bonds.

(b) Any premium shall be applied to the payment of the first installment of principal of the bonds.

(c) The remaining proceeds shall be used to defray the cost of issuing the bonds authorized hereby and to pay the cost of additional school facilities of the sort authorized by Section 1.

(d) If any balance remain, it shall be held by the Treasurer of York County in a special fund to be used to effect the retirement of bonds authorized hereby.

SECTION 13. Powers of trustees.—The powers and authorization hereby conferred upon the trustees shall be in addition to all other powers and authorizations previously vested in the trustees and may be availed of pursuant to action taken at any regular or special meeting of the trustees.

SECTION 14. No election required.—No election is prescribed as a condition precedent to the issuance of the bonds and no action other than that prescribed herein need be taken to effect the issuance of the bonds, nor shall the trustees be required to obtain the approval of any public agency to any action taken pursuant to the authorizations of this act.

SECTION 15. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of June, 1967.

(R705, H2093)

No. 873

An Act Making Supplemental Appropriations For York County For The Fiscal Year 1966-1967.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The following supplemental appropriations are hereby made from the General Fund of York County for the purposes shown for the fiscal year 1966-1967:

Ambulance Service	\$ 6,500.00
Retirement Fund, Social Security for county employees, and police officers' retirement system	11,000.00
Total	\$ 17,500.00

SECTION 2. This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R710, H2095)

No. 874

An Act To Appropriate Sixty-Five Thousand Dollars For The Purpose Of Paying For And Repairing Equipment To Be Used In Road Maintenance In York County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Funds appropriated for road improvement—York County.—Notwithstanding the provisions of Section 33-1926

of the 1962 Code, as amended, there is hereby appropriated to the Governing Body of York County an additional amount not to exceed sixty-five thousand dollars. Such funds shall be derived from the accumulated one-cent per gallon gasoline tax remitted to York County. Such funds shall be used for paying for and repairing equipment to be used in road maintenance in York County, and such sum shall be retained by the Treasurer of York County until approval for disbursement is made by the Governing Body of York County. Equipment now owned by the county may be used as trade-in allowances in the purchasing of new equipment at the discretion of the Governing Body of York County.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of July, 1967.

(R741, H2094)

No. 875

An Act To Provide For The Appropriation From The General Fund Of York County An Amount Not To Exceed Forty-Five Thousand Five Hundred Eighty-Seven Dollars And Fifty Cents For The Purpose Of Improving The Rock Hill Municipal Airport.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Funds appropriated — Rock Hill Airport Commission.—There is hereby appropriated from the General Fund of York County an amount not to exceed forty-five thousand five hundred eighty-seven dollars and fifty cents, payable to the Rock Hill Airport Commission, for the purpose of constructing a fifteen hundred foot by one hundred foot extension to the existing runway, strengthening the existing thirty-five hundred foot by seventy-five foot runway, widening the existing runway to one hundred feet and for additional land acquisition, the sum so appropriated to be retained in the hands of the Treasurer of York County until proper vouchers have been submitted by the Rock Hill Airport Commission and approved by the county board of directors; *provided*, no disbursement shall be made as to the improvements above-mentioned except for portions of work or improvement completed; *provided*, further,

that none of the above appropriated amount shall be disbursed unless other funds sufficient, when added to the amount appropriated herein, to finance the total cost of the purpose stated herein is available from the City of Rock Hill, the State of South Carolina and the United States Government.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 5th day of July, 1967.

(R788, H2108)

No. 876

An Act To Provide For The Levy Of Taxes For York County For The Fiscal Year Beginning July 1, 1967, And Ending June 30, 1968, For School, County And Other Purposes; To Direct The Expenditure Thereof; To Prescribe The Powers, Duties And Authorities Of Various Officials Of The County; To Authorize And Direct the County Treasurer To Transfer Certain Funds; And To Authorize The York County Board Of Directors To Borrow And The York County Sinking Fund Commission To Lend Certain Money And To Provide For The Repayment Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. For the fiscal year beginning July 1, 1967, the following sums of money, if so much be necessary, are hereby appropriated from the General Fund of the Treasury of York County to meet the ordinary expenses of the county as hereinafter indicated:

Item 1. Supervisor and County Board of Directors:

Salaries:

Supervisor	\$ 8,250.00
Clerk	4,678.00
Assistant Clerk	4,450.00
Five directors, one hundred twenty dollars each per month	7,200.00
Service and supplies	1,400.00
Directors' travel expense, not to exceed \$25.00 per month each	1,500.00
Trash dumps	10,000.00

Provided, the County Supervisor and the County Board of Directors shall acquire and locate sites for trash-garbage dumps based on factors of population, non-municipal territory to be served, and such other factors as shall be pertinent for use by residents of York County for trash-garbage dumping, and the County Supervisor and County Board of Directors may expend for such acquisition, purchase of equipment and for maintenance of such sites not to exceed the sum of \$10,000.00.

Total, Item 1\$ 37,478.00

Item 2. County Prison Farms:

Salaries:

Superintendent\$ 5,200.00

Six guards at a minimum of \$300.00 per month and not to exceed \$375.00 per month each 25,000.00

Provided, that board and lodging shall be furnished in addition to salaries above.

Maintenance of Prison Camp 50,000.00

Maintenance of County Roads 135,000.00

Provided, that not more than one-half of the above two appropriations shall be obligated or spent prior to January 1, 1968.

Nine patrol operators at \$375.00 per month each 40,500.00

Supervisor—travel for actual mileage driven on county business at 9¢ per mile, if so much be necessary 2,000.00

Provided, all county equipment shall be kept at the prison camp at night, on Sundays and holidays, and at all other times when not in actual use on county work except when in the opinion of the Supervisor it is more feasible to leave same at job sites.

Provided, further, that it shall be unlawful for any person not an inmate or any person not employed directly at the prison camp to eat any meals at or carry away any food from the York County Prison Camp, and it shall be the duty of the superintendent of the chain gang to en-

force this provision. Any violation of this provision shall be deemed a misdemeanor and punishable by a fine not exceeding one hundred dollars, or imprisonment for not exceeding thirty days.

Total, Item 2	\$257,700.00
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Item 3. Sheriff's Office:

Salaries:

Sheriff	\$ 8,250.00
Chief Clerk	4,400.00
Clerk	3,940.00
Expense, outside county	1,000.00
Gas, oil, upkeep auto and radio	1,500.00
Office supplies, phone, box rent	1,000.00
Salaries, expenses and equipment for county police operation	183,000.00
Radio and jail services—City of Clover	1,500.00
Radio and jail services—City of Ft. Mill	1,500.00
Radio and jail services—City of York	1,500.00

Provided, the Sheriff of York County is authorized and empowered to appoint and employ twenty county policemen to serve under his direction and supervision, and each of the county policemen shall be paid a monthly salary as follows: new employee, first six months, \$370.00; employee, after six months and less than one year, \$400.00; employee, after one year and less than five years, \$460.00; employee, after five years and less than ten years, \$475.00; employee, after ten years, \$490.00. In addition thereto the sheriff shall appoint and employ a captain of the York County Police, who shall be second in command of the county police, and who shall be paid a monthly salary of \$570.00. The captain shall have supervision and control of the county police and all personnel of the York County Police Department in the event of the absence or inability of the sheriff to act for any reason. *Provided*, further, the Sheriff of York County shall appoint and employ one clerk

to assist in the administrative and clerical work connected with the department and perform such other duties as may be assigned to him. *Provided*, further, that the sheriff shall be allowed to give credit for experience in other law enforcement in computing time in grade.

Provided, further, that the sheriff may pay to each deputy sheriff the sum of \$50.00 per month as expenses.

Provided, further, an officer shall serve primarily as liaison officer between the sheriff's office and the Juvenile and Domestic Relations Court of York County; *provided*, further, the Sheriff of York County may designate and appoint one officer of his present staff as sergeant, with additional compensation of \$10.00 per month, to serve as detective with his office, and may designate and appoint one officer of his present staff as lieutenant, with additional compensation of \$45.00 per month, to serve as detective, identification officer and special detail officer with his office.

Total, Item 3\$207,590.00

Item 4. County Jail:

Salary, Jailor	\$ 3,940.00
Salary, part-time Jailor, if so much be necessary	1,800.00
Dieting prisoners at one dollar twenty-five cents per day	8,750.00
Maintenance and supplies	3,000.00
Repairs	700.00

Total, Item 4\$ 18,190.00

Item 5. Maintenance of Courthouse, Agriculture Building and Rock Hill Office Building\$ 50,000.00

Provided, no janitor or janitor's assistant shall be paid more than \$52.00 per week.

Provided, further, that prison labor shall be used where feasible during the daylight hours, except Sundays.

Provided, further, there may be one superintendent for the County Courthouse, Agriculture Building, Rock Hill Office Building and the office buildings in Clover and Fort Mill, at a salary not to exceed \$5,200.00, and one helper for the primary buildings.

Provided, further, that the expenditures herein shall be under the supervision of the supervisor and the board of directors, or a majority thereof.

Total, Item 5	\$ 50,000.00
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Item 6. Clerk of Court's Office:

Salaries:

Clerk of Court	\$ 8,900.00
Register of deeds	5,920.00
First Deputy Clerk	4,678.00
Second Deputy Clerk	4,470.00
Clerk	3,940.00
Clerk	3,940.00
Clerk	3,940.00
Service and supplies	16,000.00
Jurors, witnesses and bailiffs, and court crier	40,000.00

Provided, jurors shall receive ten dollars per day and mileage allowed by law; witnesses, two dollars per day and mileage; and bailiffs, twelve dollars per day, except that one chief bailiff shall be designated who shall receive fifteen dollars per day; and no federal, state or municipal official or employee shall receive any compensation from the county for appearing as a witness in any court in York County.

Provided, further, that jurors reporting on opening day of general sessions court for the purpose of seeking relief from jury duty shall receive no mileage or per diem. *Provided*, further, the clerk of court shall not receive any additional pay for services as Clerk of the Juvenile and Domestic Relations Court of York County.

Provided, further, that it shall be the duty of the deputy clerk designated as register of deeds to

record all deeds, mortgages, chattel mortgages, contracts of purchase and sale, leases and similar instruments (exclusive of papers filed or to be recorded in civil actions) only after the fees for recording same have been paid, including any necessary State and Federal Revenue Stamps.

Total, Item 6\$ 91,788.00

Item 7. Auditor's Office:

Salaries:

Auditor\$ 3,444.00

First Deputy Auditor 4,678.00

Clerk 3,940.00

Clerk (not to exceed) 3,700.00

Clerk, Rock Hill (part-time) 950.00

Services and supplies 1,450.00

Equalization Board 2,600.00

Mapping Section:

Salaries:

Mapping Director 5,200.00

Assistant or assistants to Mapping Director (not
to exceed) 4,000.00

Clerk 3,940.00

Supplies and mileage 1,000.00

Total, Item 7\$ 34,902.00

Item 8. Treasurer's Office:

Salaries:

Treasurer\$ 3,444.00

Deputy Treasurer 4,678.00

Assistant Deputy Treasurer 4,678.00

Clerk 4,470.00

Revolving Fund 100.00

Services and Supplies 1,350.00

Equipment, Rental and Supplies 725.00

Provided, that all fees collected by the Treasurer
by virtue of his office shall be turned in to the
general fund of the county.

Total, Item 8\$ 19,445.00

Item 9. Judge of Probate's Office:

Salaries:

Judge of Probate	\$ 8,250.00
Clerk	4,678.00
Clerk	4,450.00
Office supplies, premium on bond, stamps, box rent and telephone	2,800.00

Total, Item 9\$ 20,178.00

Item 10. Tax Collector's Office:

Salaries:

Tax Collector	\$ 4,000.00
Deputy Tax Collector	4,000.00
Clerk	4,450.00
Bond for Tax Collector, Deputy and Clerk	270.00
Stationery, services, supplies, box rent and postage	800.00

Total, Item 10\$ 13,520.00

Item 11. County Veterans' Service Office:

Service Officer	\$ 6,200.00
Clerk	3,940.00
Clerk	3,940.00
Expenses, Service Officer	3,250.00

Total, Item 11\$ 17,330.00

Item 12. Coroner's Office:

Salary, Coroner	\$ 2,100.00
Expenses of inquests, office supplies and services	600.00

Total, Item 12\$ 2,700.00

Item 13. Department of Public Welfare:

Emergency Relief—including care of homeless children	\$ 7,000.00
Telephones	1,700.00
Assistant Clerk for purpose of investigating ap- plicants for free school lunch	1,200.00
Supplement to County Board Members	1,800.00

Mileage at nine cents per mile for one child welfare worker	700.00
Food Stamp Program	14,450.00
Total, Item 13	\$ 26,850.00
Item 14. Hospitalization:	
For charity patients, Divine Savior Hospital ..	\$ 4,000.00
<i>Provided</i> , that all of this fund shall be used for charity cases in York County and that an itemized statement of the cost of each case shall be sent quarterly to the Board of County Directors.	
Post mortems, inquests, lunacies and dental work	1,000.00
County physician or physicians to be employed by the Supervisor and County Directors	1,000.00
Total, Item 14	\$ 6,000.00
Item 15. National Guard:	
Rock Hill Company	\$ 600.00
York Company	600.00
Fort Mill Company	600.00
Clover Company	600.00
Bn. Headquarters, Rock Hill	600.00
Total, Item 15	\$ 3,000.00
Item 16. Magistrates and Constables:	
Magistrate, Bethel-Kings Mountain Townships	\$ 2,750.00
Telephone, Magistrate, Bethel-Kings Mountain Townships	150.00
Magistrate, Bullock Creek-Broad River Townships	1,700.00
Office Rent, Bullock Creek-Broad River Townships	120.00
Telephone, Magistrate, Bullock Creek-Broad River Townships	80.00
Magistrate, York-Bethesda Townships	2,750.00
Telephone, Magistrate, York-Bethesda Townships	125.00
Office rent—York-Bethesda Townships	240.00

Magistrate—Catawba-Ebenezer Townships . . .	3,700.00
Constable, Catawba-Ebenezer Townships . . .	3,540.00
Deputy Constable, Catawba-Ebenezer Townships . . .	2,000.00
<i>Provided</i> , the Deputy Constable shall devote his time to warants issued in connection with worthless checks.	
Clerk, Catawba-Ebenezer Townships	3,940.00
Part-time Clerk, Catawba-Ebenezer Townships, not to exceed	1,800.00
Telephone, office expenses, Magistrate, Catawba-Ebenezer Townships	2,500.00
Magistrate, Fort Mill Township	2,750.00
Constable, Fort Mill Township	1,700.00
Telephone, Magistrate, Fort Mill Township . .	125.00
Maintenance and janitor service, Magistrate's office—Fort Mill	300.00
Maintenance and janitor service, Magistrate's office—Clover	300.00
<i>Provided</i> , salaries above shall be paid in twelve equal monthly installments.	
<i>Provided</i> , further, that the magistrates' reports required by law shall be made under oath.	
Dieting prisoners in custody of magistrates other than in county jail, not to exceed fifty cents per meal for each person, or a total of \$1.50 per day for meals served	
	2,000.00
Bond for magistrates and constables	125.00

Total, Item 16 \$ 32,695.00

Item 17. Farm and Youth Work:

Demonstration material for Home Demonstration Agent and assistant	\$ 100.00
4-H Work, Extension Service Officer	400.00
York County Artificial Breeding Association . .	3,000.00
County Farm Agent	330.00
Telephone, Extension Service Officer	412.00
Home Demonstration Agent	300.00
Clerical help, Farm and Home Agent	660.00

Demonstration material, Home Demonstration Agent 50.00

Provided, that the sum appropriated for York County Artificial Breeding Association shall not be further supplemented by county funds.

Total, Item 17\$ 5,252.00

Item 18. General County Expenses:

Telephone, Highway Patrol stationed in York County\$ 1,000.00
 Annual county audit 5,500.00
 County Attorney 3,600.00
 County Attorney, expense 200.00
 Circuit Court, office expense (not to exceed \$200.00 per month) 2,400.00
 Secretary to Delegation, at \$55.00 per month .. 660.00
 Insurance for county employees at \$4.80 per year 480.00
 Postage and metering machine and photostat machine 4,500.00
 Rescue Squad—Clover 250.00
 Rescue Squad—Fort Mill 250.00
 Rescue Squad—Rock Hill 250.00
 Rescue Squad—York 250.00
 York County Civil Defense 7,000.00
 Economic Opportunity Program 5,000.00
Provided, no portion thereof may be used directly or indirectly as salary supplement.
 Mental Health Clinic 22,571.00

Total, Item 18\$ 53,911.00

Item 19. For care of indigent York County residents who are residing in nursing homes\$ 8,000.00
 Medicine for indigent York County residents who are residing in nursing homes 1,200.00

Total, Item 19\$ 9,200.00

Item 20. Retirement Fund, Social Security for county employees, and police officers' retirement system \$ 61,000.00

Total, Item 20\$ 61,000.00

Item 21. Board of Health	\$ 44,128.00
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Total, Item 21	\$ 44,128.00
Item 22. Probation Officer:	
Secretarial help	\$ 2,250.00
Secretarial help, Rock Hill office	600.00
Telephone	350.00
Office supplies	50.00
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Total, Item 22	\$ 3,250.00
Item 23. Juvenile and Domestic Relations Court of York County:	
Salaries:	
Judge	\$ 12,370.00
Chief Probation Counselor	6,142.00
Probation Counselor, male	5,813.00
Probation Counselor, female	5,236.00
Secretary and Court Recorder	4,670.00
Clerk and Court Recorder	4,500.00
Supplies and expenses	4,500.00
Mileage	1,500.00
Foster Home Care	500.00
Out-of-County mileage and expenses	900.00
<i>Provided, in lieu of mileage and expenses, the employees shall receive monthly the sum indi- cated; Judge, \$50.00; Chief Probate Counselor, \$25.00; Probate Counselor, male, \$25.00; Pro- bate Counselor, female, \$25.00.</i>	
<i>Provided, the Judge of this court may authorize use of a part of any specific salary to pay a part time worker when the position is not filled with a full time employee.</i>	
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Total, Item 23	\$ 46,131.00
Item 24. York County Technical Education Center ...	\$ 49,526.00
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Total, Item 24	\$ 49,526.00
Item 25. Ambulance Service	\$ 35,000.00
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Total, Item 25	\$ 35,000.00

Item 26. Registration Board\$ 10,000.00

Total, Item 26\$ 10,000.00

Item 27. Contingent Fund\$ 25,000.00

Provided, the money above appropriated for Items 26 and 27 shall be used only for such purposes as authorized by a majority of the legislative delegation at a regularly called meeting.

Provided, further, that the authorizations for Item 27 shall be numbered consecutively, and kept on file in the office of the supervisor, or such offices as a majority of the legislative delegation may direct, and the orders or authorizations shall require ratification at the next ensuing session of the General Assembly.

Total, Item 26\$ 25,000.00

GRAND TOTAL\$1,181,764.00

Provided, the amounts herein provided for salaries of the sheriff, treasurer and clerk of court shall be in lieu of all fees, and the amounts herein provided shall be the salaries of such officers for all their services for the fiscal year beginning July 1, 1967.

For the purpose of meeting the appropriations herein made, the following receipts of York County are hereby allocated for such purposes, together with all other income not specifically allocated to other purposes. It is estimated that the following special revenue will accrue to the county during the fiscal year 1967-1968:

Insurance Commission Fees	\$ 94,000.00
Fines, Fees and Licenses	190,000.00
Beer and Wine Tax	29,500.00
Whiskey Tax	120,000.00
Bank Tax	16,000.00
Service Officer	7,044.00
Income Tax	216,000.00

Delinquent Taxes	78,220.00
1-Cent Gasoline Tax	125,000.00
Total	<u>\$875,764.00</u>

Estimated amount to be otherwise provided ... \$306,000.00

To further meet the appropriations contained herein, the auditor is authorized and directed to levy a tax of nine mills upon the property of York County, and the treasurer is directed to collect the same, and to credit the proceeds to the several purposes for which appropriations are herein made. *Provided*, the levy for school textbooks in York County for the fiscal year 1967-1968 shall be two mills.

SECTION 2. The York County Legislative Delegation is defined as the four members of the South Carolina House of Representatives from York County and the Senator of the South Carolina General Assembly residing in York County, the total of the delegation being five in number.

SECTION 3. Notwithstanding the provisions of local acts affecting the County of York and contemplating possible action by the York County Legislative Delegation or a majority thereof, whether or not such acts include the phrase "including the Senator" or substantially similar language, such action shall be effective when done by a majority of the York County Legislative Delegation as defined by Section 2 of this act.

SECTION 4. The purchase of gasoline, oil and food for the use of the prison farm shall be made in wholesale quantities.

SECTION 5. The appropriations herein provided shall not in any case be exceeded, and any contracts which may be made which in any manner provide for the expenditures of funds in excess of those provided herein shall not be binding upon York County, and it is specifically provided that any person selling supplies or other commodities or rendering service to the county is charged with the duty of ascertaining in advance whether or not the appropriations for that purpose are sufficient to pay the same; *provided*, that no revenue to be derived from any levy or appropriation made herein shall be expended or pledged prior to the beginning of the fiscal year 1967-1968. Any official violating the provisions of this section shall be liable under his bond.

SECTION 6. No money appropriated for any specific purpose under the provisions of this act shall be used for any other purpose than that named, without the written consent of a majority of the York County Legislative Delegation, obtained at a regularly called meeting.

SECTION 7. Any amount appropriated in this act may be discontinued at any time by order of a majority of the York County Legislative Delegation, obtained at a regularly called meeting.

SECTION 8. In lieu of all countywide taxes now levied for school purposes, except those taxes levied for free textbooks and hot lunches, the auditor shall levy a tax of twenty mills to be used for the following purposes and distributed in the following manner: the proceeds from ten mills shall be distributed to all school districts in proportion to the ratio which each school district State aid for school teachers' salaries bears to the total school teachers' State aid for salaries in the county; the proceeds from ten mills shall be distributed to each high school or high school district in proportion to the ratio each high school or high school district's enrollment bears to the high school enrollment in the county.

Provided, however, that enrollment in parochial school or State-owned and operated schools shall not be counted and shall not be allowed the use of any of the proceeds of the tax imposed in this section.

Provided, further, that no school district shall impose a levy of more than ten mills on the property within the district, except to provide for the payment of interest on and retirement of bonded indebtedness, except upon the written approval of a majority of the York County Legislative Delegation, obtained at a regularly called meeting.

Provided, further, that the appropriations contained in this section shall be paid from the countywide tax for ordinary school purposes:

Salary—Clerk	\$ 3,940.00
Salary—Librarian for School Textbooks	4,678.00
Travel for Attendance Supervisor—actual mileage driven on county business @ 9¢ per mile, if so much be necessary	800.00
Telephone, postals, box rent and office supplies	600.00
Handling School Lunch commodities—to be hauled on contract basis, if so much be needed..	6,000.00

Expenses—County Board of Education	720.00
Supplement—Administrative Secretary—County Board of Education	500.00
Supplement to State Funds—School Lunch Program	1,500.00
Travel—Administrative Secretary—County Board of Education, actual mileage on county business @ 9¢ per mile, if so much be necessary	400.00
Total	\$ 19,138.00

The appropriations above made shall be in lieu of all shares in delinquent taxes collected.

SECTION 9. Necropsies—autopsies by the pathologist or his assistant at York General Hospital shall be an obligation of the county to be paid from the Contingent Fund of the county whenever such are requested by the county sheriff (or captain in his office) and by the county coroner (or the assistant coroner).

SECTION 10. The county supervisor and the county board of directors, or a majority thereof, are hereby empowered to borrow in anticipation of the revenue hereinabove provided any sum not exceeding the amount appropriated and to not only pledge the revenue hereinabove provided but to pledge the full faith and credit of York County for the repayment of the same. The money shall be borrowed from the York County Sinking Fund Commission at a rate of interest not exceeding three per cent and shall be payable at such time and in such sums as is convenient to the county board of directors and the sinking fund commission, and the sinking fund commission is hereby directed to make such loans. *Provided*, that the supervisor and the county board of directors first obtain the written approval of such loan by a majority of the county legislative delegation at a regularly called meeting of the delegation.

SECTION 11. All county offices in York County Courthouse shall observe as holidays: Christmas Day; the working day immediately preceding Christmas Day and the working day immediately following Christmas Day; New Year's Day; Labor Day; Thanksgiving Day; and July Fourth.

SECTION 12. All orders heretofore made by the legislative delegation, reported to and certified by the clerk of the board of directors,

arranged chronologically by date and numbered consecutively in such manner as to fully indicate to the delegation what orders were issued and authorized previously by the delegation, are hereby ratified and confirmed, and the appropriations therein contained are approved.

SECTION 13. The York County Board of Directors and the Supervisor, or a majority thereof, may in their discretion approve salaries and deductions pertaining thereto, as provided by law, of county employees by a list or lists rather than separately.

SECTION 14. No tax abatement shall apply to levies necessary to pay debt service of county bonds.

SECTION 15. Any employee or officeholder violating any provision in this appropriations act shall forfeit his or her position of employment of the office held.

SECTION 16. The York County Attorney shall represent all agencies, boards, officials and subdivisions in York County, except municipalities, school districts and the York County Natural Gas Authority, and all such subdivisions, agencies or county officials are hereby specifically prohibited from expending any funds for the employment of any other attorney or attorneys, *provided*, however, that in legal matters in which the county attorney requests authority to associate other counsel, and such authority is approved by the county board of directors, or agency, or subdivision of the county to which the legal matter is pertaining, funds may be expended as compensation for such associate counsel.

SECTION 17. An audit shall be made annually, with a copy to be furnished to each member of the York County Legislative Delegation, and a copy to be filed with the Clerk of Court of York County, of all agencies, boards, bureaus, commissions and school districts of York County, where their activities are not covered by the annual York County audit.

SECTION 18. The county auditor shall cause to be prepared a statement showing for what the proceeds of all taxes levied in York County are to be used. A sufficient number shall be printed and furnished to the Treasurer of York County who is hereby directed to place one in each tax notice mailed out of the treasurer's office.

SECTION 19. The tax collector may call on the sheriff or any deputy sheriff of the county, and any constable in the county, to render him such aid and assistance as may be necessary, which shall be rendered without other costs than those provided by law, in the ejectment of any occupant or tenant in possession of any property at any time when ejectment shall be lawful and proper in the discharge of his duty as such officer.

SECTION 20. No tort claim against York County shall be paid by the board of directors or the supervisor except on written approval of the county attorney.

SECTION 21. Jurors serving in magistrates' courts in the county shall be paid two dollars.

SECTION 22. The auditor of York County is authorized and directed to credit Bowaters Carolina Corporation with the sum of \$9,875.32 for this year, representing an overpayment in the immediately preceding year, occasioned by reduction of assessment due to State law relating to anti-pollution investment.

SECTION 23. There is hereby appropriated \$38,000.00 from the surplus funds derived from the two mill tax levy for free school textbooks and \$38,000.00 from the surplus funds derived from the two mill tax levy for free school lunches, the aforesaid funds to be retained in the respective accounts and to be available for temporary use for the original purposes for which imposed, the appropriations herein made to be distributed between January 1, 1968, and January 15, 1968, under the supervision of and as directed by the Administrative Assistant of the County Board of Education to the school districts of York County under the provisions hereinafter set forth; *provided*, that no school district may be the recipient of any of the monies herein appropriated unless the total district local tax levy for school operation and bonded indebtedness for school year 1967-1968 is at least fifty and one-half mills, and in the event a district shall fail to qualify as a recipient because of this provision, the portion of such monies for which the district would have otherwise qualified shall lapse and such sum so lapsed shall be credited equally to the accounts for free text books and free lunches.

The appropriated sum shall be distributed to the qualifying school district or districts as follows: There shall be distributed on a per pupil-in-average-daily-attendance basis the monies herein appropriated

until the sum of \$100.00 per pupil in average daily attendance is met for the various districts, and the balance of the monies herein appropriated shall be distributed on a per-pupil-in-average-daily-attendance basis until the sum of \$100.00 per pupil in average daily attendance is met for all pupils in all districts, and the balance, if any, shall then revert back to the accounts from which appropriated.

The number of pupils in average daily attendance for a particular district shall be based upon pupil average daily attendance for school year 1966-1967.

In determining whether or not a particular district may receive funds hereunder by not having income of \$100.00 per pupil in average daily attendance, and in determining the extent to which a district may be a recipient hereunder, there shall be added items A, B and C as hereinafter defined. Item A shall be the result of determining a particular district's total school income on an assumed 100 per cent collection of all local district taxes on the basis of a fifty and one-half mill levy imposed on the total assessed value of property within a district as of December 31, 1967, divided by the number of pupils in average daily attendance in such district for school year 1966-1967; item B shall be fifty cents, representing the poll tax; item C shall be the amount determined by dividing the sum of a particular district's portion of 1966-1967 school year funds derived from the ten mill county-wide tax levy distributed on the teacher aid formula by the number of pupils in average daily attendance in such district for school year 1966-1967.

SECTION 24. There is hereby imposed for the year 1967-1968 a tax levy of one-half mill upon all the taxable property in the county to be used for permanent improvements. All expenditures of monies derived from such tax levy shall be made upon the approval of a majority of the York County Legislative Delegation.

SECTION 25. The magistrate of Catawba-Ebenezer Township shall charge a fee of five dollars for the withdrawal of worthless check warrants, one-half of which shall be paid to the deputy constable, one-fourth of which shall be paid into the general fund of the county, and one-fourth of which shall be retained by the magistrate.

SECTION 26. This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R795, H2118)

No. 877**An Act To Create A Committee To Study The School System Of York County And To Report Its Findings.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Study committee for York County school system created.—There shall be appointed by the York County Legislative Delegation no later than July 15, 1967, a committee composed of citizens of York County to study school matters in York County, including, but not limited to, the feasibility of creating a single county school district and county financing for school purposes, the feasibility of a county minimum foundation plan, whether the local school boards shall have the authority to levy all district school taxes, and whether a proposed tax increase shall first be submitted to the people in a referendum for their approval or disapproval. The committee shall report the results of its study to the York County Legislative Delegation not later than January 15, 1968.

The committee shall meet as soon after appointment as practicable and elect a chairman and such other officers as it shall deem necessary.

Each member of the committee shall be paid ten dollars from the Contingent Fund of the county for attendance at a regularly called meeting of the committee. After organization of the committee, it shall meet at the call of the chairman or the petition of at least one-third of the members of the committee.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

(R804, H2119)

No. 878**An Act To Appropriate Two Hundred Fifty Thousand Dollars From The Gasoline Tax Allocated York County For Road And Street Paving.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. York County gasoline tax appropriated for roads and streets.—Notwithstanding any other provision of law, there

is hereby appropriated two hundred fifty thousand dollars from the surplus funds derived from the one-cent per gallon gasoline tax allocated to York County and remitted to the county treasurer for the purpose of road and street paving in York County. Such funds shall be retained by the county treasurer until authorization for disbursement thereof is made in writing by a majority of the York County Legislative Delegation. The treasurer may invest such funds in which event the income shall accrue to the county.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 12th day of July, 1967.

RULES AND REGULATIONS

Adopted Under General And Permanent Laws Of The State Of South Carolina

FILED IN THE OFFICE OF THE SECRETARY OF STATE AS OF
JULY 31, 1967

Published Pursuant to Section 1-16, Code of Laws
South Carolina, 1962

Supreme Court Rules	2055
Charleston County Council	2057
Chiropractic Examiners, Board of	2058
Clemson University	2058
Contractors Licensing Board	2067
Dairy Commission	2073
Education, State Board of	2083
Health, Board of	2094
Highway Department	2095
Insurance Commission	2098
Pollution Control Authority	2101
Public Service Commission	2121
Public Welfare Department	2144
Real Estate Board	2144
Securities Commission	2149
Tax Commission	2156
Wildlife Resources Department	2157

RULES AND REGULATIONS**RULES OF THE SUPREME COURT****Disciplinary Procedure**

(Filed in the office of Code Commissioner June 21, 1967)

IT IS ORDERED that the Rule on Disciplinary Procedure, adopted by this Court on May 31, 1958, be amended, effective September 15, 1967, as follows:

Section 2 is amended to read:

"2. Constitution, Appointment and Tenure of the Board of Commissioners on Grievances and Discipline.

"The said Board of Commissioners shall be appointed by this court and shall consist of one (1) member of the bar of this state from each of the Judicial Circuits of the State. The term of office of each member of the said Board shall be three years, or until a successor has been appointed, and shall begin on the first day of October next following his or her appointment, except that of the members first appointed, those from the First, Fourth, Seventh, Tenth and Fourteenth Circuits shall be appointed for terms of one year each and those from the Third, Sixth, Ninth and Twelfth Circuits for terms of two years each. Vacancy for any cause shall be promptly filled by appointment by this Court for the unexpired term. At the time of its initial appointments to membership, and each year thereafter, this Court shall designate one member as Chairman of the said Board of Commissioners and shall also designate a Secretary, who may, but need not, be a member of the said Board. Provided, however, should any member be engaged on a Panel at the expiration of his term, or his service is otherwise not completed, he shall continue to serve until completion of his work on the Board, at which time a successor shall be appointed who shall serve from the date of such appointment until the thirtieth day of the third September following his appointment."

Section 4 is amended to read:

"4. Misconduct Defined.

"Misconduct, as the term is used herein, means any one or more of the following:

"(a) violation of any provision of the oath of office taken upon admission to the practice of law in this state;

"(b) violation of any of the Canons of Professional Ethics as adopted by this court from time to time;

"(c) commission of a crime involving moral turpitude;

"(d) conduct tending to pollute or obstruct the administration of justice or to bring the courts or the legal profession into disrepute.

"(e) emotional or mental stability so uncertain, as in the judgment of ordinary men, would render a person incapable of exercising such judgment and discretion as necessary for the protection of the rights of others and/or their property or interest in property."

Section 7 is amended to read:

"7. Complaint

"A complaint, as the term is used herein, means a formal written complaint alleging misconduct on the part of a member of the Bar of this State, who shall be designated therein as the respondent. The complainant may be (1) any individual, firm or corporation; (2) the grievance committee of a regularly organized local bar association; or (3) a member of the Board of Commissioners as provided in Section 31 of this Rule. Such complaint shall not be accepted for filing unless it is

"(a) verified under oath of the complainant; or

"(b) signed by one or more members in good standing of the Bar of this State, as counsel for the complainant. Signature by such counsel shall constitute a representation that he or they (1) have investigated the charge of misconduct alleged in the complaint, (2) believe reasonable cause exists to warrant a hearing on said complaint, and (3) have accepted the responsibility of prosecuting the complaint to conclusion. When the grievance committee of a regularly organized local bar association is the complainant, verification of the complaint shall be by the chairman of that committee.

"By filing a Complaint with the Commission the Complainant places himself or herself under these Rules and submits himself or herself to the jurisdiction of the Court and the Board of Commissioners. Any Complainant who shall, without just cause or excuse, after Notice of a hearing duly given, fail to appear before the Panel at the time prescribed in said Notice, shall render himself or herself subject to taxation of costs incurred for such hearing and shall be deemed in contempt of this Court and punishable accordingly; and any Complainant found by the Board, or any Panel hearing a Complaint, to have filed a Complaint without just cause or excuse or to be otherwise motivated by malice or reason contrary to the spirit of this Rule, shall likewise be in contempt of this Court and punishable accordingly. If such Complainant be a lawyer he shall be subject to Complaint against him for misconduct.

"Whenever a Complaint charges a Respondent with misconduct because of practicing law when not capable of exercising the discretion and judgment necessary as provided by Sec. 4 (e), the Secretary shall forward with the copy of the Complaint mailed in accordance with this Rule, a Notice to Respondent that a Guardian ad Litem must be, within twenty days, appointed in his behalf by the Clerk of the Court on Petition by Respondent or someone in behalf of Respondent, and in the event Respondent fails to have a Guardian ad

Litem so appointed, the Commission will petition the Clerk of this Court for such appointment.”

Section 18 is amended to read:

“18. Proceedings Private Until Filed in Supreme Court.

“Unless and until otherwise ordered by this court, all proceedings and documents relating to complaints and hearings thereon and to proceedings in connection therewith shall be private, unless the respondent shall in writing request that they be public. All complaints shall be captioned ‘In The Matter Of’ (Name of respondent to be inserted); and except for the official records of the Board and of this court, all references to the respondent throughout any disciplinary proceeding under this Rule shall be by the use of the term ‘Anonymous’, unless and until this court shall otherwise order.

“No persons whomsoever in any way connected with a matter before the Board, including witnesses, counsel, counsel’s secretaries, Respondent, Board Members, Board employees, reporters or investigators, shall mention the existence of any such proceeding, nor disclose any information pertaining thereto or discuss any testimony or evidence therein except to persons directly involved, and then only to such extent as necessary for a proper disposition of the matter. Provided, however, any proceeding before the Board may be made public upon written request of the Respondent. Violation of this provision shall be deemed contempt of this Court and punishable as such. All persons attending any proceedings or taking part in any matter hereunder shall be advised of this provision upon the commencement thereof. All records and correspondence held by members of the Board at the conclusion of their respective terms of office shall be carefully screened by them. They shall deliver all essential records and correspondence, so held, to the Secretary for filing with the permanent records of the Commission, and destroy all non-essential records having no permanent or continuing effect.”

Section 34 is hereby repealed.

CHARLESTON COUNTY COUNCIL

Promulgated under authority of Section 14-351 et seq. of the 1962 Code
(Filed in the office of the Secretary of State February 13, 1967)

The following amendment has been approved and recommended by the Charleston County Planning Board at its meeting of January 16, 1967:

Amendment 1. That Section II, C, 5 of the Subdivision Regulations concerning final approval of a plat be amended by adding thereto the following:

The County will record the approved final plat of more than one (1) lot, and all roads and drainage easements dedicated thereon will automatically be placed in the County road system for maintenance unless it is specifically stated on the plat that the County is not obligated to maintain the road(s) or drainage easement(s).

CHIROPRACTIC EXAMINERS, BOARD OF

Promulgated under authority of Section 56-353 of the 1962 Code
(Filed in the office of Secretary of State November 4, 1966)

Section 18 of Rules and Regulations filed in the office of Secretary of State, January 28, 1955, is hereby amended to change as follows:

The members of the Board of Chiropractic Examiners shall receive an increase in Per diem allowance to \$20.00 per day and travel allowance to 10¢ per mile.

CLEMSON UNIVERSITY**Certification of seeds and plants**

Promulgated under authority of Section 3-442 of the 1962 Code
(Filed in the office of the Secretary of State December 17, 1966)

Those interested in the complete text of these rules and regulations should refer to the copy filed in the office of the Secretary of State.

SOUTH CAROLINA STATE CROP PEST COMMISSION**Imported Fire Ant Quarantine**

Promulgated under authority of Section 3-104 of the 1962 Code
Revised October 1, 1966

(Filed in office of the Secretary of State December 16, 1966)

It has been determined that an insect pest known as the imported fire ant has been found in certain areas in the State of South Carolina. In order to prevent the further spread of this injurious insect in South Carolina, the South Carolina State Crop Pest Commission by virtue of the authority vested in it by the State Crop Pest Commission Act of March 1912 hereby establishes a quarantine setting forth the name of the insect against which the quarantine is established, the regulated areas and the regulated articles, specifying the conditions governing shipments and the issuance of certificates or permits under which the regulated articles may be shipped.

1. **INSECT:** The insect known as the imported fire ant (*Solenopsis saevissima richteri* Forel) in any stage of development.
2. **QUARANTINED AREAS:**

Berkeley County. That portion of the county bounded by a line beginning at a point where Alternate U. S. Highway 17 intersects the Berkeley-Dorchester County line, and extending northeast along said highway to its junction with State Secondary Highway 9, thence east along said highway to its junction with State Secondary Highway 260; thence northeast along said highway to its junction with State Secondary Highway 395; thence east along an imaginary line to a point where the Seaboard Air Line Railroad intersects the West Branch of Cooper River; thence in a southerly direction along said river to its

junction with the East Branch of Cooper River; thence northeast along said river to its junction with Quenby Creek; thence southeast along said creek to its intersection with State Secondary Highway 98; thence northeast along said highway to its junction with State Secondary Highway 133 at Huger; thence southeast along said highway to its intersection with the Berkeley-Charleston County line; thence in a southwesterly and northwesterly direction along said county line to the point of beginning.

Charleston County. That portion of the county bounded by a line beginning at a point where U. S. Highway 78 intersects the Charleston-Dorchester County line and extending northeast along said county line to its junction with the Charleston and Berkeley County line, thence south and east along said county line to its junction with the Cooper River, thence a southerly direction along said river to its junction with the Wando River; thence northeast along the Berkeley-Charleston County line to its junction with State Secondary Highway 1032; thence southeast along said highway to its junction with U. S. Highway 17 at Awendaw; thence in a westerly direction along said highway to its intersection with State Primary Highway 165; thence northwest along said highway to its intersection with the Charleston-Dorchester County line; thence along said county line to the point of beginning.

Dorchester County. That portion of the county bounded by a line beginning at a point where State Primary Highway 165 intersects the Charleston-Dorchester County line and extending northeast along said highway to its intersection with the southern boundary of the corporate limits of Summerville; thence northeast along said corporate limits to its intersection with the Charleston-Dorchester County line; thence in a southeasterly, southerly and westerly direction along said county line to the point of beginning.

Horry County. That portion of the county bounded by a line beginning at a point where U. S. Highway 17 intersects the Intra-coastal Waterway, thence southwest along said waterway to its junction with the Horry-Georgetown County line at Bull Creek, thence north along the county line to its intersection with U. S. Highway 701, thence northeast along said highway to its junction with State Secondary Highway 237, thence northwest along said highway to its junction with State Secondary Highway 24, thence north along said highway to its junction with State Secondary Highway 97, thence east along said highway to its junction with State Secondary Highway 139, thence southeast along said highway to its junction with State Secondary Highway 66, thence north along said highway to its intersection with State Primary Highway 9, thence east and southeast along said highway to its junction with U. S. Highway 17, thence southeast along said highway to the point of beginning.

Jasper County. That portion of the county bounded by a line beginning at a point where State Primary Highway 119 intersects the Savannah River; thence extending northeast along said highway to its intersection with State Secondary Highway 119; thence southeast along said highway

to the town limits of Tillman; thence along the west boundary of said town limits to its intersection with U. S. Highway 321; thence south along said highway to its intersection with the town limits of Hardeeville; thence in sequence along the western, southern and eastern boundary of said town to Secondary Highway 141; thence northeast along said road to its intersection with New River; thence south along said river to the Atlantic Ocean; thence southwest to a point where the Savannah River enters the Atlantic Ocean; thence northwest along said river to the point of beginning.

Orangeburg County. That portion of the county bounded by a line beginning at a point where U. S. Highway 21 intersects the Orangeburg-Calhoun County line, and extending in a southeasterly direction along said county line to its intersection with Four Hole Swamp; thence southeast along said swamp to its intersection with U. S. Highway 301; thence east along U. S. Highway 301 to its intersection with U. S. Highway 176; thence in a southeasterly direction along U. S. Highway 176 to its intersection with State Primary Highway 121; thence in a southwesterly direction along said highway to its intersection with Interstate Highway 26; thence southeast along said highway to its intersection with the Orangeburg-Dorchester County line; thence along said county line in a southwesterly direction to its intersection with U. S. Highway 78; thence northwest along U. S. Highway 78 to its intersection with Branchville city limits; thence along the northern boundary of said city to State Secondary Highway 63; thence northwest along said highway to its intersection with U. S. Highway 601; thence northeasterly along said highway to its intersection with the extension of U. S. Highway 376; thence in a northwesterly direction along this extension and U. S. Highway 376 to its junction with State Secondary Highway 74; thence in a northeasterly direction along said highway to its junction with U. S. Highway 178; thence in a southeasterly direction along said highway to its junction with State Secondary Highway 61; thence in a northerly direction along said highway to its junction with the Calhoun-Orangeburg County line; thence along said county line to the point of beginning.

Other Areas: Any other area in the State of South Carolina found to be infested. Such areas to become immediately subject to the regulations of this quarantine when so declared by the South Carolina State Crop Pest Commission through the publication of a notice to that effect in the local newspapers, or through direct written notice to those concerned.

3. IMPORTED FIRE ANT: CONDITIONS OF MOVEMENT. Live imported fire ants may be moved from the State of South Carolina only if such movement is made for scientific purposes and when in accordance with the regulations outlined in the regulations of the Imported Fire Ant Quarantine of the United States Department of Agriculture.

4. REGULATED ARTICLES—CONDITIONS OF MOVEMENT.

(a) **Designated articles**—Unless exempted by administrative instructions the following may be moved from any regulated area into or through any point outside of the regulated areas only if accompanied by a valid

certificate or limited permit issued in compliance with the Imported Fire Ant Quarantine of the United States Department of Agriculture and its applicable requirements; soil, sand or gravel, separately or with other things, except that the movement of processed soil and gravel is not regulated; forest field or nursery-grown woody or herbaceous plants with soil attached; plants in pots or containers; grass sod; and unmanufactured forest products such as stump wood or timbers if soil is attached; and unlimited by the foregoing, any other products or articles of any character whatsoever not herein listed when it is determined in accordance with the regulations that they present a hazard of spread of imported fire ant. However, regulated articles of kinds within this paragraph which originate outside of the regulated areas and are moving through or are being reshipped from the regulated areas, may be moved from the regulated area and from the generally infested area into or through the eradication area, without further restriction under this subpart when their point of origin is clearly indicated, when their identity has been maintained, and when they have been safeguarded against infestation while in the regulated area in a manner satisfactory to an inspector and do not present a hazard of spread of the imported fire ant. Otherwise, such regulated articles shall be subject to all applicable requirements under this subpart for articles originating in the regulated area.

(b) **Articles determined to present hazards:** When it has been determined by an inspector that, due to contamination with the imported fire ant, or any other reason, a hazard of spread of the ant is presented by any products or articles of any character whatsoever, not covered in paragraph (a) notice of such fact shall be given to the person having custody thereof. Thereafter, such contaminated products and articles may be moved from the regulated area into or through any point outside thereof, or from the generally infested area into or through the eradication area, only after they have been cleaned, treated, or otherwise disinfected to the satisfaction of the inspector or when they are moving under limited permit as required by the inspector.

5. USE OF CERTIFICATES OR LIMITED PERMITS WITH SHIPMENTS: Every container of regulated articles, or if there is none the article itself, required to have a certificate or limited permit shall have such certificate or permit securely attached to the outside thereof, when offered for movement, except that where the regulated articles are adequately described on a certificate or limited permit attached to the waybill, the attachment of a certificate or limited permit to each container of the articles, or to the article itself, will not be required.

6. PROTECTING CERTIFIED ARTICLES: Subsequent to certification, regulated articles must be loaded, handled, and shipped only under such protection and safeguards against infestation as are required by the inspector.

7. CERTIFICATES, PERMITS, ETC.

(a) The methods and conditions of certification of articles and products and issuance of certificates and permits shall be governed by the reg-

ulations of the Imported Fire Ant Quarantine of the United States Department of Agriculture.

(b) Certificates may be issued by the inspector for the movement of the regulated articles under any one of the following conditions.

(1) When, in the judgment of the inspector, they have not been exposed to infestation.

(2) When they have been examined by the inspector and found to be free of infestation.

(3) When they have been treated under the observation of the inspector and in accordance with methods selected by him from administratively authorized procedures known to be effective under the conditions in which applied.

(4) When grown, produced, stored or handled in such a manner that, in judgment of the inspector, no infestation would be transmitted thereby.

(5) **Limited permits**—Limited permits may be issued by the inspector for the movement of non-certified regulated articles to specified destinations for limited handling, utilization or processing.

(6) **Dealer-carrier agreement**—As a condition of issuance of certificates or limited permits for the movement of regulated articles, any person engaged in purchasing, assembling, exchanging, handling, processing, utilizing, treating, or moving such articles may be required to sign a dealer-carrier agreement, stipulating that he will maintain such safeguards against the establishment and spread of infestation and comply with such conditions as to the maintenance of identity, handling, and subsequent movement of such articles and the cleaning and treatment of means of conveyance and containers used in the transportation of such articles as may be required by the inspector.

8. ASSEMBLY OF ARTICLES FOR INSPECTION: Persons intending to move any of the regulated articles shall make application for inspection as far in advance as possible, shall so handle such articles as to safeguard them from infestation, and shall assemble them at such points and in such manner as the inspector shall designate to facilitate inspection. Application for inspection can be made to the South Carolina State Crop Pest Commission or to the U. S. Department of Agriculture.

9. CANCELLATION OF CERTIFICATES OR LIMITED PERMITS: Certificates or limited permits for any regulated articles under these regulations may be withdrawn or cancelled and further certificates or permits for such articles may be refused by the inspector whenever he determines that the further use of such certificates or permits might result in the spread of the imported fire ant.

10. RIGHT TO INSPECT—PENALTIES: Any properly identified inspector of the South Carolina State Crop Pest Commission is authorized to inspect, without warrant any property or article, upon probable cause to believe an infestation of imported fire ant may be present. Any person or firm who shall violate the regulations of this quarantine or who seeks to prevent the inspection or control of the imported fire ant, which may

occur on their property under the direction of the South Carolina State Crop Pest Commission or its inspectors shall be deemed guilty of a misdemeanor and upon conviction will be punished by law as provided for by the South Carolina State Crop Pest Commission Act of 1912.

11. WAIVER OF LIABILITY: The South Carolina State Crop Pest Commission or its inspectors will not be responsible in any way for the death of livestock feeding on plants treated for the control of imported fire ant after notice has been given by the South Carolina State Crop Pest Commission or its authorized inspectors that such areas are to be treated. The South Carolina State Crop Pest Commission or its inspectors will not be responsible for any loss to regulated articles treated, fumigated, sterilized, or processed under methods approved by the South Carolina State Crop Pest Commission.

FERTILIZER BOARD OF CONTROL

Promulgated under authority of Section 3-504 of the 1962 Code
(Filed in the office of the Secretary of State March 29, 1967)

By virtue of the power vested in the Fertilizer Board of Control the following rules and regulations are hereby promulgated and issued:

I. Economic Poisons in Mixed Fertilizer

A. Fertilizer manufacturers incorporating economic poisons in commercial fertilizer shall be required to attach a colored tag, minimum size 2 X 4 inches, to each and every package. The following information shall be shown on the colored tag:

1. The statement: "Economic Poison added."
2. Ingredient statement or guaranteed analysis of the economic poison formulation added.
3. The statement: "This commercial fertilizer contains (.....)
number
pounds of technical (.....) per 100
accepted common name of economic poison
pounds."
4. Directions for use.
5. Warning or caution statement.
6. Name and address of fertilizer manufacturer.

Registration

A copy of the tag must be filed with the South Carolina State Crop Pest Commission, Clemson, South Carolina.

B. Herbicides

1. Where 2, 4-D has been used in an applicator tank the registrant shall stencil the following on the tank:

"2, 4-D has been in this tank"

2. When other herbicides are used the Board or its representative is further authorized to require tanks in which herbicides have been used and cannot be properly cleaned to be appropriately labeled as prescribed

by the Board or its representative as a further precautionary measure against undue damage to crops.

3. The registrant is further required to have adequately covered while in transit, all fertilizer-economic poison mixtures.

II. Labeling—Contract Specifications

The registrants attaching a tag or label to commercial fertilizer, showing any material used as a source of nitrogen, phosphoric acid or potash shall be required to show the entire open formula, namely the pounds per 100 pounds and analysis of each, used in compounding the fertilizer mixture. This is in compliance with Section 3-532 of the South Carolina Fertilizer Law.

III. Demonstrational Mixtures

1. The Fertilizer Inspection and Analysis Department, after due deliberation with the appropriate agricultural agencies of Clemson University, shall be authorized to accept registration of chemical compounds containing two or more of the primary nutrient elements on a demonstrational basis. Request for these demonstrational mixtures will be on an annual basis. The appropriate educational agencies of the College of Agriculture of Clemson University shall inform the farmer as to the advantages and disadvantages of using such chemical compounds as fertilizer materials

2. The user (farmer) further agrees to maintain an accurate record of the demonstration and make same available to the appropriate agency when requested.

IV. Specialty Grades

With respect to "Specialty Fertilizer" as defined in Section 3-543 of the South Carolina Fertilizer Law of 1954, when such specialty fertilizer is sold only in packages of 50 pounds or less, the term "Grade" will be taken to mean the percentage of total plant nutrients. The minimum shall not be less than 20. The registrant may vary the proportion of the plant nutrients as contained in the different types of specialty fertilizer marketed by him by designating each product by brand name. Each brand must be registered.

V. Filler

1. Any inert filler which bears a color similar to recognized materials furnishing primary, secondary, minor, or trace nutrients is deemed and declared objectionable as a component of any mixed fertilizer, in that its use has the effect of deceiving the purchaser of the fertilizer and is in violation of Section 3-544, Code of Laws of 1962.

2. SCS, SCS100 clays and yellow ocher are determined to be objectionable within the meaning of the above section. The enumeration of these inert filler materials shall not be considered to be exclusive of such materials that may be determined to be prohibited by the said section.

3. Fertilizer manufacturers may submit samples of any questionable inert filler material to the Fertilizer Board of Control or its representative for a ruling as to whether its use is objectionable under this regulation.

VI. Additional Plant Nutrients, Guarantees, Tolerances and Penalties

A. When mentioned in any form or manner, said additional plant nutrients, besides nitrogen, phosphorus and potassium, as defined in Section 3-512 (5) of the 1962 South Carolina Code of Laws shall be registered and guaranteed. The sources of the elements guaranteed shall be shown on the application for registration.

B. Boron

The following tolerances will be allowed:

Borax Equivalent		Boron	
Guarantee (Lb.)	Tolerance (Lb.)	Guarantee (Lb.)	Tolerance (Lb.)
0.00-0.49	0.125	0.000-0.056	0.014
0.50-0.99	0.250	0.057-0.112	0.028
1.00-2.99	0.500	0.113-0.339	0.057
3.00-or above	0.750	0.340-& above	0.085

The following penalties will be assessed when the analysis of any sample is found to vary from the guarantee more than the above tolerances:

1. Up to and including .25 lbs. of borax equivalent (.028 lbs. Boron) per 100 pounds of fertilizer\$ 3.00 per ton
2. Exceeding .25 lbs. (.057 lbs. Boron) up to and including .50 lbs. (.057 lbs. Boron) of borax equivalent per 100 pounds of fertilizer\$ 5.00 per ton
3. Exceeding .50 lbs. (.057 lbs. Boron) of borax equivalent per 100 pounds of fertilizer\$10.00 per ton

C. Other Plant Nutrients

A tolerance amounting to 25% of the guarantee shall be allowed for elements not otherwise specified by law or regulation; provided that in no case shall the tolerance exceed 0.50% ($\frac{1}{2}$ unit).

For each deficiency in secondary or micronutrient element, a penalty of \$1.00 per ton, plus four times the commercial value of the shortage shall be paid to the ultimate user of the fertilizer.

VII. Bulk Commercial Fertilizers

1. Warehouses for the storage of bulk commercial fertilizers (dry or liquids) will be listed by each registrant as subsidiaries of his plant operations. The registrants will be responsible for the entire operation, including an adequately built warehouse, proper labeling of bins or tanks and an adequate record-keeping system, all of which will be subject to approval by the Board or its authorized representatives.

2. The drivers of all bulk trucks or transports shall at all times have in their possession an invoice showing the name and county of the consignee, the analysis and tons or fraction thereof of the mixture. Where the transport contains more than one compartment, each compartment shall be separately labeled as to the contents of same.

VIII. Liquid Commercial Fertilizers, Sampling and Labeling

1. Each liquid commercial fertilizer stationary storage tank shall be equipped with a permanent sampling outlet, the design and installation

of which shall be approved by the Fertilizer Inspection and Analysis Department, Clemson University. The sampling installations shall comply fully with all South Carolina safety codes. Prior to installation, a sketch or drawing of the sampling outlet, giving detail of dimensions, fittings, and location of attachment to tank and accessibility for drawing samples for each type tank installation, shall be submitted to the Fertilizer Inspection and Analysis Department, Clemson University, Clemson, South Carolina, for approval.

2. Each tank will be labeled to show the brand name, guaranteed analysis and name of the registrant.

IX. Maximum Chlorine in Fertilizers Branded for Tobacco

1. The maximum chlorine guarantee permitted in tobacco plant bed fertilizers shall be .50 per cent.

2. The maximum chlorine guarantee permitted in regular field crop tobacco fertilizers shall be 2.00 per cent.

3. The maximum chlorine guarantee permitted in tobacco side dressers shall be 2.00 per cent.

X. Approved Ratios and Minimum Analyses

A. No.	Ratio	Minimum Analysis
1.	2-1-1	16- 8- 8
2.	1-1-1	8- 8- 8
3.	1-2-2	5-10-10
4.	1-3-3	4-12-12
(4).	1-3-3	3-9-9 (Tobacco Only)
5.	1-4-4	3-12-12
6.	0-1-1	0-14-14
7.	1-2-1	6-12- 6
8.	2-5-3	4-10- 6
9.	3-4-3	6- 8- 6
10.	3-5-2	6-10- 4
11.	4-4-1	20-20- 5
12.	1-2-3	4- 8-12
13.	1-3-6	2- 6-12
14.	2-3-4	6- 9-12
15.	4-1-2	12- 3- 6
16.	6-2-3	24- 8-12
17.	1-0-3	8- 0-24
18.	1-0-1	10- 0-10
19.	0-1-2	0-10-20

B. Changes in Ratios and Minimum Analyses as Indicated Below:

1. Ratio 1-4-4-Increase minimum grade from 3-12-12 to 6-24-24.

Effective July 1, 1967.

2. Ratio 2-5-3-Minimum grade 4-10-6-Delete ratio and grade

Effective July 1, 1967.

3. Ratio 3-4-3-Minimum grade 6-8-6-Delete ratio and grade

Effective July 1, 1968.

NOTE: Any multiple of the approved ratio and of a higher analysis is permissible.

Farmers' or customers' mixtures must conform to the above.

()-Duplicate ratio.

These rules and regulations supersede all others.

CONTRACTORS LICENSING BOARD

Rules and Bylaws

Promulgated under authority of Section 56-404 of the 1962 Code

(Filed in the office of the Secretary of State November 29, 1966)

Revised through October 13, 1966

Section 1. For the purpose of carrying out the provisions of Chapter 8, Volume 5, Sections 56-401 through 56-428, (1952) Code of Laws of South Carolina, as amended, there shall be elected from the members of the South Carolina Licensing Board for Contractors, which is hereinafter referred to as the Board, a chairman and vice-chairman, the election of which shall take place at the April meeting of each year and the elected chairman and vice-chairman shall assume office immediately following the election. It shall be the duty of the chairman to call and preside over all meetings of the Board and perform such duties as may come within the jurisdiction of his office. It shall be the duty of the vice-chairman to function as chairman in the absence of the chairman.

Section 2. The Board shall employ a Secretary-Treasurer or a Secretary and a Treasurer who need not be a member of the Board. The Secretary-Treasurer shall keep a record of the proceedings of the said Board and shall receive and account for all monies derived from the operation of Chapter 8, Volume 5, Sections 56-401 through 56-428 and amendments. The Secretary-Treasurer shall give bond in such sum as the Board shall determine with such surety as shall be approved by the Board. Said bond shall be conditioned for the faithful performance of the duties of his office and for the faithful accounting of all monies and other property as shall come into his hands. The Secretary-Treasurer shall have the power to employ the necessary clerical and legal service to assist in carrying out the provisions of this Article. The salary of such personnel shall be fixed by the Board. The Secretary-Treasurer shall also have the power to purchase whatever office equipment, stationery, rent, or other miscellaneous articles as may be necessary for the operation of the Board. Any expenditures from the funds of the Board shall be made by voucher, which shall be signed by the Secretary-Treasurer.

Regular meetings of the Board shall be held during April and October of each year and additional meetings may be held at such other times and places as the Board shall deem necessary. Special meetings will be held at the call of the chairman at the request of any two members of the Board. Three members of the Board which shall include either the chairman or vice-chairman shall constitute a quorum.

Section 3. For the purpose of this Chapter: A general contractor shall be one who for a fixed price, commission, fee or wage undertakes or

offers to undertake the construction or superintending of construction of any building, highway, sewer, grading, improvement, re-improvement, structure, or part thereof, when the cost of the undertaking is twenty thousand (\$20,000.00) dollars or more. The cost of the undertaking for purposes of the Chapter shall include the overall cost of all materials, equipment and labor. Anyone who engages or offers to engage in such undertaking in the State of South Carolina shall be deemed to have engaged in the business of general contracting in this State.

A mechanical contractor shall be one who for a fixed price, commission, fee or wage undertakes or offers to undertake any plumbing, heating, air conditioning or electrical work when the cost of the undertaking is seven thousand five hundred (\$7,500.00) dollars or more. The cost of the undertaking for purposes of the Chapter shall include the overall cost of all materials, equipment and labor. Anyone who engages or offers to engage in such undertaking in this State shall be deemed to have engaged in the business of mechanical contracting in this State.

Section 4. All persons, firms, or corporations desiring to be licensed as a general or mechanical contractor in the State of South Carolina shall make and file with the Board, at least thirty days prior to any regular or special meeting thereof, a written application on such form as may be prescribed by the Board, said application to be supported by a financial statement and experience record prepared on forms prescribed by the Board and accompanied by the sum of \$60.00. Before being permitted to take the examination the applicant shall furnish evidence through applicant's surety company of its ability to furnish bond for an amount in excess of the minimum established by those Rules and By-Laws for the limitation and classification applied for. It shall be the responsibility of the Board to ascertain from the application and proofs furnished that the applicant is possessed of good character and is otherwise qualified as to competency, ability and integrity and that the applicant has not committed any act which if committed by any licensed contractor would be grounds under the provisions hereinafter set forth for the suspension or revocation of contractor's license, or that the applicant has not committed any act involving dishonesty, fraud, or deceit; provided, no applicant shall be refused the right to an examination without being given an opportunity, upon such notice, as may be prescribed by the Board to appear before the Board and produce evidence in support of his application. If an applicant is an individual, examination may be taken by his personal appearance for examination, or by the appearance for examination of one or more of his responsible managing employees, and if a co-partnership or corporation, or any other combination or organization, by the examination of one or more of the responsible managing officers or members of the personnel of the applicant, and if the person, or persons, so examined shall cease to be connected with the applicant, the license shall be cancelled immediately; however, if the contractor notifies the Board of such change, then in such event, the license shall remain in full force and effect for a period of thirty days thereafter, and then be cancelled, but the applicant shall then be entitled to a re-examination, all pursuant to the rules promulgated by the Board; provided that

the holder of such license shall not bid on or undertake any additional contracts from the time such examined employee shall cease to be connected with the applicant until said applicant's license is re-instated as provided in the Act. In cases where the applicant has sent in two representatives for examination the foregoing holds true in the event one or both of the parties participating in the examination shall cease to be connected with the applicant.

Examinations shall be held quarterly and shall be scheduled during the last week of the first month of each calendar quarter. The Board shall, however, have authority to vary the examination dates should it be found necessary so to do. Special examination may be held at the discretion of the Board when sufficient evidence is submitted to show that to wait for a regularly scheduled examination would work undue hardship on an applicant or any owner or awarding authority seeking bids for some specific work where there are not sufficient qualified contractors to assure competitive bids. Fee for a special examination shall be \$100.00 and shall be paid by applicant in addition to the regular license fees provided in the Act.

Where a partnership is dissolved and both partners remain in the Contracting Business the license issued to the partnership shall be cancelled and both partners shall apply for an original license. However, should only one partner remain in the contracting business that one shall apply for a new license.

Section 5. Under no circumstances shall a permit to bid, construct, or superintend the construction of any building or improvement of any kind costing \$20,000.00 or more be given prior to taking the required examination; nor shall any permit be issued to any Mechanical Contractor to bid, construct, or superintend construction of any Mechanical work costing \$7,500.00 or more prior to taking the required examination. The Board shall conduct a written examination of all applicants to ascertain the ability of the applicant to make a practical application of his knowledge of the profession of contracting, under the classification contained in the application, and to ascertain the qualifications of the applicant in reading plans and specifications, knowledge of estimating costs, construction, ethics or other similar matters pertaining to the contracting business. If the results of the examination of applicant shall be satisfactory to the Board, then the Board shall issue to the applicant a certificate to engage as a General or Mechanical Contractor in the State of South Carolina as provided in said certificate.

General Contractors licenses may be limited as to coverage under four major classifications: (1) Highway, (2) Building, (3) Public Utilities, and (4) Specialty, which shall include those whose operations as such are the performance of construction work requiring special skill and involving the use of specialized building trades or crafts, but which shall not include any operations now or hereafter under the jurisdiction for the issuance of license by any Board or Commission pursuant to the laws of the State of South Carolina.

The Board shall issue a license as a matter of right to any person who shall have had an application on a prescribed form therefor on file for at

least seven days, presents a bidder's or contractor's certificate issued by the South Carolina Highway Department under Section 33-223, and pays the license fees required by this chapter.

Classifications covering mechanical contracting shall be under four fundamental branches of construction; namely, (1) Plumbing; (2) Heating; (3) Air Conditioning; and (4) Electrical.

Section 6. Anyone failing to pass the examination as prescribed by the Board may again make application for the written examination without additional fee, or the applicant may withdraw his application and be refunded one-half of the application fee submitted with the application. Should the applicant fail in any way to complete his application by either failing to furnish detailed information, such as financial information, surety recommendations, or any additional information as required by the Board; or should the applicant fail the examination for the second time; or fail to take the required written examination after being given sufficient notice to appear for examination, the application fee submitted with the application will be forfeited. Should the applicant desire to be further considered by the Board, or appear for the third examination, the applicant shall make a new application and pay the required application fee. The original certificate of license and the annual renewal license as issued by the Board shall contain the signatures of the Chairman and Secretary-Treasurer and shall be on display at the business location of the licensee at all times. The fact that an applicant can show that he is a graduate from a recognized college does not entitle him to license under any classification, but the entire record of applicant will be considered in issuing his license.

Section 7. Classifications on General Contracting shall be under four fundamental branches of construction: namely, (1) Highway Contractor, (2) Building Contractor, (3) Public Utility Contractor, and (4) Specialty Contractor, or the Board may grant an unlimited and unclassified certificate to those applicants satisfying the members of the Board that said applicants are qualified and equipped to construct any type of project coming under the definition of a General Contractor. Each applicant shall qualify under one or more of the above classifications or any part or parts thereof.

License to practice General Contracting shall be issued under the following limitation groups: (1) Limited Group—No one contract to exceed \$75,000.00; (2) Intermediate Group—No one contract to exceed \$300,000.00; and (3) Unlimited Group—Unlimited.

Section 8. Classifications for Mechanical Contracting shall be under four fundamental branches of construction: namely, (1) Plumbing, (2) Heating, (3) Air Conditioning, and (4) Electrical; or the Board may grant an unlimited and unclassified Mechanical Contracting Certificate to those applicants satisfying the members of the Board that said applicants are qualified and equipped to engage in any type of Mechanical Contracting.

License to practice Mechanical Contracting shall be issued under the following Limitation Groups: (1) Limited Group—No one contract to exceed \$25,000.00; (2) Intermediate Group—No one contract to exceed \$100,000.00; and (3) Unlimited Group—Unlimited.

Section 9. Any licensee desiring a change in his license coverage shall make application for examination for revision of his license on the pre-

scribed form furnished by the Board. The application shall be filed at least thirty days prior to an examination period and shall be supported by a current financial statement and evidence of his ability to furnish contract bond for such amounts as are required for the higher limitation and/or classification(s) for which he is applying. Under no circumstances shall a contractor be permitted to bid in excess of his license coverage prior to the time such revision is effected. The Board is authorized to revoke or suspend the license of anyone who shall be found guilty of undertaking or offering to undertake any improvement exceeding his license coverage.

Section 10. Renewal of General or Mechanical Contractors License Certificates may be effected during the month of January following the expiration date, December 31st, of the year issued, by filing proper application and financial statement on the forms then prescribed by the Board, and payment of a fee of \$60.00. Requirement of a financial statement to support renewal applications may be waived; however, applicant shall furnish a current financial statement upon the form prescribed by the Board within 30 days after requested so to do by the Board. Applications for renewal of General and Mechanical Contractor's license received after January 31st following the year issued shall be treated as original applications and shall require a thirty day waiting period before approval.

Should the applicant desire a change in classification or limitation of his license, he should so inform the Board in order that he may be notified as to the date of the first quarterly examination following such notification in order that he may have a certified representative of his firm appear for examination under the classification and/or limitation desired.

A certificate of license to replace any certificate lost, destroyed or mutilated may be issued by the Board at a fee of \$1.00 upon receipt of a sworn statement by licensee that such certificate has been lost, destroyed or mutilated.

Section 10-A1. Grounds for revocation of license and charges. The Board may revoke the bidder's or contractor's license of any general or mechanical contractor licensed hereunder who is found guilty of any fraud or deceit in obtaining a license, or gross negligence, incompetence or misconduct in the practice of his profession; or anyone who shall undertake or attempt to undertake any improvement exceeding the limitation and classification(s) included under his license coverage. Any person may prefer charges of such fraud, deceit, negligence or misconduct against any general or mechanical contractor licensed hereunder. Such charges shall be in writing and sworn to by the complainant and submitted to the secretary of the Board.

Section 10-A2. Hearing and decision on charges. Such charges, unless dismissed without hearing by the Board as unfounded or trivial, shall be heard and determined by the Board within three months after the date on which they are preferred. A time and place for such hearing shall be fixed by the Board. A copy of the charges, together with notice of the time and place of the hearing, shall be legally served on the accused at least fifteen days before the fixed date for the hearing and in the event that such service cannot be effected fifteen days before such hearing, then the hearing

and determination shall be postponed as may be necessary to permit the carrying out of this condition. At such hearing the accused may appear personally and by counsel and may cross-examine witnesses against him and produce the evidence of witnesses in his defense. If after such hearing the Board unanimously votes in favor of finding the accused guilty of any fraud or deceit in obtaining his license or of gross negligence, incompetence or misconduct in his practice the Board shall revoke the license of the accused.

Section 10-A3. Reissue of revoked license.

The Board may reissue a license to any person whose license has been revoked if three or more members of the Board vote in favor of such re-issuance for reasons the Board may deem sufficient.

Bidders License: Any person engaging in the business of general or mechanical contracting as a prime contractor in this State shall pay an annual bidder's license fee of one hundred dollars. This fee shall be due and payable on January 1st of each year or prior to offering or submitting any bid as a prime contractor, which would classify him as a general contractor, when the bid is \$20,000.00 or more—or as a Mechanical Contractor when the bid is \$7,500 or more. Persons employed on a per diem or monthly basis or whose sole business is that of supervision shall not be required to pay the license fee prescribed by this section. Sub-contractors bidding to licensed prime contractors are not deemed to come under the requirements for a Bidder's License.

Section 11. Violations: (a) Any person not duly authorized who shall attempt to practice general or mechanical contracting in this State, except as provided for in the Act and any person (1) presenting or attempting to file as his own the license certificate of another; (2) who shall give false or forged evidence of any kind to the Board or to any member thereof in acquiring a certificate or license; (3) who falsely shall impersonate another; (4) who shall use an expired or revoked certificate or license; or (5) any person licensed hereunder who shall allow any other person to use his license in any way shall be guilty of a misdemeanor and it shall be the duty of the Secretary-Treasurer of this Board, or other authorized agent, to report same to the board who will review the matter and if it is found that sufficient evidence is produced to substantiate a prosecution, then the board shall instruct the secretary-treasurer or other authorized agent to report same to the prosecuting attorney, in the county where any violation occurs, and to assist said attorney, solicitor or others in prosecuting any case which may come to his notice.

(b) It shall be a misdemeanor punishable in the discretion of the court for any architect, engineer, awarding authority, owner, contractor, or person acting therefor, to receive or consider any bids unless the bidder has first obtained the licenses provided for in this chapter.

Section 12. It shall be the duty of the members of this Board to see that all architects and engineers preparing plans and specifications for work to be constructed in the State of South Carolina shall include in their invitations to bidders and in their specifications a copy of this Act or such portion thereof as is deemed necessary to convey to the bidder, whether he is a resident or non-resident of this State and whether a

license has been granted to him or not, the information that it will be necessary to show evidence of Bidder's License and/or General or Mechanical Contractor's License under proper classification and limitation group before his bid may be opened or considered.

Section 13. The appointment of a receiver for bankruptcy proceedings of anyone licensed under this Act shall be considered evidence sufficient for revocation of license.

Section 14. It shall be the duty of engineers, architects, firms, corporations and others receiving bids from General or Mechanical Contractors as construed under the Act for licensing contractors in South Carolina, to report to the Secretary of the Board all work coming under their jurisdiction. The notification shall include the time and place for receiving bids, the estimated cost and nature of the work together with a list of prospective bidders. Such notices shall be filed in time to reach the Board at least twenty-four hours in advance of the date of receiving bids. Immediately after the contract is awarded, the Board shall be notified giving name of contractor and the amount of the contract.

Section 15. It shall be the duty of the building official, or other authority charged with the duty of issuing building or other similar permits, of any incorporated municipality or subdivision thereof to refuse to issue a permit for any undertaking which would classify the applicant therefor as a general or mechanical contractor under the provisions of this Chapter unless the applicant has furnished evidence that he is either licensed as required by this Chapter or exempt from the requirements thereof. It shall also be the duty of the building official or other authority charged with issuing building or other similar permits, to report to the State Licensing Board for Contractors the name and address of any person, firm, or corporation who, in his opinion, has violated this act by accepting or contracting to accomplish work which would classify such person as a general or mechanical contractor under the provisions of this Chapter.

DAIRY COMMISSION

Minimum wholesale and retail milk prices.

Promulgated under authority of Section 2 of Act No. 1165, of 1966

Regulation 4 amended in separate regulations filed in the office of Secretary of State as follows:

August 24, 1966 for period September 1 through September 30, 1966.
September 28, 1966 for period October 1 through October 31, 1966.
October 24, 1966 for period November 1 through November 30, 1966.
November 23, 1966 for period December 1 through December 31, 1966.

December 22, 1966 for period January 1 through January 31, 1967.
January 26, 1967 for period February 1 through February 28, 1967.
February 23, 1967 for period March 1 through March 31, 1967.
March 27, 1967 for period April 1 through April 30, 1967.
April 25, 1967 for period May 1 through May 31, 1967.
May 23, 1967 for period June 1 through June 30, 1967.
June 23, 1967 for period July 1 through July 31, 1967.
July 25, 1967 for period August 1 through August 31, 1967.

Persons interested in complete text of these regulations are referred to copies on file in the office of the Secretary of State.

Regulations No. 1 and 2 Amended

Promulgated under authority of Section 32-1630 (1) (a) of the 1962 Code,
and Act No. 1165 of 1966

(Filed in the office of the Secretary of State September 16, 1966)

The following amendments to the Rules and Regulations of the Commission are hereby adopted by the Commission, with such amendments to become effective September 1, 1966.

Regulation No. 1, as amended, is amended to read as follows:

REGULATION NO. 1

Definitions

A. The definitions of the words and terms defined in Section 1, Act 319 of the 1961 Acts of South Carolina shall apply whenever such words and terms are used in these rules and regulations, and in addition thereto the words and terms enumerated herein shall be defined as indicated below unless clearly stated or the context of the subject matter clearly indicates otherwise.

1. "Act"—Act 319 of the 1961 Acts of South Carolina.
2. "Delivery Period"—A calendar month or a fiscal month containing not less than four nor more than five calendar weeks.
3. "Base"—The quantity or quota established by each producer during a designated period, on an equitable basis with all other producers, for apportioning the sale and usage of milk among producers within a given plant.
4. "New Producer"—A person who has not been engaged directly or indirectly in the production of Grade A milk for sale on the South Carolina market for a period of not less than one year prior to entry or re-entry on the market.
5. "Plant Loss"—The volume of bulk milk and processed milk products received or reconstituted during any settlement period which cannot be specifically accounted for during such period in the sale, transfer or manufacture of Class I milk, Class IA milk, Class IB milk, or Class II milk; except any loss of a substantial quantity of skim milk or butterfat (exclusive of any loss of processed milk products) resulting from acts or conditions over which the distributor has no practical control; provided, administrative relief for such loss is granted by the Commission upon request by the distributor for such relief at the time the loss occurs.
6. "Exporter"—Any person who owns or operates a milk receiving station or milk processing plant located outside of South Carolina from which grade A bulk milk or grade A processed milk products are shipped into South Carolina.
7. "Bulk Milk"—Grade A raw milk for pasteurization acquired or received (on a regular basis) by a milk receiving station or milk

processing plant from one or more dairy farmers or from another receiving station or processing plant.

8. "Milk Shed"—The receiving station, processing plant and other facilities used by an exporter in receiving, handling and processing bulk milk, and the dairy farmers from whom the exporter regularly receives grade A raw milk for pasteurization.
9. "Other Source Milk"—All skim milk and butterfat (including reconstituted skim milk) received by a distributor during a delivery period except: bulk milk received from producers and bulk milk received from another South Carolina distributor.
10. "Processed Milk Products"—All skim milk and butterfat (including reconstituted skim milk) which has been pasteurized and packaged in a container and disposed of as: milk, low-fat milk, skim milk, buttermilk, flavored milk and drink, heavy cream, medium cream, half-and-half, eggnog, sour cream, sour cream dips, yogurt and all other milk and cream mixtures.
11. "Certified Bulk Milk"—All bulk milk sold or transferred by one distributor to another upon which certification is made, at the time of delivery and in writing by the receiving distributor to the shipping distributor, that such bulk milk is for use as military milk or as Class II milk.
12. "Military Milk"—All processed milk products sold to the United States Government under a bona fide written contract and delivered to a federal military installation.
13. "Non Fluid Milk Plant"—Any plant which does not process or distribute Grade A milk products.

Regulation No. 2, as amended, is amended to read as follows:

REGULATION NO. 2

Classification, Computation, Order of Assignment, Minimum Prices, and Method of Settlement of Milk in Each Class.

A. **Classification of Milk**—Each distributor shall, following the close of each delivery period, classify all skim milk and butterfat received or sold in South Carolina during the delivery period as Class I unless such distributors elect and can prove that it should be otherwise classified on the basis of its usage pursuant to the uniform classification as hereby defined.

1. **Class I Milk**—All skim milk and butterfat disposed of during the delivery period as processed milk products containing less than ten percent butterfat, but including eggnog; all skim milk and butterfat held in inventory at the close of business on the last day of the delivery period as bulk milk and processed milk products containing less than ten percent butterfat, but including eggnog; and all plant loss in excess of two and one-half percent of the total bulk milk and processed milk products received and reconstituted; provided however, skim milk and butterfat disposed of as military milk shall not be included in Class I.

2. Class IA Milk—All bulk milk sold or transferred by one distributor to another distributor, except certified bulk milk.
3. Class IB Milk—All processed milk products disposed of as military milk; and all sales or transfers of certified bulk milk used as military milk.
4. Class II Milk—All skim milk and butterfat sold, transferred or utilized during the delivery period and in inventory on the last day of the delivery period except that designated as Class I milk, Class IA milk, Class IB milk and plant loss not in excess of two and one-half percent of the total bulk milk and processed milk products received and reconstituted.
5. The product pounds of all processed milk products in each class shall be computed by multiplying the total quarts of such products by the weight factors set forth below:

Product	Weight Per		Weight Per	
	Quart	Product	Quart	
Milk	2.15	Cream (10-17%)	2.13	
Creamed Buttermilk	2.15	Cream (18-21%)	2.11	
Skim (above 1% B.F.)	2.15	Cream (22-28%)	2.10	
Flavored Milk or Drink (net)	2.00	Cream (29-32%)	2.09	
Skim (Plain)	2.16	Cream (33-39%)	2.08	
Buttermilk (Plain)	2.16	Cream (40-42%)	2.06	

B. Computation of Milk in Each Class—The classification of milk for each delivery period by each distributor shall be computed as follows:

1. Determine the gross Class I utilization by:
 - (a) Computing the volume of skim milk and butterfat disposed of in processed milk products designated as Class I at the specific test of each product sold or, in the absence of records of such test, at the average butterfat test of all bulk milk received;
 - (b) Adding the volume of skim milk and butterfat in the ending inventory of processed milk products designated as Class I at the specific test of each product sold or, in the absence of records of such test, at the average butterfat test of all bulk milk received.
2. Determine the gross Class IA utilization by:
 - (a) Computing the volume of bulk milk sold or transferred to other distributors, except certified bulk milk, at the specific test of each shipment.
3. Determine the gross Class IB utilization by:
 - (a) Computing the volume of skim milk and butterfat in all processed milk products disposed of as military milk at the specific test of each product sold or, in the absence of records of such test, at the average butterfat test of all bulk milk received;
 - (b) Adding the volume of certified bulk milk sold or transferred to other distributors, which has been certified as military milk, at the specific butterfat test of each shipment.

4. Determine the gross Class II utilization by:
 - (a) Computing the volume of skim milk and butterfat used or disposed of in products designated as Class II; including cream or milk-cream mixtures in excess of ten percent butterfat, except eggnog, at the specific test of each product sold or, in the absence of records of such test, at the average butterfat test of all bulk milk received;
 - (b) Adding the volume of certified bulk milk sold or transferred to other distributors which has been certified as Class II, and bulk milk disposed of to a non-fluid milk plant, at the specific butterfat test of each shipment;
 - (c) Adding the volume of skim milk and butterfat held in the ending inventory in the form of products designated as Class II.
5. Determine the tentative utilization in each class by:
 - (a) Subtracting from the Gross Class I utilization the beginning inventory of Class I milk;
 - (b) Subtracting from the Gross Class II utilization the beginning inventory of Class II milk.
6. Determine the amount of plant loss by subtracting the tentative utilization of skim milk and butterfat from the total receipts of skim milk and butterfat received and reconstituted.
7. Determine the net utilization in each class by:
 - (a) Adding to the tentative Class II utilization the amount of plant loss which is not in excess of two and one-half percent of the total bulk milk and processed milk products received and reconstituted;
 - (b) Adding to the tentative Class I utilization the amount of plant loss which is in excess of two and one-half percent of the total bulk milk and processed milk products received and reconstituted.
- C. **Order of Assignment of the Receipts of Bulk Milk and Processed Milk Products**—The net classification of bulk milk received from producers by each distributor shall be determined in the order and manner set forth below:
 1. The skim milk and butterfat in bulk milk received from other South Carolina distributors, except certified bulk milk, shall be deducted from Class I; **PROVIDED**, the receiving distributor can prove that milk from producers regularly supplying such distributor's plant was not available for Class I use at the time such bulk milk was received.
 2. The skim milk and butterfat in bulk milk received from other South Carolina distributors, and certified as Class IB milk, shall be deducted first from Class IB; **PROVIDED** the receiving distributor can prove that milk from producers regularly supplying such distributor's plant was not available for Class IB use at the time such bulk milk was received.
 3. The skim milk and butterfat in bulk milk received from other South Carolina distributors and certified as Class II milk shall be deducted in the following order: first from Class II and then from Class IB, Class IA, and Class I.

4. The skim milk and butterfat in other source bulk milk shall be deducted in the following order: first from Class II and then from Class IB; Class IA; and Class I.
 5. The skim milk and butterfat in all processed milk products received from other distributors shall be deducted in the following order: first from Class II and then from Class IB; Class IA; and Class I.
 6. The skim milk and butterfat in the milk equivalent of powdered and condensed milk used to reconstitute processed milk products shall be deducted in the following order: first from Class II and then from Class IB; Class IA; and Class I.
- D. **Minimum Prices**—The minimum class prices and butterfat differential to be paid producers by distributors at the end of each delivery period for the classes of milk established by Paragraph A of this regulation shall be as follows:
1. **Class I Milk**—The price of Class I milk containing four percent butterfat, f. o. b. the receiving distributor's plant, shall be \$7.00 per hundredweight.
 2. **Class IA Milk**—The price of Class IA milk containing four percent butterfat, f. o. b. the receiving distributor's plant, shall be \$7.00 per hundredweight; provided however, if bulk milk is sold or transferred to a distributor located more than twenty-five miles from the point of normal receipt, a reasonable deduction for handling and hauling costs may be made if any are incurred.
 3. **Class IB Milk**—The price of Class IB milk containing four percent butterfat, f. o. b. the receiving distributor's plant, shall be \$6.50 per hundredweight; provided however, if bulk milk certified as military milk is sold or transferred to a distributor located more than twenty-five miles from the point of normal receipt, a reasonable deduction for handling and hauling costs may be made if any are incurred.
 4. **Class II Milk**—The price of Class II milk containing four percent butterfat, f. o. b. the receiving distributor's plant, shall be \$3.50 per hundredweight; provided however, a distributor shall return to his producers the price received for any bulk milk sold or transferred, and classified in Class II, less reasonable handling and hauling costs if any are incurred.
 5. **Butterfat Differentials**—The price paid to each producer for each class of milk shall be increased by a minimum of seven cents per hundredweight for each one-tenth of one percent that the producer's milk is above four percent butterfat, and shall be decreased not more than seven cents per hundredweight for each one-tenth of one percent that the producer's milk is below four percent butterfat.
 6. No distributor shall, in determining the net amount due producers, make any deductions for advertising, promotions, or for any other purpose except authorized hauling charges, association dues, and producer assignments without the written consent of the Commission.
- E. **Hauling Rates**—The maximum hauling rate to be charged to a producer or deducted from a producer's settlement by a distributor for transporting milk from a producer's farm to the distributor's plant

shall not be in excess of the rates in effect or charged to the producer for milk received during the month of June 1965 without prior approval by the Commission.

F. Payment to Producers—Each licensed milk distributor located within South Carolina shall make full payment to producers on or before the fifteenth day following the end of each delivery period for all milk received, at not less than the minimum price for each class established by the Commission and set forth in Paragraph D of this Regulation.

1. Any premium to be paid for special milk sales during any delivery period shall be applied uniformly to all Class I credit allocated to producers of special milk as determined by the following formula:

Divide the total pounds of special milk sold by the total Class I credit allocated to special milk producers. Multiply the result obtained by the premium rate per hundredweight and add the result to the Class I price payable to special milk producers.

2. The Class II blend price to be paid producers shall be the weighted average price of bulk milk sold or transferred and properly allocated into Class II at the net price received for such milk, and any other milk included in Class II at the minimum price established by the Commission. When the total Class II bulk milk sold or transferred exceeds the net amount allocated to producers in Class II, the Class II blend price shall be computed from the highest net priced quantity or quantities transferred or used.

3. Each distributor shall, whenever making payment for milk purchased from producers during any delivery period, furnish each producer with a statement which contains information as follows:

- (a) Name of the distributor
- (b) The delivery period covered
- (c) Producer's base for the period
- (d) Butterfat test of producer's milk
- (e) Pounds of milk in each class
- (f) Price per hundredweight paid for each class
- (g) Gross amount due by class and in total
- (h) Each deduction made by the distributor
- (i) Net amount paid.

4. Whenever an audit by the Commission discloses a distributor has not made full payment to producers during any delivery period in accordance with the Regulations of the Commission, the distributor shall upon written notice from the Commission make the necessary adjustments to correct any underpayment to producers in such manner and within such time as may be specified by the Commission.

Regulations 1, 2, 3, 4 and 5 Amended

Promulgated under authority of Section 32-1630 (1) (a) of 1962 Code and Act No. 1165 of 1966 as amended

(Filed in the office of Secretary of State June 6, 1967)

The following amendments to the Rules and Regulations of the Commission are hereby adopted by the Commission, with such amendments to become effective June 15, 1967.

Regulation No. 1, as amended, is amended by adding to Paragraph A, subparagraph 14 as follows:

14. "Base Credits"—The Class I and Class IA milk allocated to a producer during the base period.

Regulation No. 2, as amended, is amended by deleting subparagraphs 2 and 3 of Paragraph D in their entirety and inserting in lieu thereof the following:

2. Class IA Milk—The price of Class IA milk containing four percent butterfat, f. o. b. the receiving distributor's plant, shall be \$7.00 per hundredweight, less reasonable handling and hauling costs if any are incurred.
3. Class IB Milk—The price of Class IB milk containing four percent butterfat, f. o. b. the receiving distributor's plant, shall be \$6.00 per hundredweight, less reasonable handling and hauling costs if any are incurred.

Regulation No. 3, as amended, is amended by deleting it in its entirety and inserting in lieu thereof the following:

REGULATION NO. 3

Producers' Bases

- A. **Production Incentive Plan**—A base-utilization plan shall be established in each grade "A" milk plant in South Carolina which receives milk regularly from producers. The current base of each producer shall be used to allocate in an equitable manner the total sales and utilization of all milk received from producers into the various established Classes of milk for the purpose of making proper payment to producers.
- B. **Establishment of Milk Bases**—The base period shall be from September 1 of each year through January 31 next succeeding. A new base for each producer shall be determined after the close of each base period in accordance with the rules set forth below.
 1. Each producer's monthly base shall be one hundred and five percent (105%) of the monthly average of the base credits earned and acquired by a producer during the base period; or the producer's average monthly deliveries of milk to a grade "A" milk plant during such period, whichever is less; except as otherwise provided herein.
 2. The base of a new producer who comes on the market without a base shall be determined at the end of the first base period occurring after the entry of such producer on the market and shall be the greater of:
 - a. One hundred and five percent of the monthly average of the base credits earned and acquired during the base period, but not in excess of the producer's average monthly production during such period; or
 - b. The monthly average of such producer's deliveries of milk to a grade "A" milk plant during the base period; provided, however, a base established by a new producer from his average deliveries shall not exceed 20,000 pounds.

3. The base of a new producer who comes on the market and acquires an established base during a base period shall be determined at the end of such period and shall be the greater of:
 - a. One hundred and five percent of the monthly average of the base credits earned and acquired during the base period, but not in excess of the producer's average monthly production during such period; or
 - b. The amount of base acquired by such producer during the base period in which he entered the market.
4. A producer with an established base who delivers milk regularly to a grade "A" milk plant during the base period shall not lose more than ten percent of the base held on the last day of such period as a result of:
 - a. A decline during the base period in the Class I sales by the plant at which the base is held; or
 - b. A decline in the producer's production of milk during the base period; provided, however, the protection of base resulting from a decline in the producer's production shall not apply for two consecutive base periods.

C. Rules Governing Base

1. On or before the twenty-fifth day of the month following the end of the base forming period each year, each distributor shall file with the Dairy Commission a complete record of the name, address and base established by each producer. Also, each distributor shall notify each producer of the base earned.
2. Each producer's base shall be established only in the name(s) of the individual(s) or in the corporate name of the owner(s) of the herd with which the base is earned and each plant shall report all deliveries and maintain all records relating to each producer's settlement in the name(s) in which the base is established.
3. A producer shall not be entitled to establish more than one base with each single production unit.
4. A base established in accordance with the provisions of Paragraph B and owned by a producer who changes markets may be transferred from one distributor to another distributor; provided the new distributor, on or before the last day of the delivery period in which the change occurs, submits a written request to the Commission that the transfer be made; and provided the Commission verifies in writing to the new distributor the amount of base to be transferred.
5. A producer who changes markets or acquires base from another producer during the base forming period shall have his base computed from his total base credits earned and acquired during such period.
6. A distributor shall not discontinue receiving a producer's milk without just cause or a written thirty-day prior notice. A producer shall not transfer from one distributor to another without giving his distributor a written thirty-day prior notice of his intentions to change markets; provided the distributor is current in all payments to such

producer for milk delivered. A copy of the prior notices herein required shall be sent to the Dairy Commission. The prior notices may be waived where there is mutual agreement between the parties concerned to cease business relationship.

7. A producer who owns an established base and disposes of his dairy herd shall be entitled to retain said base for a period of two years commencing on the first day of the month following the month during which the producer discontinued delivering milk to a grade "A" milk plant.
8. An established milk base may be transferred from one producer to another producer, provided the owner(s) of the base and the person(s) acquiring the base execute and forward to the Commission a standard form furnished by the Commission to effect the transfer, but only under the following conditions:
 - a. Where the total milk base is sold or transferred to a producer or to two or more producers in increments of not less than 5,000 pounds;
 - b. Where a producer finds it necessary to reduce the size of his milking herd as a result of semi-retirement or other special circumstances which warrant administrative review, a portion of the producer's established base may be sold or transferred upon special application to and approval by the Commission;
 - c. When a base is held jointly and such joint holding is terminated, the base may be transferred to one or more of the joint holders in an equitable manner;
 - d. A base established by a new producer as authorized by Paragraph B, subparagraph 2b, shall not be transferable until at least one (1) year has elapsed after such producer's initial base was established; provided, however.
 - e. All base transfers shall become effective on the first day of the delivery period next succeeding the delivery period in which the sale or transfer occurred; provided, the distributor to whom the producer(s) acquiring any base through purchase or transfer will accept such base.
9. A milk base with not less than a two (2) year history established in accordance with the regulations of another state regulatory agency may be accepted on the South Carolina market upon approval by the Commission; provided the Commission can satisfactorily verify the establishment of such base, and provided further such base is adjusted in a manner that will equitably conform to the method used in determining the bases of other producers at the plant to which the base is to be transferred.

Regulation No. 4, as amended, is amended by deleting Paragraph B in its entirety and inserting in lieu thereof the following:

- B. Prices to be Filed by Distributors with the Commission—**Pursuant to Section 32-1640.4, 1962 Code, each distributor, as a prerequisite to obtaining a license, shall establish and file with the Commission a sched-

ule of wholesale and retail unit prices on all frozen desserts and frozen dairy foods for each market served directly by the distributor; or indirectly through a subdistributor principally supplied with processed products by such distributor. The required schedules shall be filed on forms prepared and furnished by the Commission.

1. A copy of the distributor's current schedule of prices on file at any time with the Commission for any market served by a subdistributor shall be furnished by the distributor to and kept on file in the office of the subdistributor serving such market.
2. A distributor shall not be required to establish and file prices with the Commission for any product offered for sale except those covered by the Act and defined as frozen desserts or frozen dairy foods. However, the sale by a distributor of any product which is **NOT** covered by the Act to ANY wholesale or retail consumer at a price less than the price made available to ALL wholesale and retail customers respectively, or any other discriminatory pricing practice with respect to such products by a licensee, shall be deemed a decrease in the minimum prices fixed by the Commission on products covered by the Act and a violation of the provisions of this Regulation.

Regulation No. 5, as amended, is amended by deleting Paragraph D in its entirety.

STATE BOARD OF EDUCATION

Breaking of Contracts

Promulgated under the authority of Section 21-45 of the 1962 Code
(Filed in the office of the Secretary of State March 10, 1967)

When any teacher has entered into any signed contract or written agreement to teach in any public school of South Carolina, such teacher shall not break or seek to terminate such contract except for good cause, and then only after giving the notice herein required. If the teacher breaks such contract within thirty days prior to the opening date of school, or during the school session, without the agreement on the part of the employing authorities to the termination of the contract, it shall upon receipt of a request from the employing authority be the duty of the State Superintendent to report the name of the teacher to the State Board of Education. The Board shall thereupon give notice to the said teacher by registered mail why such teacher's certificate should not be revoked or suspended, the notice to contain the information that the teacher is entitled to counsel if he so desires and to bring counsel with him to the meeting. If the teacher fails to appear before the State Board, or if the teacher does appear and the said Board rules that such teacher did not have sufficient cause for terminating the contract, the said Board shall revoke or suspend the certificate of such teacher for a period not exceeding one year for the first offense.

The term "teacher" as herein used shall include all school personnel required to be certified by the State Board of Education.

Effective December 16, 1966.

ARTICLE I—FREE BASAL TEXTBOOKS**Grades 1-4**

Section 1. **Free Basal Textbooks.** The State Board of Education has interpreted "Basal Textbooks" in Grades 1-4, relative to Act No. 1025 of the 1966 General Assembly, to include the following:

Spelling—Grades 2, 3 and 4 (Hard Back)

English Grammar—Grades 3 and 4

A Basal Reading Skills Program—Including the paper bound pre-primers which shall be considered non-consumable, the primer and first Reader in Grade 1, the first and second level Readers in Grades 2 and 3, and the basal Reader in Grade 4. (Reading Readiness will not be included.)

Writing—Writing books are paper bound. However, they should be considered as manuals and non-consumable. They should not be written in.

Social Studies—In the event the school selects one of the series with a primer and first book in Grade 1, the combined total shall not exceed 100% of the first grade enrollment.

Health**Arithmetic**

Grades 1 and 2 may use an expendable work-textbook if a school so chooses, in which case no hard back books will be issued.

Grades 3 and 4 will use hard back books.

Science

Music—Music texts shall be provided only to those schools which make provision for a planned course of music instruction. Since no student text is available at the first grade level, each classroom teacher should be furnished the teacher's edition.

Section 2. **Requisitions.** Requisition only those books needed in the regular curriculum. Requisitions shall not exceed the anticipated enrollment for the next school year less the usable locally owned books. Provisions will be made after the first year for a normal working surplus.

Section 3. **Teachers' Editions.** Teachers' editions should be ordered directly from the publisher or publisher's representative. A complete list of publishers and representatives appears on pages 59 and 60 of the booklet, A COMPLETE LIST OF ADOPTED TEXTBOOKS.

Section 4. **Property of the state.** Title to all books issued to the schools and depositories under the Free Textbook Act shall be vested in the state.

ARTICLE II—DISTRIBUTION

Section 1. **Source.** All books procured under the Free Textbook Program shall be ordered from the State Department of Education's Division of Textbooks and orders shall be on current forms furnished by the department.

Section 2. **Distribution to Schools.** The County and/or District Boards of Education shall be legally responsible for the proper custody of all textbooks in its depositories and shall elect from the procedures listed below the system of distribution to be used.

- (a) County Depositories: A county depository may be established through which all books in the county may be distributed.
- (b) District Depositories: The Board of Trustees may establish a district depository through which all books in the district may be distributed.
- (c) School Depositories: The Board of Trustees may authorize schools within the district to act as depositories.

The responsible board may designate an agent to operate the depository, maintain adequate records and make necessary reports.

ARTICLE III—CARE OF BOOKS

Section 1. **Responsible Parties.** The County Board of Education and/or District Board of Education shall be responsible for the proper care of books issued to their depositories or schools.

Section 2. **Inspection.** Books shall be subject at any time to inspection by authorized agents of the County and/or District Boards of Education or the Division of Textbooks, State Department of Education. It shall be the duty of each teacher to inspect frequently the books issued to pupils and to encourage the proper care and handling of books.

Section 3. **Book Covers.** All books shall be covered with book covers. Covers may be acquired without charge from the Division of Textbooks, State Department of Education.

Section 4. **Stamping or Labeling Books.** Before books are issued to pupils they shall be stamped "Property of South Carolina, Year _____, No. _____" on the inside of the front cover.

It is important that new books not be stamped or labeled until issued to pupils. Gummed labels may be used in lieu of stamping books. Rubber stamps or gummed labels are available from the Division of Textbooks.

Section 5. **Marking.** Pupils shall not mark or mutilate books or in any way force the bindings. See Section 8 of this article (III) for penalties for any loss, abuse, or damage beyond reasonable wear.

Section 6. **Storage.** Each school unit shall provide secure places for the storage of books for such time as they are not in use. Places of storage should be clean, dry, well arranged, and free of insects. Care must be taken to see that books do not mold while in storage. Books should not be stored on floors and should be at least one inch from walls or partitions to allow proper ventilation and protection from termites.

Section 7. **Lost Books.** Parents or guardians are required to pay for books lost and the pupil(s), parent(s) and/or guardians shall be denied further benefits of the Free Textbook Law until they comply fully with this requirement. The following schedule shall be followed in determining amounts to be charged for lost books.

- (a) New books—100% of contract price
- (b) Books used one year—75% of contract price

- (c) Books used two years—50% of contract price
 - (d) Books used three or more years—25% of contract price
- (In the event the number of years a book has been used cannot be determined, the teacher or school official should assess an amount equal to the actual value of the book.)

Section 8. Damaged Books. Parents and/or guardians are required to pay for books damaged or in any way abused beyond reasonable wear. The amount to be charged in such cases shall be determined by the agent in charge of books and shall in no case exceed the amount of charge applicable had the books been lost, provided that the pupil may have the option of paying the damage fee or purchasing the book according to the schedule in Section 7 above.

Section 9. Deposits on Books. No board or agent thereof shall require a pupil to make a deposit to secure the return of books.

ARTICLE IV—BOOK LOSSES ABSORBED BY THE STATE

Section 1. Fire Loss. Books destroyed by fire in school buildings or private homes shall not be charged to the individual or school provided the proper official of the school furnishes a certified list of books destroyed.

Section 2. Books Handled by Children with Contagious Diseases. Books handled by children suffering from contagious diseases such as scarlet fever, diphtheria, etc., shall be burned by the local agent provided such destruction has been recommended by the physician attending the child. The local agent shall provide the Division of Textbooks with a certified list of the books destroyed.

ARTICLE V—RECORDS

Section 1. General. All parties responsible for books shall keep an accurate record of the number of books received and returned. This record shall show at all times the number of books for which the school or depository is responsible. Each school or depository shall also keep an accurate record of sales, lost books, and damage fees collected from pupils and the amount of such funds remitted to the Division of Textbooks.

Section 2. Invoicing of Textbooks. Each shipment of books to schools and depositories shall be accompanied by an invoice executed in triplicate. The original copy shall be sent to the Division of Textbooks, the second copy retained by the Central Depository, and the third copy sent to the unit requisitioning books. The unit agent shall verify the books received against the invoice. If errors are found between the number of books received and the number of books invoiced, an immediate report of discrepancies shall be made to the Division of Textbooks. The invoice shall be considered correct unless the Division of Textbooks is notified of discrepancies within three weeks from date invoice is received.

Section 3. Distribution Within the School. Books may be distributed directly to the pupils from a central bookroom, or delivered from the bookroom to each teacher to be issued to the pupils. The Division of Textbooks shall provide forms for recording books issued by agents and teachers.

Section 4. **Used Books.** All used books of each title shall be utilized before any new books of the same title are issued.

Section 5. **Books Returned by Pupils.** Books shall be turned in by the pupils as follows:

- 1—When the course or book is completed or dropped.
- 2—When the pupil withdraws from school.
- 3—At the end of the school year.

Section 6. **Transfer Pupils.** A pupil transferring from one school to another shall return his books to the agent of the school he is leaving. The agent shall indicate on the pupil's transfer records that the books have been returned. This date shall be sufficient evidence for the new school to issue books to the pupil. Such evidence is necessary for the new school to issue books.

Section 7. **Inventory.** Schools shall furnish such inventories and reports as may be required by the Division of Textbooks.

ARTICLE VI—INTERPRETATION

Section 1. **Interpretation.** The State Board of Education upon recommendation of the Division of Textbooks shall interpret these regulations both as to the meanings of words and substance of thought, and shall make changes or additions as conditions may warrant.

August 12, 1966.

FREE BASAL TEXTBOOKS

Grades 1-6

Section 1. **Free Basal Textbooks.** The State Board of Education has interpreted "Basal Textbooks" in Grades 1-6, relative to Act No. 1025 of the 1966 General Assembly, to include the following:

Spelling—Grades 2, 3, 4, 5 and 6 (Hard Back)

English Grammar—Grades 3, 4, 5 and 6

A Basal Reading Skills Program—Including the paper bound pre-primers which shall be considered non-consumable, the primer and first Reader in Grade 1, the first and second level Readers in Grades 2 and 3, and the basal Reader in Grades 4, 5 and 6. Plans are being formulated to provide a reasonable surplus to allow more latitude in furnishing the proper material for various reading levels in each grade.

Writing—Writing books are paper bound. However, they are to be considered as manuals and non-consumable. They should not be written in.

Social Studies—If a school selects one of the series with a primer and first book in Grade 1, the combined total shall not exceed a book per pupil. If a school selects a fusion series it may obtain a book per pupil. If a school selects a Social Studies Program with a Geography and a History it may obtain a book per pupil in each subject.

Health—

Arithmetic—Grades 1 and 2 may use an expendable work-textbook if a school so chooses, in which case no hard back books will be issued.

Grades 3, 4, 5 and 6 (Hard Back)

Science—

Music—Music texts shall be provided only to those schools which make provision for a planned course of Music instruction. Since no student text is available at the first grade level, each classroom teacher may be furnished the teacher's edition. A proposed formula for distribution of Music books is under study and will be submitted later.

Amendment to the Standards for Accredited Elementary Schools of South Carolina—Approved by the Board March 17, 1966

Promulgated under authority of Section 21-45 of the 1962 Code

(Filed in the office of the Secretary of State March 10, 1967)

1—Accreditation of elementary schools shall be on a continuing basis. Reports or applications are to be made each year and schools failing to meet standards shall be advised and/or warned to correct deficiencies before being dropped from accreditation. In the case of a serious deficiency, a school may be warned the first year.

2—Under **C. Method of Reporting**, delete item 4, "To be considered for accreditation the school's report must be postmarked not later than November 15."

3—All notices and letters pertaining to accreditation shall be sent to the district superintendent. Copies pertaining to an individual school may be sent to that particular school.

4—All publicity concerning the accreditation of a school system should be handled locally.

5—Beginning July 1, 1968, in cases where elementary and high school grades are housed on one campus, the elementary grades shall meet the standards as if they were housed on a separate campus.

UPPER ELEMENTARY SOCIAL STUDIES PROGRAM

Promulgated under authority of Act No. 309 of 1963

(Filed in the office of the Secretary of State April 27, 1967)

In order to enhance and strengthen the South Carolina History program and to emphasize the part that South Carolina has played in the development of our nation, it is recommended that South Carolina History be taught in the eighth grade and that Old World Social Studies be taught in the seventh grade. It is further recommended that the course in South Carolina History be taught as it relates to the United States and that there be two basal textbooks—one, Laidlaw's "The History of South Carolina"—two, one of the adopted textbooks for eighth grade United States History.

Immediate steps shall be taken by the Division of Instruction to develop adequate and comprehensive curriculum guidelines for use by teachers of the course proposed above. In the development of this curriculum material it is understood that full use will be made of the best available human resources including authorities in South Carolina history, government, geography, and economic development.

The social studies sequence for grades 5-8 follows:

Grade Five—Living in the United States present and past—influences in South Carolina development and development in other sections of the country. The textbooks adopted are background and introductory to the history and geography of the United States.

Grade Six—Life in other countries of the Americas as related to life in the United States. The textbooks adopted for this grade deal with life and geography of the Western Hemisphere. The history texts adopted for grade six do not fit this sequence. We recommend that their use in the seventh grade be approved.

Grade Seven—Life in other countries which have most influenced the development of the United States and countries in which the United States is currently most interested. The Old World Background will be taught in this grade. This course includes a study of life, history and geography of other countries including Asiatic which constitute our background as well as our present sphere of interest. Every social studies text on the adopted list except South Carolina History fits into this sequence.

Grade Eight—Development of South Carolina, with attention to its present and future and to its relationship to the United States as a whole. We recommend that the use of South Carolina History be approved as a text for use in the eighth grade course.

CHANGE IN REQUIREMENTS TO TEACH IN THE ELEMENTARY GRADES

Promulgated under the authority of Act No. 309 of 1963
(Filed in the office of the Secretary of State July 25, 1967)

The requirements for a certificate to teach in the elementary grades shall include only three semester hours in health education. These three semester hours may be earned in the course in personal and community health as required in the general education program or another health course specifically designed and required by the college for persons preparing to teach in the elementary school.

This change was approved by the State Board of Education on June 16, 1967, to take effect immediately.

CERTIFICATION REQUIREMENTS FOR READING TEACHERS AND SPECIALISTS

Reading Teacher

- A. Professional Class III Certificate.
- B. Two years of successful teaching experience.
- C. Credits in:

	Semester Hours
1. Fundamentals of basic reading instruction	3
2. Diagnosis and correction of reading difficulties	3
3. Practicum in reading	3
4. Methods and materials of reading instruction	3

Reading Consultant

- A. Professional Class III Certificate.
- B. Five years of successful teaching experience.
- C. Twelve semester hours in courses required for Reading Teacher.
- D. Graduate credits in:
 - 1. Organization and supervision of reading programs.. 3
 - 2. Testing and measurements 3
 - 3. Educational Psychology 3
 - 4. Reading in the secondary school 3

12**Reading Coordinator or Director**

- A. Professional Class III Certificate.
- B. Five years of successful teaching experience.
- C. Twenty-four semester hours in courses required for Reading Teacher and Reading Consultant.
- D. Graduate credits in:

	Semester Hours
1. Administration and supervision	3
2. Curriculum development	3
3. Research and literature in reading	3
4. Fundamentals of guidance	3

12**Reading Clinicians**

- A. Professional Class III Certificate.
- B. Two years of successful teaching experience.
- C. Twenty-four semester hours in courses required for Reading Teacher and Reading Consultant.
- D. Graduate credits in:

	Semester Hours
1. Advanced clinical testing, including individual intelligence testing	3
2. Exceptional child	3
3. Personality and abnormal psychology	3
4. Psychology of reading	3
5. Advanced course in remedial reading	3
6. Advanced practicum	3

18**REQUIREMENTS FOR A CERTIFICATE TO TEACH IN
PRESCHOOL AND ELEMENTARY GRADES**

A Bachelor's Degree which includes the following:

General Education. Same basic or general program as for elementary certificate specified in S. C. Requirements for Teacher Education and Certification, p. 2.

Professional Preparation	Semester Hours
A. Child Growth and Development	3
B. Behavior of the Preschool Child, including observation and participation	3
C. Principles and Philosophy of Education	3
D. Elementary School Materials, or Elementary School Curriculum, or Teaching of Arithmetic, or General Elementary School Methods	3
E. Teaching of Reading in the Elementary Grades	3
F. Methods and Materials in Preschool Curriculum	3
G. Directed Teaching: 3 semester hours at Preschool Level and 3 semester hours at Elementary School Level	6

24 Semester Hours

Required Courses in Liberal Arts. Same as for present elementary certificate.

INDUSTRIAL ARTS

In accordance with the authorization in Section 17 of the Higher Education Amendments of 1966 (P.L. 89-752), the South Carolina State Plan for strengthening instruction in the public elementary and secondary schools is amended to apply to Industrial Arts in addition to the other critical subjects under Title III of the National Defense Education Act of 1958, as amended.

Promulgated under the authority of Act No. 309 of 1963

(Filed in the office of the Secretary of State July 25, 1967)

1. All listings of critical subjects and references to the critical subjects are to be read as including Industrial Arts.
2. Subparagraph 312 is amended by the addition of the following:
3.12 **Industrial Arts (Fiscal Year 1967)**

There is one supervisor on the State Department of Education staff who devotes full time to Industrial Arts Education. One hundred and seventy-four schools are offering programs taught by a total of 205 teachers to approximately 18,000 students. There are no district or area supervisors in this program but the State Supervisor cooperates with other supervisory groups and state agencies.

The general duties of the Industrial Arts Supervisor, like that of the other subject supervisors, are to provide consultant services, promote, and give leadership toward improving the instructional program in this area. These activities include programs to up-grade and improve teachers through in-service workshops, counseling with individual teachers, and by working with the colleges offering industrial arts teacher training programs. In addition, the supervisor is responsible for acquainting school officials and the general public with the philosophy, aims, and objectives of industrial arts, and to assist with the up-grading of existing programs and the development of new programs. The Supervisor visits schools to appraise and evaluate existing pro-

grams and makes recommendations for improvement to administrators and instructors when needed.

3. Subparagraph 3.2 is amended by the addition of the following:

3.2 Plan Program Objectives For Industrial Arts

The objectives of the State's Title III Program to improve instruction in industrial arts are generally the same as the thirteen statements listed with reference to the other critical subjects included in the present State Plan as approved by the State Board of Education on March 12, 1965, except that these objectives are amended so as to include the subject of industrial arts in all instances to which reference is made to science, mathematics, modern foreign languages and other critical subjects.

The State will endeavor to improve the effectiveness of its supervisory and related services to the local districts and to promote programs designed to improve the quality of industrial arts instruction within the schools of the State through the following specific objectives:

1. To develop an understanding of industrial arts and technology in society
2. To develop a degree of skill with tools, machines, materials, and processes
3. To provide broadening industrial-technical information—understanding and skills
4. To develop the ability to design, experiment, plan, construct, and evaluate the projects and learning experiences
5. To provide a comprehensive background for better adjustment to the changing world of work, and for a better and wiser choice of work or post high school courses
6. To correlate practical experiences and academic subjects especially for physical sciences

4. Subparagraph 3.32 is amended by the addition of the following:

3.32 In Industrial Arts

The description of the plan for improvement of supervisory and related services as outlined in this section for science, mathematics, modern foreign languages and the other critical subjects shall be extended to include industrial arts. The program of expanded services for industrial arts will be identical to the program described in section 3.32 for the other critical subjects. The present staff consists of one supervisor and a secretary who devotes full time to the industrial arts program. Additional supervisors will be employed as the budget permits to coordinate and supervise the following services:

1. Assisting State Title III administrative staff in establishing priorities and standards and evaluating projects
2. Informing school administrators, teachers, and others involved in project planning concerning the purposes, regulations, and policies of Title III
3. Arranging for consultants and advisory committees to assist in state planning

4. Visiting and assisting local schools to initiate pilot or experimental programs, to exchange information of effective techniques, and to develop and organize instructional materials
 5. Training teachers in the use of new equipment and materials related to industrial arts
 6. Cooperating with other agencies whose objectives are to improve instruction in the areas covered by the act as amended
5. Subparagraph 3.4 is amended by the addition of the following:
 "The Description of the Expanded and Improved Related Services Program" is implied as including industrial arts in addition to the other critical subjects.

5.0 Certification of Plan.

5.1 Certificate of Officer Authorized by the State Educational Agency to Submit the State Plan.

State of South Carolina

I hereby certify that the State Plan was amended by the State Educational Agency on _____. I further certify the amendment attached to this certificate is the amendment approved by the State Board of Education. The plan as amended constitutes the basis for the operation and administration of the State's program established pursuant to Section 303 of Title III, Public Law 85-864, and pursuant to Section 17 of Public Law 89-752. All information and representations contained in the plan as of this date are accurate to the best of my knowledge and belief.

 State Superintendent of Education.

 Date

5.3 Certificate of Attorney General

State of South Carolina.

I hereby certify:

1. That the foregoing amendment of the State Plan submitted pursuant to Section 303 of Public Law 85-864, as amended, is in itself, consistent with State law; and
2. That, as amended, the said State Plan, as a whole, is consistent with State law.

 Attorney General of South Carolina.

 Date

State Plan for Making Available Library Resources Textbooks and other Instructional Materials under Section 201-207 of Title II and Sections 601-605 of Title VI, Public Law 89-10.

Promulgated under authority of Section 21-45 of the 1962 Code
 (Filed in the office of the Secretary of State March 10, 1967)

Persons desiring to see the complete text of the above plan should consult the copy on file in the office of the Secretary of State.

Amendments to State Plan for Making Available School Library Resources, Textbooks and other Instructional materials under Title II of Public Law 89-10.

Promulgated under authority of Act No. 309 of 1963

(Filed in the office of the Secretary of State May 31, 1967)

Complete text of amendments and plan on file in office of Secretary of State. Those interested should refer to this copy.

Revised State Plan for the Strengthening of Instruction in Science, Mathematics, and Modern Foreign Languages and other critical subjects under Sections 301-304 of Title III, Public Law 85-864, as amended.

Promulgated under authority of Section 21-45 of the 1962 Code

(Filed in the office of the Secretary of State March 10, 1967)

Persons desiring to see complete text of above plan are referred to copy on file in the office of the Secretary of State.

**Revised State Plan for Title 5 A, National Defense Education Act—
“Guidance, Counseling and Testing”**

Promulgated under authority of Act No. 309 of 1963

(Filed in the office of the Secretary of State July 25, 1967)

Complete text on file in office of Secretary of State. Those interested should refer to this copy.

STATE BOARD OF HEALTH**Milk and Milk Products**

(Adopted January 18, 1967)

Promulgated under authority of Section 32-8 of the 1962 Code

(Filed in the office of the Secretary of State January 31, 1967)

Complete text of these Rules and Regulations are on file in the office of the Secretary of State. Those interested should refer to this copy.

Death and Birth Certificates

Promulgated under the authority of Section 32-8 of the 1962 Code

(Filed in the office of the Secretary of State April 11, 1967)

SECTION 7. Certificate of Fetal Death.

The Certificate of Fetal Death shall contain information required by the standard certificate as recommended by the national agency in charge of vital statistics, all of the items of which are declared necessary for the legal, social and sanitary purposes subserved by registration records with such additions as are necessary to meet local requirements.

SECTION 8. Certificate of Death.

The Certificate of Death shall contain information required by the standard certificate as recommended by the national agency in charge of vital statistics, all of the items of which are declared necessary for the

legal, social and sanitary purposes subserved by registration records with such additions as are necessary to meet local requirements.

SECTION 18. Certificate of Birth.

The original Certificate of Birth shall contain information required by the standard certificate as recommended by the national agency in charge of vital statistics, all of the items of which are declared necessary for the legal, social and sanitary purposes subserved by registration records with such additions as are necessary to meet local requirements, provided, however, that all information concerning legitimacy status and medical details shall be recorded in a confidential section of the original birth certificate which section shall not be provided on certified copies under confidential cover for medical and welfare purposes.

These regulations supercede those filed in the Secretary of State's office November 9, 1949, concerning birth, death and fetal death.

Slaughter Houses

Promulgated under authority of Section 32-8 of the 1962 Code

(Filed in the office of the Secretary of State July 6, 1967)

Rules and Regulations for Sanitary Control of Slaughter Houses filed with the Secretary of State January 24, 1946 are hereby repealed.

STATE HIGHWAY DEPARTMENT

Protective Helmets, Goggles, Face Shields and Windscreens for Operators and Passengers of Two-Wheeled Motorized Vehicles

Promulgated under authority of Act No. 144 of 1967

(Filed in the office of the Secretary of State June 29, 1967)

I. DEFINITIONS

For purposes of interpretation and enforcement of the Act, the following definitions are established:

A. Protective helmet—A covering device primarily intended to protect the upper part of the wearer's head against blow.

B. Goggles—A device consisting of glass or plastic eye pieces or eye cups worn over the eyes and held in place by a headband or temple piece for protection of the eyes and eye sockets.

C. Face Shield—A device attached to a helmet which covers the wearer's face at least to a point approximating the tip of the nose for the purpose of providing protection of the eyes against flying objects, dust, glare or a combination of these hazards.

D. Windscreen—A device mounted on a two-wheeled motorized vehicle forward of the rider designed to deflect wind and/or small flying objects from the face and body of the rider.

E. Harness—Collectively all those parts of a helmet such as chin strap, etc., which act to restrain and hold the helmet in proper position on the head of the wearer.

F. Shell—The outer material that gives rigidity and provides the general form of the helmet.

II. REQUIREMENTS FOR APPROVAL

A. Helmet: Shall be approved only if it meets the minimum requirements of the USA Standard No. Z90.1-1966 for Protective Headgear for Vehicular Users with respect to

1. Construction
2. Materials
3. Extent of protection (coverage)
4. Labelling
5. Shock absorption (except limited to one impact at each of four sites)
6. Penetration
7. Retention (performance of harness)

Also, to be approved by the Department, a helmet shall have a reflectorized surface, or shall have securely affixed thereto on both the right and left side a reflectorized material providing not less than 4 square inches of reflectorized surface on each side of the helmet. If the reflectorized material is affixed to the helmet, it must be attached with a suitable permanent, weather-proof and water-resistant adhesive.

Special Labelling

Helmets approved by the Department shall be permanently labelled on the outer surface of the shell at the lower rear center edge with letters and numbers at least 1/4" in height giving the manufacturer's name or trade name and model name or number, and these shall be the same under which the helmet has been approved by the Department.

B. Goggles: Shall be approved only if they meet with the minimum requirements of the "Eye Protection" section of the USA Standard No. Z-2.1-1959 for Head, Eye and Respiratory Protection, specifically that portion applicable to the following types of eye protection devices:

- Goggles, eye cup (except welders and cutters)
- Spectacles, metal or plastic frame
- Goggles, flexible fitting
- Spectacles, plastic eye shield

The following modifications of the USA Standards shall be applicable:

(a) Table 3, Selection of Eye-and-Face-Protective Devices, shall not apply.

(b) Language referring to employees shall be construed as referring to persons operating or riding on a two-wheeled motorized vehicle.

Special Labelling

Goggles approved by the Highway Department shall bear a readily identifiable mark used by the manufacturer to indicate compliance with the USA Standards, and the device shall bear a manufacturer's tag at time of sale to the consumer indicating the brand name and model designation, and these shall be the same under which the goggles were approved by the Department.

C. Face Shield: Shall be approved only if:

(a) It meets the requirements established in the USA Standard Specifications No. Z2.1-1959 for Head, Eye and Respiratory Protection, speci-

cally that portion devoted to "Face Shields" and prescribing official test procedures for the following physical qualities (other than where exceptions or modifications are given):

1. Impact resistance, plastic-window face shield, except that the face shield shall be tested while attached to a helmet and the harness of the helmet shall take the place of the crown strap.
2. Penetration resistance, plastic-window face shield
3. Visible transmittance, plastic windows
4. Flammability, plastic windows
5. Disinfection

(b) The edge of the shield is smooth, and if bevelled it must be dull finished.

(c) The shield is adequately supported, as a snap-on or flip-up attachment to the helmet.

(d) The shield covers the face both front and sides, from the leading edge of the helmet above the eyes to a point at or below the tip of the nose of the wearer.

(e) The shield is marked permanently and legibly for manufacturer identification as required by USA Standard No. Z2.1-1959 and in addition bears a manufacturer's tag at time of sale to the consumer indicating brand name and model designation, and these shall be the same under which the shield was approved by the Department.

D. Windscreen: Shall be approved only if

(a) The visual material meets the provisions appearing in USA Standard Specifications No. Z26.1-1966 for Safety Glazing Materials for Motor Vehicles Operated on Land Highways as pertaining to motorcycle use. For rigid plastic material Item No. 4 of Table 1 shall be used, and for flexible plastics Item No. 6 of Table 1 shall be used.

(b) The metal support for the shield shall be of material that will bend under impact rather than fragment.

(c) Cover material, other than visual material, shall be beaded at the edges or otherwise suitably trimmed off to prevent fraying, and if cloth shall be tested for flammability in accordance with procedures of No. 5902 of specifications of the ASTM.

(d) Each windscreen approved shall be labelled at a readily visible location showing the name of manufacturer, trade name if any and model designation, and these shall be the same name and model under which the device has been approved.

III. CERTIFICATION AND APPROVAL

A. Tests

Tests to demonstrate compliance with requirements of the law shall be performed by independent testing agencies considered by the Highway Department to be qualified to conduct such tests. Test reports shall be complete showing test results as against minimum or maximum values prescribed by the applicable State Standards and Specifications and shall be certified by the testing agency with respect to accuracy and compliance with the requirements for approval.

B. Procedure for Securing Approval

(a) A manufacturer desiring approval of a helmet, goggles, face shields or windscreen shall submit to the Director, Motor Vehicle Division, State Highway Department, Columbia, South Carolina postage prepaid a test report (From an independent testing laboratory approved by the State) certified as required under the foregoing paragraph on "Test," together with a sample of the device for which approval is sought, fully identified as required by these regulations.

(b) If after receiving the report and the related sample the Department finds that the device meets the requirements of these regulations a notice of approval of the device will be issued. All samples will be retained by the Highway Department for future reference and control purposes.

(c) Any protective device appearing on the approved list of the Public Health Service of the U. S. Department of Health, Education and Welfare will be approved if it also meets all other requirements of the South Carolina Act not included in current USA Standards upon which DHEW approval is based.

INSURANCE COMMISSION

Refusal to renew or issue a private passenger automobile liability insurance policy or cancellation of such policy within sixty days of its effective date.

Promulgated under authority of Act No. 996 of 1966

(Filed in the office of the Secretary of State November 23, 1966)

1. This regulation is required by Act No. 996 of 1966**2. Scope of Act and This Regulation**

A. The Act and this Regulation apply to every private passenger automobile not customarily engaged in public transportation or livery, including pick-up trucks rated as private passenger automobiles, whether written under individual, non-commercial policies or as part of commercial fleet policies.

B. Where both private passenger automobile liability and physical damage coverages are, or would be, afforded under the same policy and the specific facts upon which the company relies relate only to the physical damage coverages, the Act and this Regulation apply to the matter and the right of appeal will lie. Where only the automobile physical damage coverages are sought to be denied or terminated and the liability coverage is accepted or continued, the right of appeal will not lie in favor of the applicant or insured.

3. Notice of Act to be Given When Applicable

A. Every cancellation, subject to the Act, every refusal to renew a policy subject thereto, and every refusal to issue such a policy after application or premium has been accepted by the Company or its agent, shall contain a notice printed in bold face type of not less size than type used to decline or terminate the coverage, advising the applicant or insured of his right to be informed in writing by the Company of the

specific facts which caused the refusal to renew, refusal to issue or cancellation and the address from which such information may be obtained. Such notice shall further advise the applicant or insured that if he considers the specific facts to be furnished by the Company not to constitute a "valid and generally accepted underwriting basis for the Company's actions" in refusing to renew, refusal to issue or cancelling, he may then appeal to the South Carolina Department of Insurance for a determination of the matter.

B. Any address furnished by the Company as the address to which the request for specific facts is to be sent by the applicant or insured shall be conclusively presumed to be the Home Office of the country for purposes of the Act and this Regulation.

C. Notice containing the language quoted in paragraph (D) below need not be filed for approval with the Department but if alternative language is used, such notice shall be filed with the Department for approval prior to such use. If the notice is printed on the reverse side of cancellation, rejection or non-renewal advice, an appropriate reference thereto must be made on the face of the instrument.

D. Form of Notice of Act

INFORMATION REGARDING YOUR RIGHT TO APPEAL

You are hereby advised that South Carolina law provides that upon request in writing made by you to this Company, you are entitled to be informed in writing as to the specific facts which caused this Company to deny or terminate coverage.

To avail yourself of the provisions of the law, you must write this Company at the address shown hereon within fifteen days after receiving this notice.

If upon receiving the specific facts as to the cause for the Company's denying or terminating coverage, you do not agree that those specific facts constitute a "valid and generally accepted underwriting basis for the Company's actions", you will then be entitled to appeal to the South Carolina Department of Insurance for a determination, as provided by this law.

Nothing herein affects or modifies the notice to which it relates and you are cautioned as to the importance of obtaining other liability insurance or paying the fee under the Uninsured Motorists Act of South Carolina.

(Company's address must appear conspicuously on one side of this form)

4. Compliance with Requests for Specific Facts

Responsive to the request for specific facts, the Company shall furnish the same by letter or appropriate form, in duplicate. Such letter or form shall inform the applicant or insured that if he does not agree that the specific facts which caused the Company's action are correct or that they constitute a "valid and generally accepted underwriting basis for the Company's actions," he is entitled to appeal to the South Carolina Department of Insurance for a determination by writing the Department at 1401 Hampton Street, Columbia, enclosing the duplicate of

the letter or form containing the specific facts relied upon by the Company.

5. Companies Must Give Specific Facts and Not Generalities

A Company that cancels, rejects or refuses a risk subject to the Act may not refuse to furnish the specific facts upon request or furnish the same in such generalities as to indicate a want of concern as to the outcome of an appeal, since such flouting of the letter or spirit of the Act and this Regulation will be intolerable. This Department regards the Act as an expression of the public policy of this State as manifested by the General Assembly and will view willful disregard of its provisions or wholesale violation of its letter or spirit as incompatible with the public interest.

6. Procedure for Determinations and Issuance of Orders—Judicial Review

Every appeal filed pursuant to the provisions of the Act and this Regulation shall be docketed and numbered and shall then be assigned to a Deputy or Director of this Department who shall cause the respondent Company to be notified as to the date when, not less than 10 days thereafter, the matter will be considered. The applicant or insured filing the appeal shall be similarly notified and each party shall be advised that although attendance in person or through counsel is welcomed it is not necessary. Where necessary or appropriate, request may be made for additional information or documentary evidence such as, but not limited to, medical reports, highway patrol accident reports, insurance loss notices or accident reports, claim files and similar materials. If a party to the proceeding holds it within his power to produce such information or documentary evidence and fails or refuses to do so, it may be presumed that the facts therein would be contrary to his present contention.

On or after the date appointed for consideration of the appeal, the Director or Deputy to whom the matter was assigned shall consider the matter and render his findings with respect to whether the specific facts which caused the Company's action in refusing to renew, refusing to issue or cancelling coverage are correct and/or whether such specific facts constitute a "valid and generally accepted underwriting basis" for the Company's actions. Such findings and the evidence and reasons supporting them shall be reduced to writing. Thereafter, such findings and the entire record of the appeal shall be forwarded to another Director or Deputy of the Department for review. The latter shall note his conclusions based upon the record and forward the appeal, together with his recommendations, to the Chief Insurance Commissioner.

The Chief Insurance Commissioner shall, thereafter issue such Order as he deems proper based upon the record, the findings of the hearing officer and the recommendations of the review officer. Such Order shall be filed as of record and copies thereof shall be furnished the opposing parties. Determinations by the Department are subject to judicial review as provided in Section 37-70 of the South Carolina Code of Laws.

7. Annual Report of Appeals

A record of the disposition of all appeals filed under Act No. 996 will be maintained for each insurer for the purpose of publishing such record in future Annual Reports of the Insurance Department.

POLLUTION CONTROL AUTHORITY

Promulgated under the authority of Section 70-108 of the 1962 Code
(Filed in the office of the Secretary of State March 16, 1967)

General

In the promulgation of these regulations, the Authority finds that the standards and procedures herein prescribed are necessary to prevent undesirable levels of air contaminants (as defined in Section 70-101 (17) of the S. C. Pollution Control Law) of the State of South Carolina. These regulations shall not apply to interstate motor vehicles, including railroad rolling stock.

REGULATION NO. 1**A. Report Required**

1. Any person who normally tends to discharge an air contaminant to the atmosphere where such person is not now discharging such material; any person intending to increase an existing atmospheric contaminating discharge; or any person intending to build, alter, or add to any device for the control of air contaminant discharges shall, before starting such work, advise the Authority in writing concerning his intentions, and shall supply to the Authority a written report, in duplicate, describing the system which is proposed and the steps which will be taken to protect the atmosphere of the State against new pollution or an increase in existing pollution. This report shall be made to the Authority prior to equipment start-up and preferably 30 days prior to such start-up. This report shall be prepared according to the general rules stated below. At present no report will be required for motor vehicle exhausts or four (4) family and smaller dwelling units.

2. **Content of Report**—The report concerning the contemplated actions enumerated in this Regulation shall include the following:

- a. A brief statement describing the action which is proposed.
- b. A statement giving the location of the establishment concerned, and either an adequate description of the exact location of the point of discharge, or a map showing such location.
- c. A statement giving the character, volume and concentration of the solid, liquid or gas, which is being or will be discharged as measured by a reliable method or as estimated according to accepted practice.
- d. A description of the control system which will be installed and used.
- e. Such other pertinent data as may be necessary for a good understanding of the proposal which is being made.

f. Nothing herein contained, however, shall require any person to disclose any classified data of the Federal Government or any confidential information relating to secret processes or economics of operation.

3. This report is to be required for any physical construction, subject to this Regulation, started on or after July 1, 1967.

B. Variances

The Authority may grant individual variances beyond the limitations set forth in the following Regulations as provided in Section 70-123.3 of the South Carolina Pollution Control Law.

The Authority, in certain circumstances, may impose more stringent or less stringent limits than those specified in the following Regulations. When it is determined by the use of scientific methods, that in order to prevent or control air pollution from a specific source, more stringent limits are required, the Authority may impose such limits within the scope of its authority as defined in the South Carolina Pollution Control Law; but except in cases of emergency no more stringent requirements shall be imposed unless the alleged offender is afforded a hearing by the Authority after not less than 7 days notice.

C. Definition of Terms:

The following words and phrases when used in these Regulations shall for the purpose of these Regulations have the meanings respectively ascribed to them in this section, unless a different meaning is clearly indicated. This section augments Section 70-101 of the South Carolina Pollution Control Law:

Air Contaminant

Particulate matter, dust, fumes, gas mist smoke, or vapor, or any combination thereof produced by process other than natural.

Ambient Air

The surrounding atmosphere

Areas

Subject to the provisions of Section 70-123.1 (C) of the South Carolina Pollution Control Law, (a) "Predominantly Residential Area" shall mean an area in which the predominant use of the land is devoted to human habitation and, exclusive of any industrial area encompassed therein, shall include 1. the area within the incorporated limits of cities and towns and 2. the commercial portions of such predominantly residential area, whether or not the same is within the incorporated limits of a city or town.

(b) "Predominantly Industrial Area" shall mean any area in which 1. the predominant use of the land is devoted to the operation of one or more manufacturing, processing, or other industrial plants (including electric power generating facilities), or other uses incident thereto, or 2. the principal business activity conducted therein consists of manufacturing, processing, other industrial operations (including the generation of electric power), or other activities incident thereto, and shall include any area lying within one-half mile of any such plant, operation, use or activity. For the purpose of this section "industrial plant" means the physical installations or buildings and does not include parking lots or other plant-owned property not being used for manufacturing or processing.

(c) For the purposes of Regulation No. 3 (Particulate Emission, Fuel Burning Operations), "Predominantly Non-Residential Area" means any area not included within the definition of Predominantly Residential Area or Predominantly Industrial Area.

(d) For the purposes of Regulation No. 4 (Sulfur Dioxide Emission), "Non-Industrial Area" or "Predominantly Non-Industrial Area" means any area not included within the definition of Predominantly Residential Area or Predominantly Industrial Area.

Authority

The South Carolina Pollution Control Authority.

Effective Stack Height

The sum of the stack height and the rise of the stack gases above the stack due to the exit of gas velocity and temperature.

Environmental Location

Location of human, plant, or animal life or property.

Fuel Burning Operation

Use of furnace, boiler, device, or mechanism used principally but not exclusively, to burn any fuel for the purpose of indirect heating in which material being heated is not contacted by and adds no substance to the products of combustion.

Mass Emission Rate

The weight discharged per unit of time.

Particulate Matter

Any material that exists in a finely divided form as a solid at standard conditions.

Ringelmann Chart

The chart published and described in the U. S. Bureau of Mines Information Circular 7718.

Smoke Emission

Small gas-borne and air-borne particles arising from a process of combustion in sufficient number to be observable.

Solid Fuel

A fuel which is fired as a solid such as coal, lignite and wood.

Source

Any and all points of origin of air contaminants whether private or publicly owned or operated.

Stack

Any flue, conduit, duct, chimney or opening arranged to conduct an effluent to the open air.

Stack Height

The vertical distance measured in feet between the point of discharge from the stack or chimney into the outdoor atmosphere and the elevation of the land thereunder.

Standard Conditions

29.92 inches of mercury at 70° F.

Undesirable Levels

The presence in the outdoor atmosphere of one or more air contaminants in sufficient quantities and of such characteristics and duration as to be injurious to human, plant or animal life or to property.

D. Engineering Guides

A statement of guidelines, engineering factors to be considered, and procedures established will be published by the Authority from time to time and will be on file and distributed by the Authority to interested persons. These guides may serve as a basis of design to install or modify equipment or devices subject to the provisions of these regulations. The Authority may authorize or require deviations from the provisions of the engineering guides when the conditions in respect to a particular case are such as to justify deviations. Deviations may be either of a more restrictive or less restrictive nature.

E. Defined Areas

In cases in which (1) defined areas may overlap or be difficult of determination, or (2) strict application of these regulations may be inequitable or constitute a hardship or other undesirable economic consequences, the Authority will apply the factors prescribed by Section 70-123.1 (A) (4) of the South Carolina Pollution Control Law.

REGULATION NO. 2**Smoke Emission**

A. In cases of solid fuel combustion, the Ringelmann Chart will be used as a guideline for air pollution control. Any single source exceeding Ringelmann Chart No. 2 will be subject to investigation by the Authority. In general, Ringelmann readings should not apply to emissions whose density (appearance) is essentially due to water and/or whose rate of particulate emission meets regulations which apply to particulate emission. For a reasonable amount of time, Ringelmann Chart No. 2 may be exceeded during periods of start-up, soot blowing, equipment change, rapping of precipitators and ash removal.

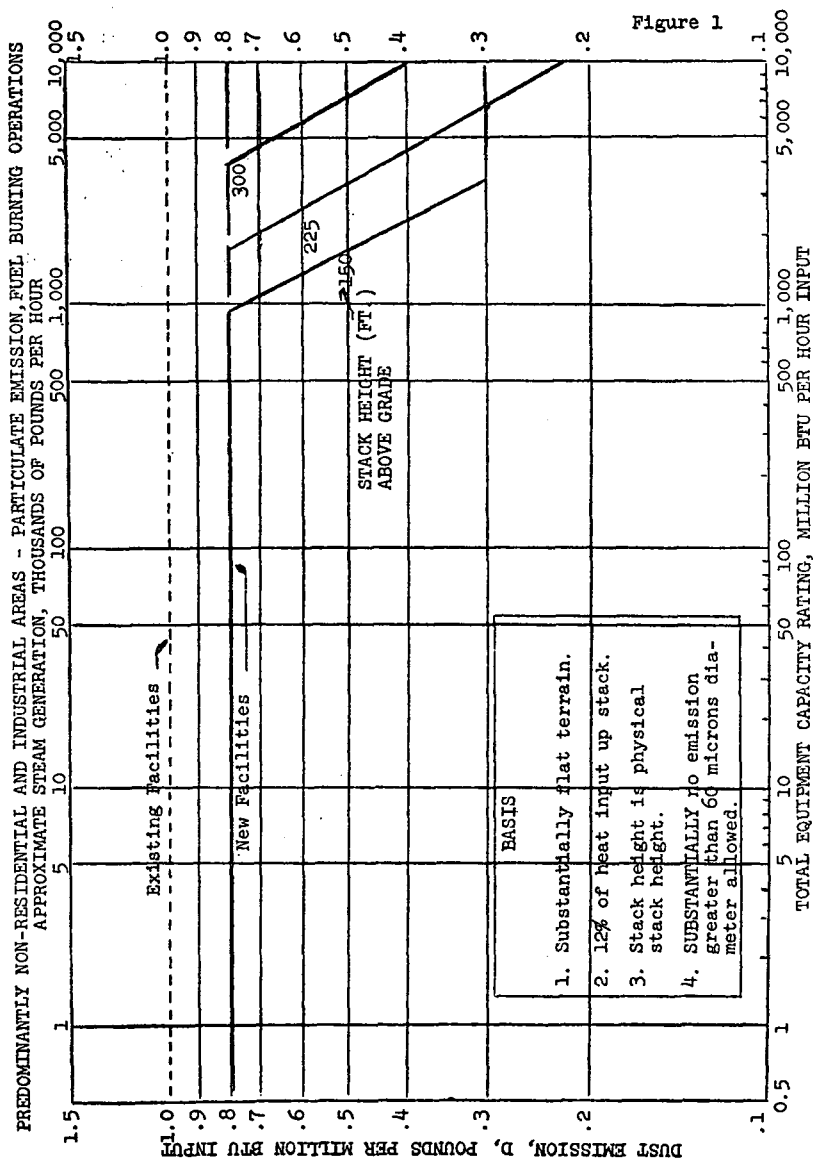
B. In cases of oil or gas burning, no one shall discharge to the outside atmosphere from any single source of emission, smoke of a shade darker than No. 2 on the Ringelmann Chart. In general, Ringelmann readings should not apply to emissions whose density (appearance) is essentially due to water. For a reasonable amount of time, Ringelmann Chart No. 2 may be exceeded during periods of start-up, soot blowing or equipment change.

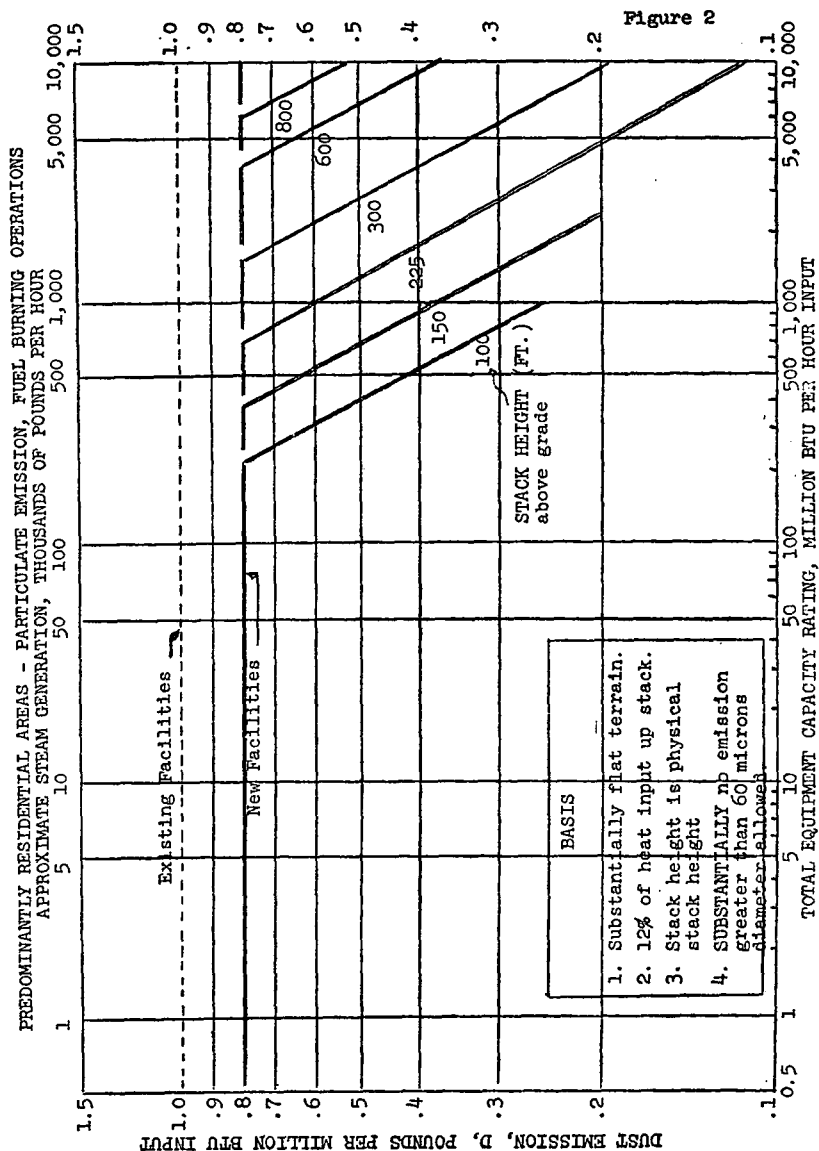
REGULATION NO. 3**Particulate Emission, Fuel Burning Operations**

For new facilities as hereinafter defined, the allowable discharge of particulate matter arising from combustion operations shall be the maximum quantities determined by the values shown on Figures 1 and 2 with respect to new facilities. Existing facilities (as defined below) shall not emit more than one (1) pound of particulate matter per million

BTUs of heat input as shown in Figures 1 and 2. Existing facilities, equipped with particulate removal equipment operating above 80% efficiency, shall be deemed to have complied with particulate emission regulations, unless such a particulate emission clearly constitutes an undesirable level as noted in Section 70-101 (17) of the South Carolina Pollution Control Law. New facilities are defined as follows: Any private or public property except private residences or dwellings of four families or less which will commence operations on or after January 1, 1968, or any private or public property except private residences or dwellings of four families or less, the physical construction of which begins on or after July 1, 1967.

Existing facilities are defined as all facilities other than new facilities as defined above, excluding private residences or dwellings of four families or less.





REGULATION NO. 4**Sulfur Dioxide Emission**

A. Ambient air limits for SO_2 at environmental locations as measured at any one stationary sampling point may equal but not exceed the following values:

Predominantly Residential or Non-Industrial Areas

0.30 ppm by volume for a continuous 30 to 60 minute period, or 0.10 ppm by volume for a continuous 24 hour period.

Predominantly Industrial Areas

0.50 ppm by volume for a continuous 30 to 60 minute period, or 0.17 ppm by volume for a continuous 24 hour period.

B. The mass emission rate of SO_2 from individual sources shall be determined by acceptable atmospheric dispersion equations in order to meet the above limits.

C. In the Appendix entitled "Engineering" Charts 1-7 have been prepared as a guide for compliance with these ambient air limits. The charts are not prescribed, but do represent dispersion equations, techniques and emission values found to be acceptable to the Authority.

Disposal Systems and Hearings Relating to Water Pollution Control
Promulgated under the authority of Sections 70-101 through 70-139 of
the 1962 Code

(Filed in the office of the Secretary of State June 23, 1967)

1. Applications for permits and plans and specifications for

- (1) new disposal systems
- (2) alterations or additions to existing disposal systems
- (3) placing such new or altered system in operation
- (4) increasing the load on any receiving stream by added discharge through an existing system

shall be submitted to the combined Sanitary Engineering Division of the State Board of Health and the Pollution Control Authority in accordance with existing regulations.

2. Public notice of all hearings on matters relating to water pollution control set by the Authority shall be made by publication once each week for two consecutive weeks prior to the hearing date in a newspaper of general circulation in the county in which the waters under consideration are located. Where the waters under consideration are located in more than one county, then such hearing shall be held in the county selected by the Authority and such notice shall be published in a newspaper of general circulation in the area concerned. Where the matter under consideration is deemed by the Authority to be of state-wide significance, such public hearing shall be conducted at the place selected by the Authority and public notice thereof shall be published once each week for two consecutive weeks prior to the hearing date in daily newspapers of general circulation in the cities of Charleston, Columbia, and Greenville, or such others as determined by the Authority.

3. Public hearing provided by the Pollution Control Law shall be conducted by a Hearing Examiner of Examiners, who shall be members of the Authority or persons duly authorized by the Authority, in accordance with the Law. A record of the proceedings shall be taken, and a copy thereof, certified by the Hearing Examiner, shall be filed in the office of the Pollution Control Authority. All testimony shall be given under oath administered by the Hearing Examiner or any other competent and authorized party. All parties and persons interested may present printed, mimeographed or typewritten briefs, and may make oral arguments in the discretion of the Hearing Examiner.

For the receipt of additional testimony or data, the Authority or Hearing Examiners may continue any such hearing to another date or another location.

4. Hearing examiners within sixty (60) days after the closing of the hearing shall make a report thereof to the Pollution Control Authority. Such report shall be accompanied by a transcript of testimony taken, together with exhibits, and conclusions based on examinations conducted by the technical staff of the Authority relative to conditions existing in any waters. The Authority shall make decisions and determinations and, not later than six (6) months after receipt of the report file appropriate orders as a public record in the office of the Pollution Control Authority, Columbia, S. C.

On the date of filing, a copy of any such order shall be served by registered mail or by personal service upon all persons or parties sought to be bound thereby, and thereafter copies shall be mailed upon request to any interested person.

5. Appeals from final orders of the Authority shall be made within 30 days from the date of the filing of such order, in accordance with Section 70-131, S. C. Code 1962.

6. Any person or persons who shall desire a hearing or rehearing on any matter within the jurisdiction and control of the Pollution Control Authority shall make a written request therefor to the Executive Director of the Authority, setting forth in concise form the specific questions sought to be considered and the reasons for such hearing or rehearing. Such requests shall be considered by the Authority at the next regular meeting following receipt of the request, and the Authority may in its sole discretion grant such hearing or rehearing.

(This supersedes Rules and Regulations filed in the office of the Secretary of State on July 7, 1958.)

A Regulation Requiring the Submission of Engineering Reports as a Part of Applications for the Discharge of Sewage and/or Industrial Wastes and for the Construction or Alteration of Treatment Works or Outlets or for the Increase of Load through Existing Treatment Works or Outlets

Promulgated under authority of Section 70-108 of the 1962 Code
(Filed in the office of the Secretary of State June 23, 1967)

I. GENERAL

Under Title 70, Chapter 3, Water and Air Pollution, Section 70-108, Volume 14 of the 1962 Code of Laws of South Carolina, the South Carolina Pollution Control Authority is authorized to adopt such rules and regulations as may be necessary to implement the Law.

II. DEFINITIONS

For the purpose of this regulation, the definitions set forth in Section 70-101, S. C. Code 1962, are adopted.

III. REQUIREMENTS FOR THE SUBMISSION OF REPORTS

A. Who Shall Submit Reports

Any person intending to discharge sewage and/or industrial waste into the waters of the State where such wastes are not presently discharged; any person intending to increase the quantity of sewage and/or industrial wastes which are being discharged to such waters on the effective date of this Regulation; any person intending to construct a new outlet, or build, add to, or alter any treatment works for the handling of sewage and/or industrial wastes, shall, before starting such work, apply to the South Carolina Pollution Control Authority on the form provided for such application, and shall supply to the Authority a general Engineering Report describing the proposed work and its purpose and the steps which will be taken to control pollution of the waters of the State. Said report shall be prepared in accordance with the general rules which follow. No construction work shall be started until the report has been approved and a construction permit has been received from the Authority. All conditions under which such permit is issued, which are considered by the Authority to be reasonable and necessary, shall be stated in the permit.

B. Professional Engineer Required

The information submitted in compliance with this Regulation shall be prepared by a person properly qualified to perform engineering work as provided in the South Carolina Code of Laws of 1962, Title 56, Chapter 12. The report shall be submitted to the South Carolina Pollution Control Authority, Columbia, South Carolina, and shall be signed by a professional engineer as defined by the above named Act. Said report shall be submitted at least thirty days before approval is desired.

C. Content of Engineer's Report

To comply with these regulations the report shall include the following:

1. A brief statement describing the proposed project.

2. A statement giving the location of the proposed sewage and/or industrial waste outfall, and either an adequate description of its exact location, or a map showing its location.
3. A statement giving the volume and concentration of sewage and/or industrial waste, as measured or as estimated by some reliable method, which is being or which will be discharged and the extent to which the volume and concentration will be affected by the proposed project.
4. An estimate of the extent to which the quality (expressed in terms of pounds B.O.D. per 24 hr. and such other parameters as may be pertinent) of the waste will be improved by the proposed treatment works or by such other or additional steps as will be taken to control pollution.

The constituents of the waste which may influence its quality may include, but shall not be limited to the following:

- a. Oil, floating and settleable solids.
 - b. Acids, alkalies, and dissolved salts.
 - c. (1) Organic matter as measured by the test for bio-chemical oxygen demand.
(2) Organic matter as measured by the test for chemical oxygen demand.
 - d. Toxic materials.
 - e. Compounds producing taste and odor in water or in the flesh of edible fish.
 - f. Colored materials and dyes.
 - g. In all the above, tests and analyses shall be made by methods prescribed by the Authority.
 5. A description of the treatment works which will be provided, including plans and specifications.
 6. An estimate of the minimum 7-day average flow rate that occurs with an average frequency of once in 10 years in the receiving stream.
 7. An estimate of the extent to which the proposed discharge, whether treated or not, will alter or affect the quality of the receiving water in relation to its specified class.
 8. Such other pertinent data as may be necessary for a good understanding of the proposal which is being made.
 9. Any information relating to processes or methods or manufacture or production obtained by the Authority in carrying out its responsibilities shall be kept strictly confidential when so requested.
- IV. The foregoing Regulation shall become effective immediately upon filing and certification in the office of the Secretary of State.
- (This supersedes Rules and Regulations filed in the office of the Secretary of State on December 15, 1953.)

Water Classification-Standards System

Promulgated under the authority of Section 70-109 of the 1962 Code
(Filed in the office of the Secretary of State May 20, 1967)

SECTION I. DEFINITIONS

The definition of any word or phrase employed in Sections II or III shall be the same as given in Section 70-101, South Carolina Pollution Control Law. The following words or phrases which are not defined in said Section shall be defined or have meanings as follows:

Source of water supply for drinking, culinary or food processing purposes shall mean any source, either public or private, the waters from which are used for domestic consumption, or used in connection with the processing of milk, beverages, food or for other purposes which require finished water meeting U. S. Public Health Service Drinking Water Standards.

Approved Treatment as applying to water supplies means treatment accepted as satisfactory by the authorities responsible for exercising supervision over the sanitary quality of water supplies.

Bathing shall include swimming but shall be regarded as a best usage only for waters in which bathing is or may be expected to be subject to effective sanitary supervision and control.

Fishing shall include the propagation of fish and other aquatic life.

Agricultural shall include use of water for stock watering, irrigation, and other farm purposes, but not as source of water supply for drinking, culinary or food processing purposes.

Tidal Waters shall mean all waters whose elevation is subjected to periodic changes under the influence of oceanic tides.

Tidal Salt Waters shall mean those tidal waters which have a chloride ion content in excess of 250 ppm. (parts per million)

Underground Disposal shall mean the disposal of wastes by pumping or allowing to flow by gravity into the ground in such a manner as to enter the water-bearing strata of the earth. Such disposal is not to be permitted without the most careful justification. This definition does not cover the use of tile fields in connection with septic tanks, or any other type of ground waste disposal permitted under regulations of the State Board of Health.

Intermittent Discharge of Wastes shall refer to the practice of holding industrial wastes, domestic sewage, or mixtures of the two; in lagoons, tanks or other suitable containers for discharge at appropriate times. Such lagoons, tanks, or other containers shall be considered waste treatment plants to be operated on permit of the Authority as specified by the Pollution Control Law and shall be operated in the manner specified by the permit.

Controlled Discharge of Wastes and other phrases or words of the same general intent shall be construed the same as **Intermittent Discharge of Wastes**.

Swamp Waters shall refer to waters whose topographical location is such as to cause them to have very low flow velocities, and certain characteristics different from adjacent streams.

SECTION II. RULES APPLICABLE TO ALL CLASSES AND STANDARDS

The General Assembly of South Carolina, in Section 70-102, Code of Laws of South Carolina 1962, has declared the following policy:

"It is hereby declared to be the public policy of the State that reasonable standards of purity of the waters of the State be maintained, consistent with public health, the public enjoyment of such waters, the propagation and protection of fish, shellfish and wildlife, the operation of existing industries and the future industrial development of the State with a reasonable balance of consideration of the public welfare and, to that end, that the use of reasonable methods to prevent and control pollution of the waters be required.

Consistent with this policy, the Pollution Control Authority of South Carolina does adopt general rules for the waters of South Carolina as follows:

1. The classes and standards set forth in Section III are intended to protect public health and welfare by providing criteria for the streams of South Carolina which will stabilize and improve water quality in step with changes in the economy of the State and new technical developments. No permit issued hereunder, therefore, shall be interpreted as creating any vested right in any person.

2. No waters of this State shall be used for the sole or principal purpose of transporting wastes.

3. No wastes amenable to treatment or control shall be discharged into any interstate water without treatment or control. All wastes, prior to discharge into any interstate water, shall receive the best practical treatment or control, unless it can be demonstrated that a lesser degree of treatment or control will provide for water quality improvement consistent with present and anticipated future water uses. This rule shall not be construed as requiring a greater degree of treatment than necessary to meet the Stream Classification Standards set forth in Section III.

4. In any case where the waters into which the sewage, industrial wastes or other waste effluents discharge are assigned a different classification than the waters into which such receiving waters flow, the standards applicable to the waters which receive such sewage or waste effluents shall be supplemented by the following stipulation: The quality of any waters receiving sewage, industrial wastes or other waste discharges shall be such that no impairment of the best usage of waters in any other class shall occur by reason of such sewage, industrial wastes discharges.

5. Tests or analytical determinations to determine compliance or non-compliance with standards shall be made in accordance with methods and procedures approved by the Pollution Control Authority. (In approving methods, so far as practical and applicable, the Authority will be guided by the latest edition of "Standard Methods for the Examination of Water, Sewage and Industrial Wastes" published by the American Public Health Association, the American Water Works Association, and the Water Pollution Control Federation.)

6. In making any tests or analytical determinations of classified waters to determine affect on compliance or non-compliance of sewage, industrial wastes or other wastes discharged into them, samples shall be collected in such a manner and at such locations as are approved by the Pollution Control Authority as being representative of the receiving waters after opportunity for reasonable dilution and mixture with the wastes discharged thereto.

- (a) Specific numerical standards for all classes shall be met for at least 16 hours of the 24 hour day. In no instance shall the maximum adverse deviation exceed 25% of the set specification.
- (b) Samples shall be taken from points so distributed over the area and depth of the waters being studied as to permit a realistic appraisal of such actual or potential damage to water use or aquatic life as may exist.
- (c) Bioassay methods may be used in appropriate situation.
- (d) Temporal distribution of samples in tidal waters shall be such as to cover the full range of tidal conditions.
- (e) The criteria are applicable to any fresh water stream when the flow rate is equal to or greater than the minimum 7-day-average flow rate that occurs with an average frequency of once in ten years.

7. Natural waters may, on occasion, have characteristics outside of the limits established by the standards. The standards adopted herein relate to the condition of waters as affected by the discharge of sewage, industrial wastes, or other wastes.

8. Where tests for compliance with the fresh water standards for those classifications of B or above disclose that the minimum requirements thereof are being met with regularity at each point of use for swimming, domestic supply or other use specified for its class, as determined by paragraph six above, no violation of such classification shall be deemed to exist by virtue of any variation from the requirements thereof which occurs other than at any such point of use, due to the discharge of wastes into any stream so classified, unless the quality of the water at such other point fails to meet the normal requirements of the next lower classification.

SECTION III. ESTABLISHED CLASSES FOR FRESH SURFACE WATERS AND THE STANDARDS OF QUALITY AND PURITY WHICH SHALL BE APPLIED THERE TO:

CLASS AA

Waters meeting S. C. State Board of Health requirements as suitable for use for domestic and food processing purposes with sterilization as only treatment required. Suitable also for uses requiring waters of lesser quality.

Quality Standards for Class AA Waters

Items	Specifications
1. Floating solids; settleable solids; oil; sludge deposits; taste or odor producing substances.	None attributable to sewage, industrial wastes or other wastes.
2. Sewage or waste effluents.	None.
3. Dissolved oxygen.	Not less than 5 ppm.
4. Toxic wastes, deleterious substances, colored or other wastes or heated liquids.	None in amounts to exceed limitations set by S. C. State Board of Health for waters for this use.

CLASS A

Waters meeting S. C. State Board of Health requirements as suitable for use as swimming waters. Suitable also for other uses requiring waters of lesser quality.

Quality Standards for Class A Waters

Items	Specifications
1. Floating solids; settleable solids; oil; sludge deposits.	None which are readily visible and attributable to sewage, industrial wastes or other wastes and which measurably increase the amounts of these constituents in receiving waters after opportunity for reasonable dilution and mixture with the wastes discharged thereto.
2. Sewage or waste effluents.	None in such quantity or quality as to raise the Coliform bacteria mpn of these waters above 1,000 per 100 ml.
3. Odor producing substances contained in sewage, industrial wastes or other wastes.	The waters after opportunity for reasonable dilution and mixture with the wastes discharged thereto shall not have an increased threshold odor number greater than 8, due to such added wastes.
4. Phenolic compounds	Not greater than 5 parts per billion. (Phenol)
5. pH	Range between 6.0 and 8.0, except that swamp waters may range from pH 5.0 to pH 8.0.
6. Dissolved Oxygen.	Not less than 5 ppm, except that swamp waters may have a low of 2.5 ppm.
7. Toxic wastes, deleterious substances, colored or other wastes, or heated liquids.	None alone or in combination with other substances or wastes in sufficient amounts or at such temperatures as to be injurious to fish life or make the waters unsafe or unsuitable for bathing.

CLASS B

Waters suitable for domestic supply after complete treatment in accordance with requirements of the S. C. State Board of Health. Suitable also for uses requiring water of lesser quality.

Quality Standards for Class B Waters

Items	Specifications
1. Floating solids; settleable solids; oil; sludge deposits.	None which are readily visible and attributable to sewage, industrial wastes or other wastes and which measurably increase the amounts of these constituents in receiving waters after opportunity for reasonable dilution and mixture with the wastes discharged thereto.
2. Sewage or waste effluents.	None in such quantities or qualities as to make the Coliform bacteria mpn of the waters exceed a mpn of 20,000/100 ml.
3. pH	Range between 6.0 and 8.0, except that swamp waters may range from pH 5.0 to pH 8.0.
4. Dissolved Oxygen.	Not less than 4.0 ppm, except that swamp waters may have a low of 2.5 ppm.
5. Phenolic compounds.	Not greater than 5 parts per billion.
6. Toxic wastes, deleterious substances, colored or other wastes or heated liquids.	None alone or in combination with other substances or wastes in sufficient amounts or at such temperatures as to be injurious to fish or make the waters unamenable to standard treatment processes intended to prepare them for domestic use.

CLASS C

Waters suitable for propagation of fish, industrial and agricultural uses and other uses requiring water of lesser quality.

Quality Standards for Class C Waters

Items	Specifications
1. Floating solids; settleable solids; oil; sludge deposits.	None which are readily visible and attributable to sewage, industrial wastes or other wastes and which measurably increase the amounts of these constituents in receiving waters after opportunity for reasonable dilution and mixture with the wastes discharged thereto.
2. pH	Range between 6.0 and 8.5, except that swamp waters may range between 5.0 and 8.5.
3. Dissolved Oxygen.	Not less than 4 ppm, except that swamp waters may have a low of 2.0 ppm.

4. Toxic wastes, deleterious substances, colored or other wastes, or heated liquids. None alone or in combination with other substances or wastes in sufficient amounts or at such temperatures as to be injurious to fish life or impair the waters for any other best usage as determined by the Pollution Control Authority for the specific waters which are assigned to this class.

CLASS C.

Waters suitable for fish survival*, industrial and agricultural uses and other uses requiring water of lesser quality.

Quality Standards for Class C_a Waters**Items**

- | | |
|--|---|
| 1. Floating solids; settleable solids; oil; sludge deposits. | None which are readily visible and attributable to sewage, industrial wastes or other wastes and which measurably increase the amounts of these constituents in receiving waters after opportunity for reasonable dilution and mixture with wastes discharged thereto. |
| 2. pH | Range between 6.0 and 8.5, except that swamp waters may range between 5.0 and 8.5. |
| 3. Dissolved Oxygen. | Not less than 2.0 ppm. |
| 4. Toxic wastes, deleterious substances, colored or other wastes, or heated liquids. | None alone or in combination with other substances or wastes in sufficient amounts or at such temperatures as to be injurious to fish survival* or impair the water for any other best usage as determined by the Pollution Control Authority for the specific waters which are assigned to this class. |

November 28, 1950—Filed with the Secretary of State

August 26, 1953—Amendment filed with the Secretary of State

March 20, 1967—Filed with the Secretary of State. This supersedes standards filed November 28, 1950 and amendment thereto filed August 26, 1953 (C_a).

* "Fish survival," as used in this standard, means the continued existence of individual fish normally indigenous to waters of this type.

Classes and Standards for Tidal Salt Waters**CLASS SA**

Waters suitable for Shellfishing for market purposes and any other usages. Suitable also for uses requiring water of lesser quality.

Quality Standards for Class SA Waters

Items	Specifications
1. Floating solids; settleable solids; oil; sludge deposits.	None attributable to sewage or industrial wastes.
2. Garbage, cinders, ashes, oils, sludge or other refuse.	None.
3. Sewage or waste effluents.	None which are not effectively disinfected.
4. Dissolved Oxygen.	Not less than 5.0 parts per million.
5. Toxic wastes, deleterious substances, colored or other wastes or heated liquids.	None alone or in combination with other substances or wastes in sufficient amounts or at such temperatures as to be injurious to edible fish or shellfish or the culture or propagation thereof, or which in any manner shall adversely affect the flavor, color, odor, or sanitary condition thereof or impair the waters for any other best usage as determined for the specific waters which are assigned to this class.
6. Organisms of Coliform group.	The median MPN value in any series of samples representative of waters in the shellfish growing area shall not be in excess of 70 per 100 milliliters.
7. pH	Shall not vary more than one pH unit above or below that of effluent-free waters in the same geographical area having a similar total salinity and temperature.

CLASS SB

Waters suitable for bathing and any other usages except shellfishing for market purposes. Suitable also for uses requiring water of lesser quality.

Quality Standards for Class SB Waters

Items	Specifications
1. Floating solids; settleable solids; oil; sludge deposits.	None attributable to sewage or industrial wastes.
2. Garbage, cinders, ashes, oils, sludge or other refuse.	None.
3. Sewage or waste effluents.	None which are not effectively disinfected.

- | | |
|---|--|
| 4. Dissolved Oxygen. | Not less than 5.0 parts per million. |
| 5. Toxic wastes, deleterious substances, colored or other wastes or heated liquids. | None alone or in combination with other substances or wastes in sufficient amounts or at such temperatures as to be injurious to edible fish or the culture or propagation thereof, or which in any manner shall adversely affect the flavor, color, odor or sanitary condition thereof; to make the waters unsafe or unsuitable for bathing or impair the waters for any other best usage as determined for the specific waters which are assigned to this class. |
| 6. Organisms of Coliform group | None in excess of the requirements of the South Carolina State Board of Health for bathing waters. |
| 7. pH. | Shall not vary more than one pH unit above or below that of effluent-free waters in the same geographical area having a similar total salinity and temperature. |

CLASS SC

Waters suitable for crabbing, commercial fishing and any other usages except bathing or other shellfishing for market purposes. Suitable also for uses requiring water of lesser quality.

Quality Standards for Class SC Waters

- | Items | Specifications |
|---|--|
| 1. Floating solids; settleable solids; sludge deposits. | None which are readily visible and attributable to sewage or industrial wastes or which deleteriously increase the amounts of those constituents in receiving waters after opportunity for reasonable dilution and mixture with the wastes discharged thereto. |
| 2. Garbage, cinders, ashes, oils, sludge or other refuse. | None. |
| 3. Dissolved Oxygen. | Not less than 4.0 parts per million. |
| 4. Toxic wastes, oils, deleterious substances, colored or other wastes or heated liquids. | None alone or in combination with other substances or wastes in sufficient amounts or at such temperatures as to be injurious to edible fish or the culture or propagation thereof, or which in any manner shall adversely affect the flavor, color, odor, or sanitary condition of fish or impair the waters for any other best usage |

- as determined for the specific waters which are assigned to this class.
5. pH. Shall not vary more than one pH unit above or below that of effluent-free waters in the same geographical area having a similar total salinity and temperature.

Stream Classification

Promulgated under authority of Section 70-101 through 70-139
of 1962 Code

(Filed in the office of the Secretary of State December 13, 1966)

The public hearing as required by law prior to the classification and/or reclassification of streams was held in Edgefield, S. C., October 28, 1966.

This action is based on the following finding of fact made by the Authority after consideration of the transcript of public hearing held by the South Carolina Pollution Control Authority in Edgefield, S. C., October 28, 1966:

1. THAT Sweetwater Branch from its headwaters in Aiken and Edgefield counties to its confluence with Stevens Creek in Edgefield County is presently unclassified.
2. THAT classification of Sweetwater Branch is requested by Robert N. DeVore, M.D., who proposes to use this stream for recreational purposes—a summer camp for boys and girls.
3. THAT testimony at the hearing indicated that interested local residents desire that these waters be placed in Class A.
4. THAT no objection to this proposal was voiced at the hearing.
5. THAT surveys of the environs made by the technical staff indicate that the stream should have no difficulty in meeting Class A standards.
6. THAT based on these facts, we therefore find the proper classification of Sweetwater Branch and tributaries from its headwaters in Aiken and Edgefield counties to its confluence with Stevens Creek in Edgefield county to be Class A.

(Filed in the office of the Secretary of State October 6, 1966)

The Public Hearing as required by law prior to the classification and/or reclassification of streams was held in Kershaw, South Carolina, September 1, 1966.

This action is based on the finding of fact made by the Authority after consideration of the transcript of public hearing held by the South Carolina Pollution Control Authority in Kershaw, South Carolina, September 1, 1966:

1. THAT the public hearing was requested by B. P. Barber and Associates, Engineers for the Town of Kershaw, so that the stream might be reclassified at a level suitable for use as a raw water source for the Town of Kershaw, and further that engineering studies indicate the feasibility of this plan.

2. THAT Hanging Rock Creek in Kershaw County is presently classified at Level C.
3. THAT analyses performed by the Technical staff of the South Carolina Pollution Control Authority show that West Branch Hanging Rock Creek meets quality standards for Class B waters.
4. THAT no objection to this proposal was expressed at the hearing.
5. THAT based on these facts, we therefore find the proper classification of Hanging Rock Creek (West Branch) and tributaries from its headwaters near the Town of Heath Springs in Lancaster County to its intersection with Secondary Road 84 in Kershaw County to be Class B.

(This supersedes the classification of Hanging Rock Creek (West Branch) and tributaries in Lancaster and Kershaw counties, adopted May 23, 1956, and filed with the Secretary of State on June 8, 1956.)

PUBLIC SERVICE COMMISSION

Operation of Gas Utilities

Promulgated under authority of Section 58-111 of the 1962 Code
(Filed in the office of the Secretary of State November 23, 1966)

Complete text of the above regulations are on file in the office of the Secretary of State. Those interested should refer to this copy.

Rules No. 20, 42 and 51 amended

Promulgated under authority of Sections 58-1401 through 58-1501
of the 1962 Code

(Filed in the office of the Secretary of State June 15, 1967)

Rule 20. The proviso under Section 58-1404, as amended, stating "nothing in articles 1 to 6 of this chapter shall apply to _____ farmers or dairymen hauling dairy or farm products, or to any other person engaged in hauling perishable products of the farm or dairy products for hire from the farm to the first market when sold in South Carolina", does not extend an exemption to persons who make a regular business of transporting farm and/or dairy products which are not perishable and, hence, such persons are required to comply with this chapter of the Code in all respects in like manner to other persons engaged in motor transportation for hire.

Rule 42. The maximum bus fares in South Carolina shall not exceed thirty-five cents for distances not exceeding ten miles.

Rule 51. Changes in time schedules affecting the time of arrival or departure of any motor vehicle at or from any station or stopping place on its line or route, or which will effect an increase or a reduction in the number of motor vehicles operated over any scheduled line or route, or which will effect an increase or a reduction in the amount of passenger service rendered in any terminal, station or intermediate point must be made as follows:

1. A new time schedule must be issued bearing the next consecutive number and shall show reference to number of time schedule can-

called thereby as follows: TIME SCHEDULE NO. 2 CANCELS TIME SCHEDULE NO. 1.

2. Two copies of the proposed time schedule shall be filed with the Commission, accompanied by copies of the notice as published in connection therewith and hereafter required, and notice given to the public by posting a copy in a conspicuous place in each station, and by publishing notice of such proposed change in at least one newspaper in each county, in, into, or through which the service will operate fifteen days prior to the effective date of such change, and thirty days prior to the effective date of discontinuance of schedules, and any objection to the said discontinuance of schedules shall be filed with the Commission fifteen days prior to the effective date of the said discontinuance.

3. After such notice, such time schedule will be considered in full force and effect unless ordered withdrawn, modified or suspended.

4. The Commission may, on its own motion, or on the filing of a sufficient protest of any person or persons affected, order such time schedule withdrawn, modified or suspended.

SERVICE SUPPLIED BY SEWAGE DISPOSAL COMPANIES

Promulgated under authority of Section 58-101 of the 1962 Code

(Filed in the Office of the Secretary of State April 27, 1967)

101. AUTHORIZATION OF RULES

1. Section 58-101 of the Code of Laws of South Carolina, 1962, provides: "That the Public Service Commission is hereby, to the extent granted, vested with power and jurisdiction to supervise and regulate the rates and service of every 'Public Utility' in this State as defined in this Act, together with the power, after hearing, to ascertain and fix such just and reasonable standards, classifications, regulations, practices, and measurements of service to be furnished, imposed, observed and followed by every public utility in this State, and the State hereby asserts its rights to regulate the rates and services of every 'Public Utility' as herein defined."

In accordance with the above provisions the Public Service Commission has adopted the following rules and fixed the following standards to govern sewerage service by public utilities, such rules to become effective the first day of May, 1967. All previous rules or standards conflicting with those contained herein are hereby annulled and superseded.

2. The adoption of these rules shall in no way preclude the Public Service Commission from altering, amending, or revoking them in whole or in part, or from requiring any other or additional service, equipment, facility, or standard, either upon complaint or upon its own motion, or upon the application of any utility.

102. APPLICATION OF RULES

1. These rules shall apply to any person, firm, or corporation which is now or may hereafter become engaged as a public utility in the business of furnishing sewerage to any consumer within the State

of South Carolina, except public utilities owned or operated by any municipality or agency thereof and/or any sewer authority specifically exempted by statute.

2. The rules are intended to define good practice which can normally be expected. They are intended to insure adequate service and prevent unfair charges to the public, and to protect the utilities from unreasonable demands. The cooperation of the utilities with the Commission is pre-supposed.
3. In any case where compliance with any of these rules introduces unusual difficulty, such rules may be waived by the Commission upon application of the utility.

103. DEFINITIONS

The following words and terms, when used in these rules, shall have the meaning indicated:

1. **Commission**—The Public Service Commission of South Carolina.
2. **Customer**—Any person, partnership, association, corporation, or governmental agency being provided with sewage disposal service by a utility.
3. **Main**—sewerage pipe, owned, operated, or maintained by a sewage disposal company, which is used to transport sewage, but does not include "service pipe."
4. **Premises**—a tract of land or real estate, including buildings and other appurtenances thereon.
5. **Service pipe**—the pipe which runs from the customer's premises to the main, and which receives sewage from the customer's premises.
6. **Sewage**—Sewage shall mean ground garbage, human and animal excretions, and all other domestic type waste normally disposed of by a domicile, or commercial establishment, through the sanitary drainage system.
7. **Sewerage plant**—plant and property owned by a sewage disposal utility, used in its business operations of providing sewage disposal service to its customers.
8. **Utility**—a "sewage disposal company" as defined in Section 58-101 of the Code of Laws of South Carolina.

200. ENGINEERING

201. ENGINEERING PRACTICE

The sewerage plant of the utility shall be constructed, installed, maintained and operated in accordance with accepted good engineering practice to assure, as far as reasonably possible, continuity of service, uniformity in the quality of service furnished, and the safety of persons and property.

202. DESIGN AND CONSTRUCTION REQUIREMENTS

The design and construction of the sewage plant shall conform to the requirements of the division of Sanitary Engineering of the South Carolina State Department of Health.

203. MINIMUM PIPE SIZE

The mains shall be at least 8 inches inside diameter and the service pipes shall be at least 4 inches inside diameter.

204. ADEQUACY OF SEWERAGE PLANT

The capacity of the utility's plant for the collection, transmission, treatment and disposal of sewage and sewage effluent must be sufficiently large to meet all normal demands for service and provide a reasonable reserve for emergencies.

205. INSPECTION OF SEWERAGE PLANT

Each utility must adopt a program of inspection of its sewerage plant in order to determine the necessity for replacement and repair. The frequency of the various inspections shall be based on the utility's experience and accepted good practice. Each utility shall keep sufficient records to give evidence of compliance with its inspection program.

206. SERVICE PIPE CONNECTIONS

1. **Utility's Service Pipe.** The utility shall install and maintain that portion of the service pipe from the main to the boundary line of the easement, public road, or street under which such main may be located.
2. **Customer's Service Pipe.** The customer shall install and maintain that portion of the service pipe from the end of the utility's portion into the premises served.
 - (a.) **Requirements for Customer's Service Pipe.** The portion of the service pipe installed and maintained by the customer shall conform to all reasonable rules and regulations of the utility. It must be constructed of approved materials and must be installed and maintained in accordance with accepted good practice and in conformance with applicable codes of governmental regulations.
3. **Restrictions on Installation** A sewer service pipe shall not be laid in the same trench with water pipe unless that water service pipe is laid on a shelf on the side of the trench, not less than 12 inches above and not less than 18 inches horizontally away from the sewer pipe.
4. **Inspection.** If a governmental agency requires an inspection of the customer's plumbing, the utility shall not connect the customer's service pipe until it receives a notice from the inspecting agency certifying that the customer's plumbing is satisfactory.

300. RECORDS AND REPORTS**301. AVAILABILITY OF RECORDS**

All records required by these rules or necessary for the administration thereof shall be available for examination by the Commission or its authorized representatives.

302. RETENTION OF RECORDS

Unless otherwise specified by the Commission all records required by these rules shall be preserved for two (2) years.

303. TARIFF

Each utility shall file with the Commission a copy of its tariff which shall include:

1. **Rates.** Each schedule or rates for service.
2. **Rules.** The utility's rules, or terms and conditions, describing the utility's policies and practices in rendering service.

304. INFORMATION TO BE FILED WITH THE COMMISSION

1. **Special Contracts.** Each utility shall file with the Commission a copy of each contract for service not covered by the utility's filed tariff.
2. **Installation Rules.** Each utility shall file with the Commission a copy of the utility's rules, if any, designed by the utility for the use of engineers, architects, contractors, etc., covering service installations.
3. **Bill Forms.** Each utility shall file with the Commission a sample of each type of customer bill form, which shall include the information normally shown on a customer's bill for service.
4. **Map of System.** Each utility shall file with the Commission a map showing the utility's operating area. This map shall be revised annually unless such revision is unnecessary, in which event the utility shall notify the Commission that the map on file is current. If practicable, the map should show:
 - (a.) Location of pumping stations, treatment plants and disposal points.
 - (b.) Mains by size.
 - (c.) Location of manholes.
 - (d.) Territorial boundary.
 - (e.) Names of all communities (Post Offices) served.
5. **Persons to Contact.** Each utility shall file with the Commission the name, title, address, and telephone number of the person who should be contacted in connection with:
 - (a.) General management duties.
 - (b.) Customer relations (complaints).
 - (c.) Engineering operations.
 - (d.) Emergencies during non-office hours.
6. **Fatal Accident Notice.** In the event of a fatal accident prompt notice shall be given to the Commission by telephone or telegraph.
7. **Accident Notices.** Each utility shall file with the Commission an "Accident Notice" report on forms provided by the Commission within 30 days after the end of any month during which an accident occurred.
8. **Construction Reports.** Each utility shall file with the Commission a notification of all proposed important additions to plant, the construction of which was started by the utility during the pre-

ceding month. For the purpose of this rule an important addition to plant shall mean a single project involving the expenditure of at least \$50,000, or an amount equivalent to at least 10% of the total sewerage plant in service, whichever is less. The notification shall be submitted, in duplicate, on forms supplied by the Commission. One copy will be numbered for identification and returned to the utility to be completed and returned to the Commission when the construction of the project has been completed to the extent that the facility was placed in operation during the preceding month.

9. **Location of Records.** Each utility shall notify the Commission of the location at which it keeps the various classes of records required by these rules.

400. CUSTOMER RELATIONS

401. APPLICATIONS FOR SERVICE

1. **Applications.** All applications for sewerage service should be made in writing.
2. **Application Constitutes Contract.** The accepted application shall constitute a contract between the company and the applicant, obligating the applicant to pay for sewerage service in accordance with the utility's tariff currently on file with the Public Service Commission, and to comply with the Commission's Regulations Governing Service Supplied by Sewage Disposal Companies.
3. **Termination of Service.** When a customer desires to have his service terminated he must notify the utility and such notification should be in writing.

402. INFORMATION FOR CUSTOMERS

1. **System Maps or Records.** Each utility shall maintain up-to-date maps, plans, or records of its entire force main and collection systems with such other information as may be necessary to enable the utility to advise prospective customers and others entitled to the information as to the facilities available for serving any locality.
2. **Selecting Rate Schedule.** Each utility shall assist the customer or prospective customer in selecting the most economical rate schedule.
3. **Notifying Customers.** Each utility shall notify customers affected by a change in rates or schedule classification.
4. **Tariff Notice.** Each utility shall post a notice in a conspicuous place in each office of the utility where applications for service are received informing the public that a copy of its tariff as filed with the Commission is available for inspection.
5. **Other Information.** Each utility shall furnish such additional information as the customer may reasonably request.

403. DEPOSITS FROM CUSTOMERS TO GUARANTEE PAYMENT OF BILLS

1. Each utility may require from any customer, or prospective customer, a cash deposit or other acceptable security intended to

guarantee payment of bills. Such required deposit or other security shall not exceed the amount of an estimated six (6) months' bill of such customer. Interest shall be paid by the utility upon cash deposits at the rate of 4% per annum, payable upon the return of the deposit or at such other time as the Commission may direct, for the time such deposit was held by the utility and customer was served by the utility; provided such deposit was not held less than six months. If security other than cash is tendered by customer and such security is not acceptable to the utility, then the customer may submit to the Commission security offered and the action of the Commission shall be binding on both parties.

2. Each utility having on hand cash deposits from customers, or hereafter receiving deposits from them, shall keep records to show:
 - (a.) the name of each customer making such deposit;
 - (b.) the premises occupied by the customer when the deposit was made;
 - (c.) the amount and date of making the deposit;
 - (d.) A record of each transaction concerning such deposit, such as payment of interest, interest credited, etc.
3. Each utility shall issue to every customer, from whom a cash deposit is received, a non-assignable receipt.
4. Each utility shall provide reasonable ways and means whereby a depositor who makes application for the return of his deposit or any balance to which he is entitled, but is unable to produce the original certificate or deposit or receipt, may not be deprived of his deposit or balance.
5. Each utility requiring a deposit to insure payment of bills shall pay interest to customers at least every five years, or upon direction of the Commission. Interest payments may be made by check or by a credit to current billing.

404. BILL FORMS

1. **Amount.** The gross and/or net amount of the bill.
2. **Payment Date.** The date by which the customer must pay the bill in order to benefit from any discount or to avoid any penalty.
3. **Estimated Bill.** A distinct marking to identify an estimated bill.
4. **Rate Schedule.** The applicable rate schedule, or identification of the applicable rate schedule. If the actual rates are not shown, the bill shall carry a statement to the effect that the applicable rate schedule will be furnished on request.

405. BILLING RECORDS

1. **Retention of Records.** Unless otherwise specified by the Commission, all records required by these rules shall be preserved for two years.

406. REFUSAL TO SERVE APPLICANT

1. **Non-Compliance with Regulations.** A utility may decline to serve an applicant until he has complied with the Commission's Regu-

lations Governing Service Supplied by Sewage Disposal Companies, and any other applicable State or Municipal regulations governing sewer service, and the rules of the utility on file with the Commission.

2. **Utility's Facilities Inadequate.** A utility may decline to serve an applicant if it does not have adequate facilities to render the service applied for, or if the intended use is of a character that is likely to adversely affect service to the other customers.
3. **Applicant's Facilities Inadequate.** The utility may refuse to serve an applicant if, in its judgment, the applicant's installation of sewer piping is regarded as hazardous or of such character that satisfactory service cannot be given.
4. **Failure to Provide Deposit.** The utility may refuse to serve an applicant or customer if he fails to provide the utility with a deposit as authorized in Rule 403.
5. **Applicant's Recourse.** If the utility refuses to serve an applicant under the provisions of this rule or any other rule, the utility shall inform the applicant of the basis of its refusal, and the applicant may appeal to the Commission for a ruling.
6. **Discontinuance of Service.** The utility may discontinue the furnishing of sewage service to any of its customers for any of the following reasons:
 - (a.) Whenever the customer has allowed his bill to become one year or more in arrears.
 - (b.) For molesting or tampering with any service or sewage pipe, or for illegally making connection into any sewage line for the disposal of drainage surface waters.
7. **Notice Prior to Discontinuance of Service.** Before any sewage service may be discontinued, the utility must give thirty (30) days written notice to the customer, with copies forwarded to the Division of Sanitary Engineering of the State Board of Health and The South Carolina Public Service Commission, all by Certified Mail. At the expiration of the thirty (30) day period, set forth above, the utility shall forward a second notice by Certified Mail to the customer advising that following ten (10) days thereafter, his sewage service may be discontinued at any time without further notice. After the physical discontinuance of any sewage service, the Division of Sanitary Engineering of the State Board of Health shall immediately be notified of the action and the name and address of the customer.
8. **Reconnection Charges.** Following the physical disconnection of any sewage service, the utility shall not be required to reconnect such service until all arrearages have been paid and reconnection charge of One Hundred (\$100.00) Dollars has been paid to the utility.

407. RIGHT OF ACCESS

The authorized agents of the utility shall have the right of access to the customer's premises, at reasonable hours, for the purpose of inspecting the customer's sewerage connections and for any other pur-

pose which is proper and necessary in the conduct of the utility's business.

408. IDENTIFICATION OF EMPLOYEES

Every employee, whose duties require him to enter the customer's premises, should wear a distinguishing uniform, or other insignia identifying him as an employee of the utility. The minimum requirement shall be a badge or identification card, carried on his person, certifying him as an employee of the utility authorized to enter the premises to perform necessary inspections or work.

409. INVESTIGATION OF COMPLAINTS

The utility shall investigate promptly and thoroughly any complaint concerning its charges, practices, facilities or service.

410. RECORDS OF COMPLAINTS

The utility shall keep such records of customer complaints as will enable it to review and analyze its procedures and actions as an aid in rendering improved service.

500. QUALITY OF SERVICE

501. ADEQUATE PLANT

Each utility shall maintain and operate a sewage treatment plant of adequate size and properly equipped to treat the sewage, and discharge the effluent at the degree of purity required by the Health Laws of the State of South Carolina, and in other respects shall comply with the laws and regulations of the state and local Departments of Health.

502. LIMITATIONS OF SEWERAGE SYSTEM

No sewage disposal utility shall be obliged to receive for treatment, or disposal, any material except sewage as defined in Rule 103-6. Rain water discharged from roofs, lawns, paved areas, etc., is especially prohibited, unless the sewerage system is designed with collecting mains and treatment plant of adequate size to accommodate this greater flow of liquid. The sewage disposal utility shall not be obliged to receive for treatment or disposal any corrosive or toxic industrial liquid waste. Industrial liquid waste which has been treated to make it non-corrosive and non-toxic may be accepted for disposal provided the utility's plant is of sufficient size to accommodate it.

503. INTERRUPTION OF SERVICE

1. **Endeavor to Avoid Interruptions.** Each utility shall make reasonable efforts to avoid interruptions of service but when interruptions occur, service shall be re-established within the shortest time practicable, consistent with safety.
2. **Notification to Commission.** Each utility shall notify the Commission by telephone or telegraph of any interruption to the service of a major portion of its distribution system when such interruption lasts for more than 6 hours.

3. **Planned Interruptions.** Planned interruptions shall be made at a time that will not cause unreasonable inconvenience to customers and shall be preceded, if feasible, by adequate notice to those who will be affected.
4. **Record of Interruptions.** Each utility shall keep records of interruptions of service on its system and shall make an analysis of the records for the purpose of determining steps to be taken to prevent recurrence of such interruptions. Such records should include the following information concerning the interruptions:
 - (a.) Cause
 - (b.) Date and time
 - (c.) Duration

600. SAFETY

601. PROTECTIVE MEASURES

1. **Exercise Reasonable Care.** Each utility shall exercise reasonable care to reduce the hazards to which its employees, its customers and the general public may be subjected.
2. **Investigation by Commission.** The utility shall give reasonable assistance to the Commission in the investigation of the cause of accidents and in the determination of suitable means of preventing accidents.
3. **Record of Accidents.** Each utility shall maintain a summary of all reportable accidents arising from its operations.

602. SAFETY PROGRAM

1. **Safety Program.** Each utility shall adopt and execute a safety program, fitted to the size and type of its operations.
2. **Suitable Tools and Equipment.** Each utility should require its employees to use suitable tools and equipment in order that they may perform their work in a safe manner.
3. **Safe Work Methods.** Each utility should require its employees to use safe methods in performing their work.
4. **Instruction In Artificial Respiration.** Each utility should require that any employees who, in the course of their work, are subject to the hazard of asphyxiation, electrical shock or drowning, be properly instructed in accepted methods of artificial respiration.

Service Supplied by Water Companies

Promulgated under authority of Section 58-111 of the 1962 Code
(Filed in the office of the Secretary of State April 27, 1967)

101. AUTHORIZATION OF RULES

1. Section 58-111 of the Code of Laws of South Carolina, 1962, provides: "That the Public Service Commission, is hereby, to the extent granted, vested with power and jurisdiction to supervise and regulate the rates and service of every 'Public Utility' in this State as defined in this Act, together with the power, after hearing, to ascertain and fix such just and reasonable standards, classifications,

regulations, practices, and measurements of service to be furnished, imposed, observed and followed by every public utility in this State, and the State hereby asserts its rights to regulate the rates and services of every 'Public Utility' as herein defined."

In accordance with the above provisions the Public Service Commission has adopted the following rules and fixed the following standards to govern water service by public utilities, such rules to become effective the first day of May, 1967. All previous rules or standards conflicting with those contained herein are hereby annulled and superseded.

2. The adoption of these rules shall in no way preclude the Public Service Commission from altering, amending, or revoking them in whole or in part, or from requiring any other or additional service, equipment, facility, or standard, either upon complaint or upon its motion, or upon the application of any utility.

102. APPLICATION OF RULES

1. These rules shall apply to any person, firm, or corporation which is now or may hereafter become engaged as a public utility in the business of furnishing water to any water consumer within the State of South Carolina, except public utilities owned or operated by any municipality or agency thereof and/or any water authority specifically exempted by statute.
2. The rules are intended to define good practice which can normally be expected. They are intended to insure adequate service and prevent unfair charges to the public, and to protect the utilities from unreasonable demands. The cooperation of the utilities with the Commission is pre-supposed.
3. In any case where compliance with any of these rules introduces unusual difficulty, such rules may be waived by the Commission upon application of the utility.

103. DEFINITIONS

The following words and terms, when used in these rules, shall have the meaning indicated below:

1. "Commission" means the Public Service Commission of South Carolina.
2. "Customer" means any person, firm, association, or corporation, or any agency of the Federal, State, or local government, being supplied with water service by a utility.
3. "Error in Registration" is the percentage by which the correct registration varies from the meter registration. This error is derived by stopping the meter test hand at the starting point and then determining the percentage variation in registration as indicated by the working standard. The formula for determining the error in registration is:

$$100 \times \frac{(\text{Meter Reading}-\text{Actual Volume})}{(\text{Meter Reading})}$$

A positive percentage indicates a fast meter and a negative percentage indicates that the meter is slow.

4. "Main" means a water pipe, owned, or maintained by a utility, which is used for the purpose of transmission or distribution of water, but does not include "service pipe."
5. "Meter" without other qualification, shall mean any device, or instrument, which is used by a utility in measuring a quantity of water for billing purposes.
6. "Premises" means a piece of land or real estate, including buildings and other appurtenances thereon.
7. "Service pipe" is the pipe that runs between a main and a customer's premises.
8. "Utility" means any water company operating under the jurisdiction of the Commission.
9. "Water plant" means all facilities owned by a water company for the production, purification, storage, transmission, and distribution of water.

200. RECORDS AND REPORTS

201. LOCATION OF RECORDS

All records required by these rules or necessary for the administration thereof, shall be kept within this State, unless otherwise authorized by the Commission. Accounting procedures should be kept in accordance with the NARUC Uniform System of Accounts. These records must be available for examination by the Commission or its authorized representatives at all reasonable hours.

202. RETENTION OF RECORDS

Unless otherwise specified by the Commission, all records required by these rules shall be preserved for two years.

203. DATA TO BE FILED WITH THE COMMISSION

The utility shall file with the Commission the following documents and information, and shall maintain such documents and information in a current status.

1. A copy of the utility's tariff schedule of its rates and charges.
2. A copy of each special contract for services.
3. A sample of each type of customer bill form, which shall include the information which is normally shown on a customer's bill for service.
4. A map of the utility's operating area. This map shall be revised annually unless such revision is unnecessary, in which event the utility shall notify the Commission that the map on file is current. The map should show:
 - a. Location of pumping stations, purification plants and sources of supply.
 - b. Storage facilities.
 - c. Mains by size
 - d. Location of valves and fire hydrants.

- e. Service area.
- f. Names of all communities (post offices) served.
- 5. The name, title, address, and telephone number of the person who should be contacted in connection with:
 - a. General management duties.
 - b. Customer relations (complaints).
 - c. Engineering operations.
 - d. Meter tests and repairs.
 - e. Emergencies during non-office hours.

300. METER REQUIREMENTS

301. METER READING SHEETS OR CARDS

The meter reading sheets or cards shall show:

- 1. Customer's name, address, and rate schedule.
- 2. Identifying number and/or description of the meter (s).
- 3. Meter readings.
- 4. Multiplier, if any.
- 5. If the reading has been estimated.

302. RECORD OF METERS

Each utility shall maintain records of the following data, where applicable, for each meter until retirement:

- 1. The complete identification-manufacturer, number, type, size, capacity, multiplier, and constants.
- 2. The dates of installation and removal from service, together with the location.

303. METER TEST RECORDS

Each utility shall maintain records of at least the last two tests made of any meter. The records of the meter test made at the time of the meter's retirement shall be maintained for a minimum of 3 years.

Test records shall include the following:

- 1. The date and reason for the test.
- 2. The reading of the meter before making any test.
- 3. The accuracy "as found" at each rate of flow.
- 4. The accuracy "as left" at each rate of flow.
- 5. In the event test of the meter is made by using a standard meter the utility shall retain all data taken at the time of the test in sufficiently complete form to permit the convenient checking of the test methods and the calculations.

304. METER READING INTERVAL

Meters shall be read at regular intervals as specified in the utility's tariff.

305. CONDITION OF METER

No meter shall be installed which is mechanically defective. The capacity of the meter and the index mechanism should be consistent with the water requirements of the customer.

306. METER SEAL

Immediately after the pre-installation or field test of a water meter the utility shall affix a seal in such a manner that the meter cannot be tampered with without breaking the seal.

400. CUSTOMER RELATIONS**401. CUSTOMER INFORMATION**

Each utility shall:

1. Maintain up-to-date maps, plans, or records of its entire transmission and distribution systems, with such other information as may be necessary to enable the utility to advise prospective customers, and others entitled to the information, as to the facilities available for serving customers within its operating area.
2. Assist prospective customers in selecting the most economical rate schedule applicable.
3. Notify customers affected by a change in rates or schedule classification.
4. Post a notice in a conspicuous place in each office of the utility where applications for service are received, informing the public that copies of the rate schedules and rules relating to the service of the utility, as filed with the Commission, are available for inspection.
5. Upon request, inform its customers as to the method of reading meters.
6. Furnish such additional information as customers may reasonably request.

402. CUSTOMER DEPOSITS

Each utility may require from any customer or prospective customer a deposit intended to guarantee payment of bills of service.

1. Such deposit shall not be less than \$5.00 nor more than the maximum estimated charge for service for 2 consecutive billing periods or 4 months, whichever is less, or as may reasonably be required by the utility in cases involving service for short periods or special occasions.
2. Interest on Deposits
 - a. Simple interest on deposits at the rate of at least 4% per annum shall be paid by the utility to each customer required to make such deposit for the time it is held by the utility, provided that no interest need be paid unless the deposit is held longer than 6 months.
 - b. Payment of the interest to the customer shall be made every 5 years or at the time the deposit is returned.
 - c. The interest shall be accrued annually.
 - d. The deposit shall cease to draw interest on the date it is returned, on the date service is terminated, or on the date notice is sent to the customer's last known address that the deposit is no longer required.

3. Each utility shall keep record to show:
 - a. The name and address of each depositor.
 - b. The amount and date of the deposit.
 - c. Each transaction concerning the deposit.
4. Each utility shall issue a receipt of deposit to each customer from whom a deposit is received, and shall provide means whereby a depositor may establish his claim if his receipt is lost.
5. The utility may retain the deposit as long as it feels it is necessary to insure payment of bills for service.
6. A record of each unclaimed deposit must be maintained for at least 3 years, during which time the utility shall make a reasonable effort to return the deposit.
7. Unclaimed deposits, together with accrued interest, shall be credited to an appropriate account.

403. CUSTOMER BILL FORMS

The utility shall bill each customer as promptly as possible following the reading of his meter. The bill shall show:

1. The reading of the meter at the end of the period for which the bill is rendered.
2. The date on which the meter was read.
3. The number and kind of units metered.
4. The applicable rate schedule, or identification of the applicable rate schedule. If the actual rates are not shown, the bill shall carry a statement to the effect that the applicable rate schedule will be furnished on request.
5. The gross and/or net amount of the bill.
6. The date by which the customer must pay the bill in order to benefit from any discount or to avoid any penalty.
7. A distinct marking to identify an estimated bill.
8. Any conversions from meter reading units to billing units or any calculations to determine billing units from recording or other devices, or any other factors used in determining the bill. In lieu of such information on the bill, a statement must be on the bill advising that such information can be obtained by contacting the utility's principal office.

404. ADJUSTMENT OF BILLS

1. In case of a disputed account, involving the accuracy of a meter such meter shall be tested upon request of the customer, in conformity with the provisions of the rules and regulations of the South Carolina Public Service Commission. In the event that the meter so tested is found to have an error in registration of three (3) per cent or more, the bills will be increased or decreased accordingly, but in no case shall such a correction be made for more than sixty (60) days.
2. When a customer has been overcharged as a result of incorrect reading of the meter, incorrect application of the rate schedule, incorrect connection of the meter, or any other similar reason, the

amount of the overcharge shall be adjusted, refunded or credited to the customer.

3. When a customer has been undercharged as a result of incorrect reading of the meter, incorrect application of the rate schedule, incorrect connection of the meter, or any other similar reason, the amount of the undercharge may be billed to the customer.

405. APPLICATIONS FOR SERVICE

1. All applications for water service may be made verbally or in writing.
2. The accepted application shall constitute a contract between the company and the applicant, obligating the applicant to pay for water service in accordance with the utility's tariff currently on file with the Public Service Commission, and to comply with the Commission's Regulations Governing Service Supplied by Water Companies.
3. When a customer desires to have his service terminated, he must notify the utility and such notification may be verbally or in writing. The company shall be allowed a reasonable period of time after the receipt of such notice to take a final reading of the meter and to discontinue service.

406. REASONS FOR DENYING SERVICE

Service may be refused or discontinued for any of the reasons listed below. Unless otherwise stated, the customer shall be allowed a reasonable time in which to comply with the rule before service is discontinued.

1. Without notice in the event of a condition determined by the utility to be hazardous.
2. Without notice in the event of customer use of equipment in such a manner as to adversely affect the utility's service to others.
3. Without notice in the event of unauthorized use of water.
4. For customer tampering with equipment furnished and owned by the utility.
5. For violation of and/or non-compliance with the Public Service Commission's Regulations Governing Service Supplied by Water Companies.
6. For failure of the customer to fulfill his contractual obligations for service and/or facilities subject to regulation by the Commission.
7. For failure of the customer to permit the utility reasonable access to its equipment.
8. For non-payment of bill provided that the utility has made a reasonable attempt to effect collection and has given the customer written notice that he has 5 days, excluding Sundays and holidays, in which to make settlement on his account or have his service denied.
9. For failure of the customer to provide the utility with a deposit as authorized by Rule 402.

10. For failure of the customer to furnish permits, certificates, and/or rights-of-way, as necessary to obtaining services, or in the event such permissions are withdrawn or terminated.
11. For wilful waste of water by the customer.
12. For failure of the customer to comply with reasonable restrictions on the use of water, as imposed under Rule 705, provided that notice has been given to the customer and that written notice has been furnished to the Commission.
13. No water utility company shall be required to furnish its water service to any applicant, who at the time of such application, is indebted under an undisputed bill to such utility company for water service, previously furnished such applicant, or furnished any other member of the applicant's household or business.

407. INSUFFICIENT REASONS FOR DENYING SERVICE

The following shall not constitute sufficient cause for refusal of service to a present or prospective customer:

1. Delinquency in payment for service by a previous occupant of the premises to be served.
2. Failure to pay for merchandise purchased from the utility.
3. Failure to pay for a different type or class of public utility service.
4. Failure to pay the bill of another customer as guarantor thereof.

408. RIGHT OF ACCESS

The authorized agents of the utility shall have the right of access to the premises supplied with water, at reasonable hours, for the purpose of reading meters, examining fixtures and pipes, observing the manner of using water, and for any other purpose which is proper and necessary in the conduct of the utility's business.

409. WASTE OF WATER

1. The customer should maintain his service pipe and all piping and fixtures on or in the building so that any loss of water through leakage is kept to a reasonably small amount. If the leakage becomes excessive, then it may be treated as a wilful waste of water.
2. Unnecessary or excessive use of water may be treated as a wilful waste of water.

410. CUSTOMER COMPLAINTS

Complaints concerning the charges, practices, facilities, or service of the utility shall be investigated promptly and thoroughly. The utility shall keep such records of customer complaints as will enable it to review and analyze its procedures and actions.

500. ENGINEERING

501. REQUIREMENT FOR GOOD ENGINEERING PRACTICE

1. The water plant of the utility shall be constructed, installed, maintained and operated in accordance with accepted good engineering practice in the water industry to assure, as far as reasonably pos-

sible, continuity of service, uniformity in the quality of service furnished, and the safety of persons and property.

- a. The design and construction of the water plant shall conform to the requirements of the South Carolina State Department of Health.
2. Disinfection of Facilities. All new mains, pumps, tanks wells and other facilities for handling potable water and insofar as practicable, repaired mains and other facilities, shall be thoroughly disinfected before being connected to the system. The method of disinfection shall be as approved by the State Department of Health.
3. Mains.
 - a. Depth of Mains. Water mains should be installed below the frost line or be otherwise protected to minimize the possibility of freezing and shall not have less than 30 inches of cover except where it is necessary to avoid underground obstruction or rocky or hardpan conditions where such depth is not feasible.
 - b. Dead Ends. The utility should design its distribution system so as to avoid dead ends in mains. Where dead ends cannot be avoided the mains shall be flushed as often as necessary to maintain the proper quality of the water.
 - c. Segmentation of System. Valves shall be provided at reasonable intervals in distribution mains so that in case of breaks or repairs a minimum number of customers will be affected. When feasible, valves shall be provided in the mains at intervals not to exceed one continuous block or 500 feet, whichever is greater, except where a dead end run is not intended to serve any intervening customers.
 - d. Grid Systems. The distribution system should be laid out in a properly segmented grid so that in case of breaks or repairs a minimum number of customers will be affected.
 - e. Minimum Pipe Sizes. The distribution system shall be of adequate size and designed to maintain the pressures within the range required by Rule 702. The pipe used in the system should be at least 4 inches in size. In special cases pipes of the sizes listed below may be installed. However, the maximum length from any connecting main at least 4 inches in size should not exceed the following:

1-inch	150 feet
1½-inch	300 feet
2-inch	1000 feet

502. ADEQUACY OF SUPPLY

The production and/or storage capacity of the utility's plant, supplemented by the water supply regularly available from other sources, must be sufficiently large to meet all reasonably expectable demands for service.

503. INSPECTION OF WATER PLANT

Each utility must adopt a program of inspection of its water plant in order to determine the necessity for replacement and repair. The frequency of the various inspections shall be based on the utility's experience and accepted good practice. Each utility shall keep sufficient records to give evidence of compliance with its inspection program.

504. SERVICE PIPE CONNECTIONS

1. The utility shall furnish, install, and maintain the following: corporation stop; service pipe from main to curb stop or outlet of outdoor meter setting; curb stop; and curb box.
 - a. Curb stops are for the exclusive use of the utility for control of the water supply to individual customers and should not be located on the customer's property. The control of the water supply by the customer shall be by means of a separate valve, located on the customer's premises.
2. The customer shall be responsible for furnishing, installing and maintaining the service pipe from the curb stop or outlet of outdoor meter setting to the place of consumption on his premises. The service pipe must be installed and maintained in accordance with accepted good practice and in conformance with applicable codes or governmental regulations.
 - a. All service pipes should be installed below the frost line or be otherwise protected to minimize the possibility of freezing. All service pipes shall be at least three-fourths inch inside diameter.
 - b. A service pipe shall not be laid in the same trench with sewer pipe unless the water service pipe is laid on a shelf on the side of the trench, not less than 12 inches above and not less than 18 inches horizontally away from the sewer pipe.
3. If a governmental agency requires an inspection of the customer's plumbing then the utility shall not connect the service until it receives a notice from the governmental agency certifying that the customer's plumbing is satisfactory.

505. METERED SERVICE

1. The utility shall furnish, install, own and maintain all meters. Utilities should make available to customer's plumbers sketches of standard meter installations which show the way in which the customer's portion of the installation should be made.
2. The meter shall be set at a location designated by the utility on the delivery side of the curb stop. In the event the customer desires any change in the location or position of the meter, meter box or vault, after they have been installed, such change in location shall be made by the utility at the expense of the customer.

506. FIRE PROTECTION

Specifications, location, installation, maintenance, and ownership of fire hydrants, mains and other fire protection facilities are subject

to negotiation between the utility and the applicant. Fire hydrants for public fire protection should not be connected to mains smaller than 6-inch.

507. TEMPORARY SERVICE

When the utility renders temporary service to a customer, it may require that the customer bear all the cost of installing and removing the service in excess of any salvage realized.

600. INSPECTION AND TESTS

601. COMMISSION TESTS

The Commission will make tests of meters as follows:

1. Referee Tests

- a. Upon written application to the Commission by a customer or utility, a test will be made of the customer's meter as soon as practicable by a representative of the Commission.
- b. On receipt of such request the Commission will notify the utility and the utility shall not knowingly remove or adjust the meter until instructed by the Commission. The utility shall furnish to the Commission's representative such reasonable assistance as may be required to make the test.
- c. The customer, or his representative, may be present when his meter is tested.
- d. The Commission will make a written report of the results of the test to the customer and to the utility.

602. UTILITY INSPECTIONS AND TESTS

All meters will be furnished by the Water Company and shall remain its property and be accessible to and subject to its control. They shall be conveniently located at a point approved by the Water Company so as to control the entire supply, and when located on premises of customer, a proper place and protection therefor shall be provided by customer.

1. Where water is furnished by a flat rate, the Water Company shall have the right to install and maintain a meter to determine the quantity supplied, and the customer shall provide a suitable location therefor. The Water Company shall have the right to continue the use of the meter, and furnish water by meter rate only and customer shall thereafter pay the meter rate schedule. The Water Company also reserves the right to change from flat-rate service to metered service at any time.
2. Meters will be maintained by the company, so far as ordinary wear and tear are concerned, but damage due to freezing, where located inside the building or cellar, or due to hot water, or external causes, shall be paid for by the customer.
The customer shall notify the Water Company of any injury to or the non-working of the meter, as soon as it comes to his knowledge.
3. When water is furnished by meter, the quantity recorded by it shall be conclusive on both the customer and the Water Com-

pany, except when the meter has been found to be registering inaccurately or has ceased to register. In the latter case the quantity may be determined by the average registration of the meter when in order.

4. Upon request by a customer and at no charge, the utility shall make a test of the meter serving him, provided that such tests need not be made more frequently than once in 24 months.
 - a. The customer, or his representative, may be present when his meter is tested.
 - b. A report of the results of the test shall be made to the customer within a reasonable time after the completion of the test, and a record of the report, together with a complete record of each test, shall be kept on file at the office of the utility.

603. FACILITIES AND EQUIPMENT FOR METER TESTING

Each utility shall maintain or designate a meter shop for the purpose of inspecting, testing and repairing meters. The shop shall be open for inspection by authorized representatives of the Commission at all reasonable times, and the facilities and equipment, as well as the methods of measurement and testing employed, shall be subject to the approval of the Commission. The accuracy of the test equipment and test procedures shall be such that the overall error will not exceed 0.3 of 1%.

1. Working Standards

- a. Each meter shop maintained or designated by a utility shall have at least one calibrated tank available for volumetric measurement or a tank mounted upon scales for weight measurement. The tank shall be of sufficient capacity to insure an acceptable determination of the accuracy of the utility's meters.
 - b. The utility may use a portable test meter, approved by the Commission for use as a standard, for the purpose of testing meters.
2. Reasonable care must be exercised in the use and handling of standards to assure that their accuracy is not disturbed.
 3. Each standard shall be accompanied at all times by a certificate or calibration card, duly signed and dated, on which are recorded the corrections required to compensate for errors found at the customary test points at the time of the last previous test.

700. STANDARDS OF QUALITY OF SERVICE

701. QUALITY OF WATER

1. General. Each utility shall provide water that is potable, and, insofar as practicable, free from objectionable odors, taste, color and turbidity. Each utility must have a permit as required by the Health Laws of the State of South Carolina, and shall comply with the laws and regulations of the state and local Departments of Health.
2. Water Supply.
 - a. The source of supply shall be:
 1. Free from pollution, unless the water is subsequently purified by treatment.

2. Reasonably adequate to provide a continuous supply of water.
3. Of such quality as to meet the standards of the South Carolina State Department of Health.
- b. Operation of Supply System.
 1. The water supply system, including wells, reservoirs, pumping equipment, treatment and filtration works, mains, meters, and service pipes shall be free from sanitary defects.
 2. Any physical connection between the distribution system of a public water supply and that of any other water supply must comply with the regulations of the State Department of Health.
 3. Testing of Water.

Each utility shall have representative samples of the water supplied by it examined by the state or local Department of Health, or by an approved water laboratory at intervals specified by the state or local Department of Health, in accordance with the standards of the South Carolina State Department of Health.

702. STATIC PRESSURE LIMITS

1. Under normal conditions of use of water the pressure at a customer's service connection shall be:
 - a. Not less than 25 psig.
 - b. Not more than 125 psig.
2. Exceptions to Pressure Requirements.

Pressure outside the limits specified will not be considered a violation when the variations:

 - a. Arise from the action of the elements.
 - b. Are infrequent fluctuations not exceeding 5 minutes' duration.
 - c. Arise from service interruptions.
 - d. Are from causes beyond the control of the utility.
 - e. Arise from variations in service elevations which are local and can be controlled in a satisfactory manner.

703. PRESSURE SURVEYS AND RECORDS

1. Each utility having more than 100 customers must have at least one portable recording pressure gauge available.
2. Pressure measurements should be made at the customer's service connection. If no outlet is available at this point, then the measurement may be made at the nearest available outlet, making due allowance for any pressure differential between the point of customer's service connection. If no outlet is available at this point, then the measurement may be made at the nearest differential between the point of customer's service connection (usually the curb or property line) and the point of measurement.
3. Each utility shall make a sufficient number of pressure measurements in order to determine if pressures throughout the system are in compliance with the requirements of Rule 702.
4. Pressure records obtained under Rule 703.3 shall be retained by the utility for at least 2 years and shall be available for inspection by the Commission's representatives at all times. Notations on

each pressure record shall indicate the following:

- a. The location where the pressure was taken.
- b. The time and date of the test.

704. INTERRUPTIONS OF SERVICE

Each utility shall make reasonable efforts to avoid interruptions of service but when interruptions occur, service shall be re-established within the shortest time practicable, consistent with safety.

1. Planned interruptions shall be made at a time that will not cause unreasonable inconvenience to customers and shall be preceded by adequate notice to those who will be affected.
2. Each utility shall notify the Commission of any interruption to the service of a major portion of its distribution system, when such interruption lasts for more than 6 hours.
3. If an interruption affects the service to any public fire protection device, the utility shall immediately notify the public official responsible for fire protection.
4. When the system pressure is provided through mechanical means, emergency standby pumping equipment or other adequate facilities shall be available to maintain pressure in the mains in the event of failure of the primary pumping facilities.

705. RESTRICTIONS OF THE USE OF WATER

1. The utility may impose reasonable restrictions on the outdoor use of water during periods of shortage of supply, excessive demand or other difficulty which jeopardizes the supply of water to any group of customers.
2. The utility may impose reasonable restrictions on the use of water by customers who use large quantities of water and thereby create conditions which prevent the company from supplying satisfactory service to that customer, or to other customers.
3. If a utility finds that it is necessary to restrict the use of water it shall notify its customers, and give the Commission written notice, before such restriction becomes effective. Such notification shall specify:
 - a. The reason for the restriction.
 - b. The nature and extent of the restriction, i. e., on outdoor use of water, use by certain classes of customers, etc.
 - c. The date such restriction is to go into effect.
 - d. The probable date of termination of such restriction.

800. SAFETY

801. PROTECTIVE MEASURES

1. Each utility shall exercise reasonable care to reduce the hazards to which its employees, its customers, and the general public may be subjected.
2. Each utility shall give reasonable assistance to the Commission in the investigation of the cause of accidents and in the determination of suitable means of preventing accidents.

3. Each utility shall maintain a summary of all reportable accidents arising from its operations.

802. SAFETY PROGRAM

Each utility shall adopt and execute a safety program, fitted to the size and type of its operations. As a minimum, the safety program should:

1. Require employees to use suitable tools and equipment in order that they may perform their work in a safe manner.
2. Instruct employees in safe methods of performing their work.

PUBLIC WELFARE DEPARTMENT

Manual of Personnel Administration

(Supersedes manual filed January 1, 1957)

Promulgated under the authority of Section 71-8 of the 1962 Code

(Filed in the office of the Secretary of State October 28, 1966)

Complete text of the manual is filed in the office of the Secretary of State. Those interested should refer to this copy.

REAL ESTATE BOARD

Rules and Regulations

General

Adopted April 17, 1967 superseding previously adopted rules and regulations

Promulgated under authority of Sections 56-1545 et seq. of 1962 Code

(Filed in the office of the Secretary of State April 24, 1967)

It is the purpose of this Board, acting under the provisions of the Act creating it, to safeguard the public interest in real estate transactions and to regulate the licensing of real estate brokers, salesmen, counsellors, appraisers, and property managers; and to encourage the maintenance of high ethical practices by all such real estate licensees doing business in the State of South Carolina.

1. VIOLATIONS—The South Carolina Real Estate Board will deem any person acting as a real estate broker, salesman, counsellor, appraiser, or property manager, in violation of the Real Estate Licensing Act should he commit any one of the following acts:

- A. Making any substantial and willful misrepresentation.
- B. Making any false promises of a character likely to influence, persuade or induce.
- C. Pursuing a continued and flagrant course of misrepresentation, or making false promises through agents or salesmen or any medium of advertising or otherwise.
- D. Any conduct in a real estate transaction which demonstrates bad faith, dishonesty, untrustworthiness or incompetency in such a manner as to endanger the interest of the public.

- E. Acting for more than one party in a transaction without the knowledge of all parties for whom he acts.
 - F. Acting in the dual capacity of broker and undisclosed principal in any transaction.
 - G. Representing or attempting to represent a real estate broker other than his employer without the express knowledge and consent of his employer.
 - H. Guaranteeing or authorizing or permitting any person to guarantee future profits which may result from the resale of real property.
 - I. Making of dual sets of contracts, written or otherwise, which would falsify the transaction by stating a sales price higher than the actual sales price in an effort to obtain a larger loan from any lender or lending institution or for the purpose of misinforming any governmental agency.
 - J. Conviction in any Court of competent jurisdiction of this State, any other state or federal Court of forgery, embezzlement, breach of trust, larceny after trust, obtaining money or property under false pretense, extortion, fraud, conspiracy to defraud, or any other offense involving moral turpitude.
 - K. Failing, within a reasonable time, to account for or to remit any monies coming into his possession which belongs to others.
 - L. Paying a commission or compensation to any person for performing the services of a real estate broker or real estate salesman who has not first secured his license under the S. C. Real Estate Licensing Act; except that a South Carolina licensed broker may pay a part of his commission on a cooperative basis to a licensed broker of another state; provided that such non-resident broker does not conduct in this state any of the negotiations for which a fee, compensation or commission is paid.
2. TRUST OR ESCROW—A broker must place, as soon after receipt as is practicably possible, any deposit money or other money received by him in a real estate transaction, in a custodial, trust, or escrow account maintained by him in a banking institution authorized to do business in this state, wherein the funds shall be kept until the transaction is consummated or otherwise terminated, at which time a full accounting thereof shall be made by the broker. Records relative to the deposit, maintenance, and withdrawal of such funds shall be properly maintained and be made available to a representative of the S. C. Real Estate Board upon request.
3. SALESMAN HANDLING OF FUNDS—A salesman must place as soon after receipt as is practicably possible, in the custody of his licensed broker, any deposit money or other money entrusted to him by any person dealing with him as the representative of his broker.
4. ADVERTISING—Every broker, when advertising real estate for sale or lease shall affirmatively and unmistakably indicate that the party advertising is a licensed real estate broker. In the case of a

salesman, the name of the broker with whom the salesman is licensed must appear in the ad.

5. **COPY OF DOCUMENTS**—Every real estate broker or salesman shall voluntarily furnish a copy of any written lease, contract of sale, listing contract or option to any party executing the same at the time thereof.
6. **LICENSED FIRM**—For the proper and orderly control of the real estate business in South Carolina, every person licensed by the State must be affiliated with a licensed firm, even though that firm be wholly or in part owned by the licensee. When a licensee leaves a licensed firm or company for any reason, his personal license is automatically cancelled and is no longer valid. It can only be re-issued when he is again associated with a licensed firm.
7. **AGE REQUIREMENT**—No regular license shall be issued unless the applicant is at least 21 years of age; no temporary license shall be issued unless the applicant is at least 19 years of age. Request for waiver of this requirement must be submitted to the S. C. Real Estate Board at its next regular meeting.
8. **CREDIT REPORT**—Anyone applying for a real estate license after July 1, 1967 to operate as a real estate broker, counsellor, appraiser, salesman, or property manager shall pay a fee of \$5.00 to cover the cost of a credit report to be obtained on such person by the S. C. Real Estate Commissioner. This is in addition to any license fee required. This requirement is waived on licensed brokers of other states obtaining a license by reciprocity.
9. **EXAMINATION**—The first year and final examinations for real estate license shall be given periodically as designated by the Commissioner. The Commissioner will notify all applicants of the time and place of the examination at least 15 days prior to the date of the examination. All completed examination papers shall remain the property of the S. C. Real Estate Board.
10. **EXAMINATION FEE**—There shall be established a real estate examination fee for brokers, salesmen, counsellors, appraisers and property managers of \$25.00 per examinee and there shall be no return of this examination fee upon failure of examination by applicant provided; however, that should the examinee pass the examination, a portion of such examination fee shall be treated as a personal license fee for the current license year.
11. **FAILING EXAMINATION**—Any person failing to pass a real estate examination under the provisions for temporary licensing will be allowed an opportunity to take a second examination within thirty (30) days at no additional cost. If he fails the second examination, his license is automatically cancelled. Provided: That a person in the temporary program who has twice failed his examination may be allowed to retake the examination each month thereafter or as scheduled, upon payment of the full examination fee for each subsequent examination. During the period following his failure of the

first "retake" and until such time as he successfully passes the required examination, he remains unlicensed and therefore ineligible to perform any of the acts for which licensing is required. Notice of intent to retake the examination must be given within five (5) days after notice from the Commissioner that the licensee has failed in each attempt.

Any person applying for a regular license who fails the examination will be required to wait six (6) months before being allowed an opportunity to take a second examination. The full examination fee is required for each examination.

12. OFFICE—Effective July 1, 1967 anyone applying for an office license shall establish and maintain a specific place of business which shall be available to the public during reasonable business hours. Such office or place of business shall be located in compliance with municipal zoning laws where applicable. Office license can be issued only to persons holding a regular S. C. real estate license.
13. BRANCH OFFICE—A licensed broker in addition to his principal place of business, may maintain one or more branch offices under the same company name at different locations. Each branch office must have a regular licensee in charge of such branch office. A temporary licensee cannot be the "broker in charge" of a branch office.
Sign required in Rule No. 14 also applies to branch offices.
14. SIGNS—Every real estate broker establishing an office after July 1, 1967 must display a sign in front of his office or place of business clearly indicating to the public that he is a real estate broker. This sign should have the name of the company and the words real estate broker, realty company or Realtor, if applicable, or other similar words and also the name of the broker in charge if different from the company name. Such sign shall be of at least 2" letters and displayed so that it is visible and can be read from the street in front of the office or place of business. In an office in an office building, sign may be on door or window. Name of broker can be in 1" letters.
15. DISPLAY OF LICENSE—The broker's office license must be prominently displayed at the office address to which issued. The license of each salesman who is licensed with the company as employing broker must also be displayed in the office or place of business. Licenses of persons assigned to a branch office must be displayed in the branch office. Effective with the new license year (July 1, 1967) all personal licenses must be displayed in the broker's office or branch office.
16. OFFER TO PURCHASE—No licensee shall submit to an owner an offer to purchase or lease unless such offer contains all of the terms and conditions of the offer including the manner in which the purchase is to be financed and if such offer is contingent upon certain conditions such conditions shall be clearly set forth therein.

17. NET LISTINGS—No licensee shall accept a listing based on “net” price. In cases where the owner wishes to list in this manner, the customary fee shall be added and listings made in the usual manner.
18. LISTINGS—All listing agreements shall be in writing, properly identifying the property and containing all of the terms and conditions under which the property is to be sold, including the price, the commission to be paid, a definite expiration date, and the signatures of all parties concerned. An “exclusive agency” listing or “exclusive right to sell” listing shall clearly indicate in the listing agreement that it is such an agreement and a copy shall be given to the owner.
19. CLOSING STATEMENTS—Every real estate broker shall furnish to both the buyer and the seller in a real estate transaction a complete and detailed closing statement, properly accounting for all funds, paid, received and expended in connection with the transaction. Closing statements to be furnished at the closing or in not more than 48 hours after closing. Copies of all closing statements for transaction handled must be kept on file in the office of the broker for at least five (5) years.
20. SALESMAN TRANSFER OR RELEASE—The real estate broker shall retain in his possession the office copy of license of all real estate salesmen licensed with his firm, and shall relinquish possession of said licenses only to the S. C. Real Estate Commissioner. When for any reason a salesman severs connection with his broker, and desires to transfer to another broker, he shall secure a change of employment form from the Commissioner's office to be executed by him, his former broker and his new employing broker. For each transfer of license, a fee of \$1.00 is charged. Should his former broker not be agreeable to the transfer or release, the applicant then shall have the right to appear before the Commissioner and it may be transferred in the discretion of the Commissioner. In the event a salesman leaves a broker or is discharged, the Commissioner's Office must be notified immediately and the office license of such salesman returned.
21. TEMPORARY LICENSEE—A temporary licensee cannot obtain an office license and operate independently as a broker. Temporary licenses are issued only to persons who are employed by and under the supervision of a licensed broker. A temporary licensee who enters the two year program must continue in the program and cannot take the final examination or be issued a regular license in less than the two years prescribed in the Act.
22. BROKERS CHANGE OF BUSINESS ADDRESS—If a broker changes business location, he or she must immediately notify the South Carolina Real Estate Commissioner by letter and return office license to be reissued to the new address. For each change of business location, a fee of \$1.00 is charged. Sign requirement in Rule No. 14 must be complied with at new location; also Rule No. 12 as to office must be complied with.

23. **PERSONAL INTERVIEW**—To better determine the qualifications of all applicants for temporary license, it is hereby made a part of these Regulations that all applicants for temporary license shall be required to come to the Office of the Commissioner in Columbia, without expense to the Commissioner, for the purpose of a personal interview with the Commissioner. The Commissioner shall notify applicant when to come for such interview (normally within fourteen days of date application is received.) Applicant is again cautioned that he is not licensed until so advised by the Commissioner.
24. **COMPLAINTS**—All complaints against real estate brokers, salesmen, counsellors, appraisers or property managers, must be in writing and given to the Commissioner.
25. **LICENSE RENEWALS**—All applications for renewal of licenses must be filed on or before June 30th of each year. In event of failure on the part of the applicant to file his renewal by June 30th of each year, he shall be required to pay a five dollar penalty fee if application is filed on or before July 31st. If the applicant does not file for renewal by July 31st and does file for renewal during the month of August, he will be required to pay a penalty fee of \$25.00. If he fails to file for renewal by August 31st and continues to engage in the real estate business, he shall be deemed in violation of the Statute and will be prosecuted to the full extent of the law.
26. **INACTIVE LICENSEE**—Any real estate broker, salesman, counsellor, appraiser, or property manager who withdraws from the business and then returns to the business within three (3) years from the date of withdrawal, can return by submitting application for license and paying the current license fee.
27. **BOARD MEMBER**—No member of the South Carolina Real Estate Board shall sign any application for a temporary license as an endorser thereof.

SECURITIES COMMISSIONER

Promulgated under the authority of Section 62-6 of the 1962 Code

(Filed in the office of the Secretary of State January 26, 1967)

The following rules and amendments have been adopted by the Securities Commissioner as being necessary to carry out the provisions of Chapter 1 of Title 62 of the 1962 Code.

Rule IC

Examinations For Securities Agents

- (1) As a condition of registration, every applicant for registration as a Securities Agent employed by a Broker-Dealer or an Issuer shall be required to pass the South Carolina State Securities Examination with a score of 70% or better, unless exempt under (2) following or Rule ID(2).
- (2) No Securities Agent registered as such on May 1, 1963 shall be required to pass such Examination to obtain or maintain his registration or to obtain or maintain a Sales Permit as in Rule IB(2), provided he shall

have been so registered continuously from that date to a date not more than 60 days prior to application. The Securities Commissioner may allow for lapses occasioned by transfer from one Broker-Dealer or Issuer to another.

This amended Rule will become effective March 1, 1967 and will amend and supersede the provisions of Rule IC which were theretofore in effect.

Pursuant to Secs. 62-6, 62-112(b)(ix), 62-113(4), 62-113(6), S. C. Code 1962.

RULE ID shall be amended so as to include the Securities and Exchange Commission examination in Subsection (2) and to shorten waiting periods between examinations as in Subsection (4) and to read as follows:

Rule ID

**Provisions Applicable In General To The South Carolina
State Securities Examination**

(1) The examination fee shall be \$10.00 for each examination.

(2) A passing grade on the examinations for Securities Agents or for Principals given by the National Association of Securities Dealers, the Securities and Exchange Commission or the New York Stock Exchange shall be accepted in lieu of the South Carolina State Securities Examination. No person who has passed any of these examinations shall again be required to pass another examination (except as in Rule IB(2)) unless for a period of 36 or more consecutive months he shall not have been registered as a Securities Agent or as a Principal, Partner, Officer or Director of a Broker-Dealer.

(3) Upon request, the Securities Commissioner shall forward to any interested person a Study Outline setting forth the areas covered by the Examination, together with suggestions for reading and study, and a schedule of examination dates over the immediate future. Upon receipt of the examination fee of \$10.00 plus (a) a properly executed application for registration as a Securities Agent, or (b) a written request for a Sales Permit, the Securities Commissioner shall forward to the Applicant written authorization to take the Examination, specifying the place, date and time of the Examination.

(4) Failure to pass the South Carolina State Securities Examination shall require a waiting period of at least 30 days before again taking the Examination. Withdrawal of an application will be automatic after a fourth failure. The \$10.00 examination fee is payable for each examination.

This amended Rule will become effective March 1, 1967, and will amend and supersede the provisions of Rule ID which were theretofore in effect.

Pursuant to Secs. 62-6, 62-15, 62-112(b)(ix), 62-113(6), S. C. Code 1962.

Rule IE shall be amended so as to require a waiting period of at least 30 days before retaking an oral examination, and to read as follows:

Rule IE

Examinations For Investment Advisers

(1) As a condition of initial or renewal registration as an Investment Adviser, or as a Broker-Dealer acting or proposing to act as an Investment Adviser, the Securities Commissioner may in his discretion require the applicant or any one or all Officers, Directors, Partners or employees of the applicant who may represent said applicant in any of the acts which make him an Investment Adviser in this State, to take an oral examination, to be given at such time and place as specified by the Securities Commissioner.

(2) The decision of the Securities Commissioner as to the eligibility of the applicant shall be deemed final and conclusive.

(3) Failure to pass such an oral examination shall require a waiting period of at least 30 days before again taking an examination. A fourth failure shall render an examinee ineligible for consideration as an Investment Adviser.

(4) The examination fee shall be \$10.00 for each applicant for each examination.

This amended Rule will become effective March 1, 1967, and will amend and supersede the provisions of Rule IE which were theretofore in effect.

Pursuant to Secs. 62-6, 62-15, 62-112(b)(ix), 62-113(6), S. C. Code 1962.

Rule IF shall be amended so as to specify, with respect to cash or securities deposited in lieu of bond, the place of deposit, the control of and use of, the period of deposit and to read as follows:

Rule IF

Deposits In Lieu Of Bond

A deposit of cash or securities in lieu of surety bond required under Section 62-111, S. C. Code 1962, shall be considered appropriate within the intent and meaning of such section and shall be accepted by the Securities Commissioner under the following terms and conditions:

(1) With respect to a deposit of securities, that the securities be general obligations of, and be guaranteed both as to principal and interest by, the United States, any state or any political subdivision of a state, provided that such obligation be rated A or better by Standard & Poor's Corporation Records or Moodys Investment Service, and provided further that the securities on the day of deposit have a net realizable market value of at least 125% of the penal sum of the bond required of the depositor.

(2) With respect to a deposit of cash, that the amount of the cash be at least equal to the penal sum of the bond required of the depositor.

(3) That as a condition of any renewal of registration by means of an in lieu deposit, cash so deposited be at least equal to the penal sum of the bond required of the depositor upon the renewal date and the net

realizable market value of securities so deposited be at least 125% of such sum on said renewable date.

(4) That the cash or securities shall be deposited in a bank located in South Carolina and organized under the laws of the United States or of the State of South Carolina.

(5) That the cash or securities so deposited shall be under the control of the Securities Commissioner and shall be for the use and benefit of any person damaged by any violation of the provisions of the South Carolina Uniform Securities Act by the depositor or his agent.

(6) That the cash or securities so deposited shall remain on deposit and under the control of the Securities Commissioner for a period of two years following termination of registration of the depositor. Any cash or securities then remaining, including any accumulated interest, shall be released to the depositor upon written order of the Securities Commissioner.

This amended Rule will become effective March 1, 1967, and will amend and supersede the provisions of Rule IF which were theretofore in effect. Pursuant to Secs. 62-6, 62-111, S. C. Code 1962.

The following Rule is promulgated for the purpose of defining the types of records to be maintained by registered Broker-Dealers.

Rule IG

Records To Be Kept And Financial Statements To Be Filed By Broker-Dealers

(1) Every Broker-Dealer shall at all times maintain up-to-date financial records which shall completely and accurately disclose all facts concerning each security transaction and the Broker-Dealer's detailed financial condition in the manner and form of generally accepted accounting principles. Such records shall include, but not be limited to, a daily record of all purchases and sales of securities, all receipts and deliveries of securities, all receipts and disbursements of cash and all other debits and credits; ledgers, including ledger accounts for each customer; and copies of confirmations of all purchases and sales of securities. Such records shall be kept at his principal place of business.

(2) A confirmation of each transaction for or with a customer shall be sent to the customer within a full business day after the transaction is made. Such confirmation shall clearly set forth the date and if possible the time, of execution, the price and any and all charges, and shall clearly show in what capacity the Broker-Dealer acted. If the Broker-Dealer acted as agent for both buyer and seller, this shall be clearly shown. The name of the authorized person handling the transaction shall also be shown. If handled by an Agent, the copy retained by the Broker-Dealer shall be initialed by a responsible officer, director, partner or principal or other person occupying a similar status or performing similar functions.

(3) For any transaction made in reliance upon the exemption provided by Section 62-52(3), (unsolicited order), the confirmation shall show on all copies that the transaction was made pursuant to an unsolicited order or offer to buy by the customer.

(4) Every registered Broker-Dealer must file with the Securities Commissioner an annual audit certified without qualification by an Independent Public Accountant regularly engaged in business as such. Unless permission is granted in writing by the Securities Commissioner for each report, said audit must be filed not later than 60 days after the close of the fiscal year. A surprise audit by a national stock exchange, or a financial statement filed with the National Association of Securities Dealers or the Securities and Exchange Commission in accordance with their reporting requirements will be accepted in lieu of an annual financial statement if filed within 60 days of completion.

This Rule will become effective March 1, 1967.

Pursuant to Secs. 62-6, 62-119, 62-120, S. C. Code 1962.

Rule IIC shall be amended to include among financial statements acceptable for use in a Prospectus those which have been approved by the South Carolina Insurance Department or by the Securities and Exchange Commission, and to specify when a new Prospectus is required, and to read as follows:

Rule IIC

Final Statements Used In A Prospectus

(1) All financial statements submitted with an application to register securities or for inclusion in a Prospectus used in this State shall be certified by an Independent Public Accountant regularly engaged in business as such; provided, however (a) that interim statements prepared since the close of the last fiscal year shall not be required to be certified if prepared on a basis comparable to those certified, and (b) that financial statements approved by the South Carolina Insurance Department or the Securities and Exchange Commission may be accepted by the Securities Commissioner in his discretion.

(2) Where a company has been in business for less than one year and submits one statement only which covers a period of less than one year, such statement shall be certified.

(3) A report signed by the Independent Public Accountant should accompany the statements.

(4) Financial statements filed with an application for registration of securities shall be up-dated when necessary so that the Prospectus as finally approved and in definitive form shall contain statements as of a date not more than 6 months prior to the date of the Prospectus.

(5) A Prospectus relating to securities in registration should be amended or supplemented whenever necessary to reflect any material changes, but in any event at least once in any period of twelve consecutive months, in order to bring financial data up to date. Failure of the registrant to do so shall be considered cause for suspension of registration. It shall be discretionary with the Securities Commissioner whether to require the reprinting of the entire Prospectus.

This amended Rule shall become effective March 1, 1967, and shall amend and supersede the provisions of Rule IIC which were theretofore in effect.

Pursuant to Secs. 62-5, 62-6, 62-7, 62-167, 62-169, S. C. Code 1962.

Rule IID shall be amended to define further options and warrants not considered unreasonable by the Securities Commissioner, and to read as follows:

Rule IID

Options Or Warrants

(1) Options or warrants issued to persons other than the purchasers of securities will be regarded in general with disfavor and will be considered as grounds for the denial of an application unless fully justified. The burden shall always rest upon the applicant to justify their issuance. The following will be included among standards in determining justification and whether such options or warrants are unreasonable within the intent and meaning of the South Carolina Uniform Securities Act.

(2) **Options to Employees or their Nominees pursuant to an Employee Stock Purchase Plan or Profit Sharing Plan** shall be considered justified if reasonable in method of exercise and price and if the total number of shares reserved for options to all persons excluding the purchasers of securities does not exceed 20% of the shares to be outstanding at the conclusion of the offering (not including shares reserved for options).

(3) **Restricted or Qualified Stock Options to Management** for incentive purposes shall be considered reasonable if all of the following conditions are met:

- (a) they do not exceed ten years' duration.
- (b) the exercise price is equal to at least 85% of the public offering price or of the fair market value as of the date of grant.
- (c) payment is to be made in cash.
- (d) the number of shares reserved for options to all persons excluding the purchasers of securities does not exceed 20% of the shares to be outstanding at the conclusion of the offering (not including the shares reserved for options.)

(4) **Options or Warrants to Underwriters by Issuers** will not be considered unreasonable if all of the following conditions are met:

- (a) they do not exceed five years' duration, and if exercised sooner than eleven months after issuance, the shares issued upon their exercise are not assignable or transferable (except as set forth in paragraph 4(e) following) before the expiration of eleven months after issuance.
- (b) the initial exercise price is at least equal to the public offering price.
- (c) there is a step-up in exercise price of at least 7% per annum commencing one year after issuance, or as an alternative a single step-up of 20% at any time during the second, third or fourth year from date of issuance, the election to be made at time of issuance.
- (d) payment is to be made in cash.
- (e) they are issued to the managing underwriter under a firm underwriting agreement and are not assignable or transferable except where the managing underwriter is a partnership, and then only among the partnership.

(f) they are issued by a relatively small company in the promotional stage where it appears from all of the facts and circumstances that the issuance of such options or warrants is necessary to obtain competent investment banking service.

(g) the number of shares reserved for options to all persons excluding the purchasers of securities does not exceed 20% of the shares to be outstanding upon conclusion of the offering (not including the shares reserved for options).

(5) Options or warrants to other persons, including finders, will be considered unreasonable and looked upon with disfavor.

This amended Rule will become effective March 1, 1967, and will amend and supersede the provisions of Rule IID which were theretofore effective.

Pursuant to Secs. 62-6, 62-171(a), 62-171(b)(vi), S. C. Code 1962.

Rule IIF shall be amended in view of changes in the Corporation Law, to read as follows:

Rule IIF

Pre-Incorporation Stock Subscriptions

(1) Applications to register securities of a corporation by coordination or qualification shall be in general regarded with disfavor and subject to denial where pre-incorporation subscriptions to common stock of the issuer remain unpaid.

(2) Applications to register pre-incorporation subscriptions to common stock of a proposed corporation shall be in general regarded with disfavor and subject to denial unless subscriptions by promoters are equal in price and reasonable in method of payment as compared with subscriptions offered to the public.

This amended Rule will become effective March 1, 1967, and will amend and supersede the provisions of Rule IIF which were theretofore in effect.

Pursuant to Secs. 62-6, 62-171(a), 62-171(b)(vi), S. C. Code 1962.

Rule IIIA shall be amended so as to be up-dated and read as follows:

Rule IIIA

Approved Securities Exchanges

(1) The following securities exchanges are designated for inclusion in Section 62-51(7) of the South Carolina Uniform Securities Act:

Pacific Coast Stock Exchange

Philadelphia-Baltimore-Washington Stock Exchange

This amended Rule will become effective March 1, 1967, and will amend and supersede the provisions of Rule IIIA which were theretofore in effect.

Pursuant to Secs. 62-6, 62-51(7), S. C. Code 1962.

Rule IVA shall be amended so as to eliminate the requirement of an examination fee for certain types of post-effective amendments, and to read as follows:

Rule IVA

**Examination Fees To Accompany Filing Of Prospectus
Or Offering Circular**

(1) An examination fee of \$25.00 shall accompany any definitive Prospectus or Offering Circular filed with an application to register securities, or any such Prospectus or Offering Circular amended subsequent to effectiveness of registration or filed for the purpose of maintaining registration of the securities; provided however that the filing fee paid with an application to register securities shall be deemed to include the examination fee for the first definitive Prospectus or Offering Circular approved under such registration.

(2) An examination fee of \$25.00 shall accompany a request for a review by the Securities Commissioner of any preliminary or definitive Prospectus or Offering Circular other than those in (1) above or those filed with a request for confirmation of an exemption or an exception.

This amended Rule will become effective March 1, 1967, and will amend and supersede the provisions of Rule IVA which were theretofore in effect.

Pursuant to Secs. 62-6, 62-15, S. C. Code 1962.

TAX COMMISSION

Beer and Wine Regulation No. 1

Promulgated under the authority of Section 4-230.1 of the 1962 Code

(Filed in the office of the Secretary of State May 24, 1967)

Regulation No. 1. Void. Repealed by action of the South Carolina Tax Commission dated May 24, 1967.

Alcoholic Liquors Regulation No. 26

Promulgated under the authority of Section 4-6 of the 1962 Code

(Filed in the office of the Secretary of State February 1, 1967)

All unstamped liquor in the possession of a wholesale liquor dealer shall be stored in a separate room or compartment constructed in such a manner that goods stored therein cannot be removed except from an entrance. Said entrances shall be securely locked except when goods are being stored or shipped in accordance with regulations of the Tax Commission. In no instance shall a compartment contain more than two entrances. Reference: Section 4-9 of the South Carolina Code of Laws 1962, as amended.

All unstamped wines, as defined in Section 4-201, South Carolina Code of Laws 1962, as amended, in a wholesale liquor dealer's warehouse shall be stored in a separate compartment from stamped merchandise as required under the laws, rules and regulations pertaining to beer and wine.

Sales and Use Tax Regulation No. 6 (as amended)

Promulgated under the authority Section 65-1443 of the 1962 Code

(Filed in the office of the Secretary of State March 23, 1967)

Sales and Use Tax Regulation No. 6 of the South Carolina Tax Commission, filed and recorded in the Office of the Secretary of State on June 15, 1956, is hereby repealed and declared to be null and void.

Adopted and effective March 22, 1967.

WILDLIFE RESOURCES COMMISSION**Division of Boating****Restriction of Watercraft in Certain Waters**

Promulgated under authority of Section 70-295.2 of the 1962 Code

(Filed in the office of the Secretary of State March 22, 1967)

WHEREAS, Section 70-295.2 of the 1962 South Carolina Code of Laws provides that the South Carolina Wildlife Resources Department, Division of Boating, is authorized to adopt Rules and Regulations enforcing the boating laws of the State of South Carolina; and

WHEREAS, The Director has determined that it is necessary in the interest of public safety to restrict the use of watercraft in the waters in the Garden City Canal, in the Murrells Inlet Area, of Georgetown County and Horry County, South Carolina.

NOW, THEREFORE, IT IS ORDERED:

1. That the use of watercraft will be restricted in the waters in the Garden City Canal, in the Murrells Inlet Area, of Georgetown County and Horry County, South Carolina. The Garden City Canal begins at a point on Main Creek (near the mouth of Murrells Inlet), runs parallel to the Atlantic Ocean to a point on the Highway and causeway from the mainland to Garden City (S. C. Highway Number 26-51), and runs parallel to the said highway and causeway to a point on Main Creek near the bridge of S. C. Highway Number 26-51.

2. That there shall be no water skiing in the Garden City Canal. All motor boats shall run in a slow to no wake speed in the Garden City Canal.

3. That the regulated area of Garden City Canal shall be identified by appropriate signs and markers. The signs and markers shall conform to the system of aids to navigation prescribed by the United States Coast Guard and to the system of uniform waterway markers approved by the advisory panel of State officials to the Merchant Marine Council, United States Coast Guard, in October 1961.

4. That except as modified or changed hereby, all prevailing laws, rules and regulations concerning boating in South Carolina shall remain in full force and effect.

(Filed in the office of the Secretary of State June 23, 1967)

WHEREAS, Section 70-295.2 of the 1962 South Carolina Code of Laws provides that the South Carolina Wildlife Resources Department,

Division of Boating, is authorized to adopt Rules and Regulations enforcing the boating laws of the State of South Carolina; and

WHEREAS, The Director has determined that it is necessary in the interest of public safety to restrict the use of watercraft in the waters in the Garden City Canal, in the Murrells Inlet Area, of Georgetown County and Horry County, South Carolina.

NOW THEREFORE, IT IS ORDERED:

1. That the Rule and Regulation dated 2 March 1967, and filed in the office of the South Carolina Secretary of State on 22 March 1967, is rescinded.

2. That the use of watercraft will be restricted in the waters in the Garden City Canal, in the Murrells Inlet Area, of Georgetown County and Horry County, South Carolina. The Garden City Canal begins at a point on Main Creek (near the mouth of Murrells Inlet), runs parallel to the Atlantic Ocean to a point on the highway and causeway from the mainland to Garden City (S. C. Highway Number 26-51), and runs parallel to the said highway and causeway to a point on Main Creek near the bridge of S. C. Highway Number 26-51.

3. That there shall be no water skiing in the Garden City Canal except during the time of each day from one and one-half (1 1/2) hours before and after the high tide of the Garden City Canal. There shall not be any water skiing outside of the wake of the boat pulling the water skier.

4. That the regulated area of Garden City Canal shall be identified by appropriate signs and markers. The signs and markers shall conform to the system of aids to navigation prescribed by the United States Coast Guard and to the system of uniform waterway markers approved by the advisory panel of State officials to the Merchant Marine Council, United States Coast Guard, in October 1961.

5. That except as modified or changed hereby, all prevailing laws, rules and regulations concerning boating in South Carolina shall remain in full force and effect.

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